

**COMMISSIONERS COURT
Aransas County, Texas**

Ray A. Garza, County Judge

Jack Chaney
Commissioner, Pct 1-1A

Leslie Casterline
Commissioner, Pct 2



Pat Rousseau
Commissioner, Pct 3

Robert Dupnik
Commissioner, Pct 4-4A

NOTICE OF REGULAR MEETING AND AGENDA

Notice is hereby given that a **Regular Meeting** of the above named Commissioners Court will be held on the **8th DAY of APRIL, 2024 at 9:00 A.M. IN THE COMMISSIONERS COURTROOM IN THE ARANSAS COUNTY COURTHOUSE, 2840 HWY. 35 N., ROCKPORT, TEXAS, 78382.** Persons with disabilities who plan to attend this meeting and who may need assistance should contact the County Judge's office at (361) 790-0100 two working days prior to the meeting so that appropriate arrangements can be made. **To watch the meeting, visit:** here <https://www.youtube.com/channel/UCTxprR-CFvaZfapOVcLeDWQ/live>. The following subjects will be discussed at this meeting:

- I. CALL TO ORDER**
- II. INVOCATION**
- III. PLEDGES**
- IV. ROLL CALL AND CONFIRMATION OF QUORUM**
- V. CITIZENS TO BE HEARD**

At this time, comments will be taken from the audience on any subject matter that is not on the Agenda. To address the Commissioners, please sign the Public Participation Form located at <https://actxgov.seamlessdocs.com/w/ccpublicparticipation> or sign the Public Participation Form located on the table outside of the County Courtroom and deliver to the County Clerk before the meeting begins. Citizens who wish to speak on a matter included in this Agenda will be invited to speak when that particular matter is being deliberated by the Commissioners Court. Each member of the public who appears before the Commissioners Court shall be limited to a maximum of five (5) minutes to make his/her remarks. Please note, in accordance with the Open Meetings Act, Commissioners may not discuss or take action on any item that is not on the agenda.

VI. PRESENTATIONS AND PROCLAMATIONS

Presentations are scheduled in advance of the meeting and limited to fifteen (15) minutes unless other arrangements have been made with the Court.

1. Discuss, approve or disapprove the April 1, 2023 Presentation for Pearl Point Rockport Phase 1, LLC, as required by the Chapter 381 Economic Development Agreement and Authorize Payment of \$38,461.88 for the rebate on the 2023 taxes paid January 2024 – Jacky Cockerham/Judge Garza
2. Discuss, approve or disapprove the April 1, 2023 Presentation for Pearl Point Phase 2, LLC, as required by the Chapter 381 Economic Development Agreement and Authorize Payment of \$11,213.91 for the rebate on the 2023 Taxes paid January 2024 – Jacky Cockerham/Judge Garza
3. Discuss, approve or disapprove Proclamation P-04-2024, proclaiming April 6th through April 12th as the Children’s Coalition of Aransas County – “Week of the Young Child” – Dianne Nielsen
4. Discuss, approve or disapprove Proclamation P-07-2024, recognizing April 9th as Pam Stranahan Day – Judge Garza
5. Discuss, approve or disapprove Proclamation P-08-2024, recognizing the month of April as Child Abuse Prevention Month – Judge Garza
6. Discuss, approve or disapprove Proclamation P-09-2024, recognizing the month of April as Beach Safety and Rip Current Awareness Month – Judge Garza
7. Discuss, approve or disapprove Proclamation P-10-2024, recognizing April 14th – 20th as National Animal Care and Control Appreciation Week -

VII. CONSENT AGENDA

All Consent Agenda items listed are considered to be routine by the Commissioners Court and will be enacted by one motion and no separate discussion of these items will occur unless a Commissioner or the County Judge so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

8. Discuss, approve or disapprove the Minutes from the January 31, 2024 Special Meeting – Misty Kimbrough/Judge Garza
9. Discuss, approve or disapprove the Minutes from the February 12, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
10. Discuss, approve or disapprove the Minutes from the February 22, 2024 Special Meeting – Misty Kimbrough/Judge Garza
11. Discuss, approve or disapprove the Minutes from the March 11, 2024 Regular Meeting – Misty Kimbrough/Judge Garza

VIII. COUNTY REPORTS AND RESOLUTIONS

12. Discuss, approve, or disapprove allowing Wings Over Rockport (WOR) a 501c(3) nonprofit organization, to host fundraiser events in 2024 at the Aransas County Airport in coordination with the airport manager – Mike Geer/Judge Garza

IX. COUNTY ROADS AND FLOODPLAIN

13. Discuss, approve, or disapprove a request by AJ-PL Joint Venture to authorize the County Judge to sign a letter of support for the development of More Town Lots on Pearl Street and assist the developer in providing drainage infrastructure for the development in exchange of a permanent drainage easement [*Tabled 03/11/2024*] – David Reid/Judge Garza

X. CONTRACTS AND GRANTS

14. Discuss, approve or disapprove Resolution R-10-2024, a Resolution to select Thompson Consulting Services to provide Disaster Recovery and Restoration Services for Aransas County; Authorizing the County Judge to execute necessary documents; providing for severance; and confirming compliance with the Open Meetings Act - Mike Geer/Judge Garza
15. Discuss, approve or disapprove authorizing Misty Kimbrough, Aransas County Clerk, to sign the Project Change Request of the Tyler Eagle Contract, which will reallocate time not used in other areas of the project and prevent additional charges and finish the upload of data from Kofile –Part 1 of the Kofile five (5) year project that began in March of 2022 – Misty Kimbrough/Judge Garza
16. Discuss, approve, or disapprove authorizing the County Judge to sign the amended contract with Greenbelt Turf Management, LLC, who were recently awarded the contract for brush grinder services. The Contract has a compensation error – the old contract stated the County agrees to pay the Contractor the sum of \$1.74 per cubic yard of 105 ground mulch and \$3.48 per cubic yard of double grind mulch – Anthony Van Meter/Judge Garza
17. Discuss, approve or disapprove Change Order #17 from Teal Construction for the following change: **CRP 82.2 – Install Spray Foam Insulation in Attic** - furnish and install Carlisle spray foam insulation in the attic cavity above Courthouse second floor concrete deck; insulation will be applied to achieve R-38 insulation value; the concrete deck will be prepped by insulation contractor – ADD \$87,318.00 and Nine (9) Days [*Tabled 03-25-2024*] – Elle Morales/Judge Garza
18. Discuss, approve or disapprove Bay Shore Erosion Mitigation Project RESTORE ACT Sub-recipient Reimbursement Contract No. 582-21-22184 with the Texas Commissioners on Environmental Quality (TCEQ) Change Order #1 from Orion Construction for the removal and disposal of additional concrete panels at Reach 5, Groin 1 for the maximum amount of \$22,560. No impact days – Elle Morales/Judge Garza

19. Discuss approve or disapprove request to solicit Requests for Proposals (RFP) to Digital Imaging and Preservation of Records for the District Clerk's Office using American Rescue Plan Funds – Jacky Cockerham
20. Discuss, approve or disapprove Change Order No. 1 for construction contract for Holiday Beach in the County's General Land Office Community Development Block Grant – Disaster Relief (CDBG-DR) Contract #20-065-098-C270, to LCR Total Transport, LLC; this change order increases the contract amount to \$4,364,933.85 and increases the time by one hundred (100) days – David Reid/Judge Garza
21. Discuss, approve or disapprove Change Order No. 4 for construction contract for Rattlesnake Point Road in the County's General Land Office Community Development Block Grant - Disaster Relief (CDBG-DR) Contract #20-065-098-C270, to New Stout Excavating Group Texas, LLC to increase the contract amount to \$5,064,133.30 – David Reid/Judge Garza
22. Discuss, approve or disapprove Change Order No. 5 for construction contract for Rattlesnake Point Road in the County's General Land Office Community Development Block Grant – Disaster Relief (CDBG-DR) Contract #20-065-098-C270, to New Stout Excavating Group Texas, LLC to increase the contract cost to \$5,389,817.48 – David Reid/Judge Garza
23. Discuss, approve or disapprove Resolution R-11-2024, a resolution that dissolves the Stormwater and Flood Plain Management Advisory Committee (SWFMAC) and creates a Stormwater Technical Committee (SWTC) consisting of representatives from Aransas County, City of Rockport, City of Aransas Pass, Town of Fulton and the Aransas County Navigation District – David Reid/Judge Garza

XI. PLANNING AND BUDGET

24. Discuss, approve, or disapprove the Aransas County Indigent Health Care Report for March 2024 – Alma Cartwright/Judge Garza
25. Discuss, approve or disapprove appointing Mike Geer as Emergency Management Coordinator for one (1) year beginning April 8, 2024, at a stipend of \$20,000 – Mike Geer/Judge Garza
26. Discuss, approve or disapprove a new job description for a part-time Investigator Position – Amanda Oster/Desiree Upton
27. Discuss, approve or disapprove updated job description for Pathways Administrative & Event Coordinator - Rene Butler/Desiree Upton/Judge Garza
28. Discuss, approve or disapprove the February 2024 Auditor's Monthly Report – Jacky Cockerham/Judge Garza
29. Discuss, approve or disapprove the March 2024 Auditor's Monthly Report – Jacky Cockerham/Judge Garza

30. Discuss, approve, or disapprove the Budget Line Items
Jacky Cockerham/Judge Garza
31. Discuss, approve, or disapprove Accounts Payable and Payroll/Payroll Liabilities –
Jacky Cockerham/Judge Garza

**XII. REPORTS FROM COMMISSIONERS, ELECTED OFFICIALS, AND
DEPARTMENT HEADS – NO ACTION WILL BE TAKEN**

At this time, Commissioners will provide reports or updates on committee assignments and Elected Officials and Department Heads may provide reports or updates related to advisory boards, fee reports, and more.

**XIII. REPORTS ABOUT ITEMS OF COMMUNITY INTEREST – NO ACTION WILL
BE TAKEN**

At this time, Commissioners Court will receive reports and updates from Commissioners, County Judge, and County staff related to items of community interest such as: expressions of thanks, congratulations, or condolences; information regarding holiday schedules or closures; honorary or salutatory recognition of a public official, employee, or a citizen; reminders about upcoming events; reports on public events attended by Commissioners, County officials, and/or employees; and any announcement involving an emergency or imminent threat to public health and safety that arose after the posting of this Agenda.

XIV. CLOSED SESSION

32. Convene into a Closed Session to consult with counsel and receive legal advice about insurance matters related to Aransas County's projects and insurance claims from Hurricane Harvey, including the following pending litigation:
 - i. *Aransas County Texas v. Endurance American Specialty Insurance Company, et al*, Aransas County District Court Cause No. 23-0021; and
 - ii. *Northstar Recovery Service, Inc. v. Aransas County Independent School District and Aransas County*, Aransas County, District Court Cause No. 23-0066 consolidated with *Northstar Recovery Services, Inc. v. HR&R, LLC, et al*, Aransas County District Court Cause No. 20-0159; and

pursuant to Section 551.071 of the Texas Open Meetings Act, which authorizes closed sessions for a governmental body to consult with its attorney(s) regarding advice on legal matters pertaining to “Pending or Contemplated Litigation; or a Settlement Offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with” the Open Meetings Act –Amanda Oster/Judge Garza

XV. OPEN SESSION

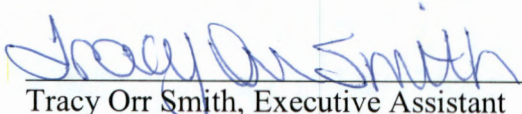
33. Reconvene into Open Session

- 34. Discuss and take action on matters discussed in closed session – Amanda Oster/Judge Garza

XVI. ADJOURNMENT

CERTIFICATION

It is hereby affirmed that this **NOTICE OF MEETING and AGENDA** was duly posted at the Aransas County Courthouse at least seventy-two (72) hours preceding the scheduled time of said meeting on enclosed bulletin boards outside of the Courthouse that are readily accessible to the general public twenty-four (24) hours each day and also on the Aransas County website, in compliance with the Texas Open Meetings Act and Texas Government Code §551.043.



Tracy Orr Smith, Executive Assistant
Aransas County Judge's Office
Tel: 361-790-0100

FILED FOR RECORD

AT 11:22 A.M.

APR 04 2024

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS

Posted @ 11:45 am