

COMMISSIONERS COURT
Aransas County, Texas

Ray A. Garza, County Judge

Jack Chaney
Commissioner, Pct. 1-1A



Pat Rousseau
Commissioner, Pct. 3

Leslie Casterline
Commissioner, Pct.

Robert Dupnik
Commissioner, Pct. 4

NOTICE OF REGULAR MEETING AND MEETING AGENDA

Notice is hereby given that a **Regular Meeting** of the above named Commissioners Court will be held on the **10TH DAY of APRIL, 2023 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 AND PLEDGES
- II. INVOCATION
- III. ROLL CALL AND CONFIRMATION OF QUORUM
- IV. 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, which has not been posted on the Agenda.

V. PRESENTATIONS

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

None

VI. 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.

1. Discuss, approve, or disapprove the Minutes from the March 13, 2023 Regular Meeting – Misty Kimbrough/Judge Garza
2. Discuss, approve, or disapprove the Minutes from the March 27, 2023 Regular Meeting – Misty Kimbrough/Judge Garza
3. Acknowledge receipt of, and record in the minutes of the Commissioners Court, a certificate of completion from the Office of the Attorney General for County Clerk Misty Kimbrough for successfully completing 9.22 hours of continuing education – County Clerk Misty Kimbrough/Judge Garza
4. Acknowledge and accept a donation, with a \$1,360.00 value, for Kuranda pet beds from Animal Rescue Aid (ARA) for the Aransas County Animal Care – Lori Cesar/Judge Garza
5. Acknowledge and accept a donation of \$40.00 for supplies from Chris and Bridgette Rue for Aransas County Animal Care – Lori Cesar/Judge Garza
6. Acknowledge and accept a donation of \$10.00 from James Simpson for supplies for Aransas County Animal Care – Lori Cesar/Judge Garza
7. Acknowledge and accept a donation of \$40.00 from Pattie Beethe for Aransas County Animal Care Services Spay/Neuter Program – Lori Cesar/Judge Garza
8. Acknowledge and accept a donation of \$75.00 from John Debler for the spay/neuter program for Aransas County Animal Care – Lori Cesar/Judge Garza

VII. COUNTY REPORTS, PROCLAMATIONS, ORDERS, AND RESOLUTIONS

9. Discuss, approve, or disapprove Proclamation #P-04-2023, a proclamation recognizing April 2023 as “Beach Safety and Rip Current Awareness Month” in Aransas County – Judge Garza
10. Discuss, approve or disapprove Proclamation #P-05-2023, a proclamation recognizing April 13, 2023 as “Willard Cox Day” in Aransas County – Commissioner Casterline
11. Discuss, approve or disapprove Joint Proclamation #P-06-2023, a joint proclamation with the Town of Fulton recognizing the week of April 9 – 15, 2023 as the “Week of the Young Children” sponsored by the National Association for the Education of Young Children (NAEYC) – Judge Garza

12. Discuss, approve or disapprove Order #O-06-2023, an Order of the Commissioners Court of Aransas County, Texas, entitled “Prohibiting Outdoor Burning for a Period of up to Thirty Days due to the Existence of Conditions that have Created a Public Safety Hazard” that would be exacerbated by outdoor burning- Judge Garza
13. Discuss, approve or disapprove Resolution #R-08-2023 a “Resolution of the Aransas County Commissioners Court expressing support for the Texas State Senate Bill 1700 also known as the ‘Healthcare Expanded and Accessed Locally for Texans Act’ or ‘Heal Texans Act’” – Commissioner Rousseau
14. Discuss, approve, or disapprove Resolution #R-09-2023, “A Resolution of the Aransas County Commissioners Court Approving Entering into an Interlocal Cooperation Agreement among Various Law Enforcement Agencies to Work Collaboratively to Carry Out Law Enforcement Duties and Operations through Operation Lone Star; Authorizing the County Judge to Execute all Necessary Documents, Providing for Severability; Certifying Compliance with the Open Meetings Act; and Providing for an Effective Date” - Sheriff Mills/Judge Garza
15. Discuss, approve or disapprove Rockport Center for the Arts Report for the 1st Quarter of 2023 – Luis Purón/Judge Garza

VIII. COUNTY ROADS AND FLOODPLAIN

16. Discuss, approve, or disapprove authorizing staff to apply to the Texas General Land Office (“GLO”) for funding through the Local Hazard Mitigation Plans Program (LHMPP) to fund a project to update the Aransas County Hazard Mitigation Action Plan – Katherine Comeaux/Judge Garza

IX. CONTRACTS AND GRANTS

17. Discuss, approve, or disapprove the Second Amended Project Work Plan for the Bay Shore Drive Shoreline Stabilization Project, which is funded by a grant award through the Texas Commission on Environmental Quality (“TCEQ”) as set forth in Grant Contract #582-21-22184, which funding is made available through the U. S. Department of the Treasury – John Strothman/Judge Garza
18. Discuss, approve, or disapprove entering into the “Interlocal Cooperation Agreement between Counties and Cities Associated with Operation Lone Star for Law Enforcement Services,” which will enable the Aransas County Sheriff’s Office to participate in joint operations with other participating agencies – Sheriff Mills/Judge Garza

X. PLANNING AND BUDGET

19. Discuss, approve, or disapprove the March 2023 Indigent Health Care Report – Alma Cartwright/Judge Garza

20. Discuss, approve, or disapprove the March 2023 Auditor's Monthly Reports – Jacky Cockerham/Judge Garza
21. Discuss, approve, or disapprove the Aransas County Airport's request to host an event called "Warbirds Over South Texas Memorial Day Fly-In" to help educate the community about the historical importance of the Airport to the Coastal Bend and the United States during the Second World War - Mike Geer/Judge Garza
22. Discuss, approve, or disapprove, allocating and approving the expenditure of Hotel Occupancy Tax ("HOT") Funds in the amount of \$8,000.00 to be used by the Aransas County Airport to promote the "Warbirds Over South Texas Memorial Day Fly-In" Event - Mike Geer/Judge Garza
23. Discuss, approve, or disapprove the Budget Line Item - Transfers for the 2023 Budget – Jacky Cockerham/Judge Garza
24. Discuss, approve, or disapprove Accounts Payable and Payroll/Payroll Liabilities – Jacky Cockerham/Judge Garza

XI. 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.

XII. 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.

XIII. CLOSED SESSION

25. Consider convening 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:
 - a. Aransas County Texas v. Endurance American Specialty Insurance Company, et al, Aransas County District Court Cause No. 23-0021; and,

- b. Northstar Recovery Services, Inc. v. Aransas County Independent School District and Aransas County, Aransas County, District Court Cause No. 23-0066; and,
- c. Aransas County v. Kathleen Hicks, in her official capacity as Director of the Regional Pool Alliance, Aransas County District Court Cause No. 23-0069,

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 –Jennifer O’Steen/Judge Garza

XIV. OPEN SESSION

- 26. Reconvene into Open Session
- 27. Discuss and take action on matters discussed in closed session – Jennifer O’Steen/ Judge Garza

XV. 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 4/5/23 _____
 Tracy Orr Smith, Executive Assistant Date Time
 Aransas County Judge’s Office
 Tel: 361-790-0100

FILED FOR RECORD
 AT 2:30 PM.

APR 05 2023

MISTY KIMBROUGH
 COUNTY CLERK, ARANSAS CO., TEXAS