

**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**

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Notice is hereby given that a **Regular Meeting** of the above named Commissioners Court will be held on the **22nd 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:

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- 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, 2024 Presentation for Pearl Point Rockport Phase 1, LLC, as required by the Chapter381 Economic Development Agreement and Authorize Payment of \$38,461.88 for the rebate on the 2023 taxes paid January 2024 – [Tabled 04/08/2024] John Davis/Jacky Cockerham/Judge Garza

2. Discuss, approve or disapprove the April 1, 2024 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 in January 2024 – [Tabled 04/08/2024] Mark Uhr/Jacky Cockerham/Judge Garza
3. Discuss, approve or disapprove Proclamation P-11-2024, a proclamation recognizing the month of May as National Preservation Month – Judge Garza
4. Discuss, approve or disapprove Proclamation P-12-2024, a proclamation recognizing April 22<sup>nd</sup> as Gary Smith Day – Emily Guerrero/Judge Garza
5. Presentation by Caitlan Frazier with updates on Aransas County Animal Care – Caitlan Frazier/Judge Garza

## 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.*

6. Discuss, approve or disapprove the Minutes from the March 18, 2024 Workshop Meeting – Misty Kimbrough/Judge Garza
7. Discuss, approve or disapprove the Minutes from the March 21, 2024 Special Meeting – Misty Kimbrough/Judge Garza
8. Discuss, approve or disapprove the Minutes from the March 25, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
9. Discuss, approve or disapprove the Minutes from the April 2, 2024 Workshop Meeting – Misty Kimbrough/Judge Garza

## Donations

10. Discuss, approve or disapprove allowing the Aransas County Public Library to donate nineteen (19) discarded books to the Friends of the Aransas County Public Library for their ongoing book sale – Iris Sanchez/Judge Garza
11. Acknowledge and accept donation from The SteelWater Band for blankets and towels valued at \$150 – Caitlan Frazier/Judge Garza

## VIII. COUNTY REPORTS AND RESOLUTIONS

12. Discuss, approve or disapprove the 2023 Annual Library Report for the Texas State Library and authorize the County Judge to sign the report – Iris Sanchez/Judge Garza
13. Discuss, approve or disapprove the Rockport Center for the Arts Report for 1<sup>st</sup> Quarter 2024 – Luis Purón/Judge Garza

14. Discuss, approve or disapprove the Rockport-Fulton Chamber of Commerce for 1<sup>st</sup> Quarter 2024 – Alyssa Massingill/Judge Garza
15. Discuss, approve or disapprove the Historical Commission Report for 1<sup>st</sup> Quarter 2024 – Doreen Bronner/Judge Garza

#### **IX. COUNTY ROADS AND FLOODPLAIN**

16. Discuss, approve or disapprove a request for a variance on a minimum frontage required by County for newly subdivided lots for replat of 126 N. Walker and 134 N. Walker Road – Katherine Comeaux/Judge Garza
17. Discuss, approve or disapprove a request for a variance on County Setback requirements for replat of 549 & 551 Forest Oak Lane – Katherine Comeaux/Judge Garza
18. Discuss, approve or disapprove a request for a variance on County requirement that all newly subdivided lots front a paved roadway for replat of 162 Heather Drive – Katherine Comeaux/Judge Garza

#### **X. CONTRACTS AND GRANTS**

19. Discuss, approve or disapprove and authorize the County Judge to sign Amendment #04 to the Bay Shore Drive Erosion Mitigation TCEQ RESTORE ACT Subrecipient Reimbursement Contract #582-21-22184, in order to extend the expiration date from April 30, 2024 to December 31, 2025. This will be a zero (\$0) – Jacky Cockerham/Judge Garza
20. Discuss, approve or disapprove proposal from Kofile to include mold remediation for the remaining documents, books and boxes that were not part of the planned preservation, imaging and indexing services for a quote of \$5,118.65, and allow County Judge to sign the necessary documents – Misty Kimbrough/Judge Garza
21. Discuss, approve or disapprove proposal from Misty Kimbrough, County Clerk, to transition the minutes to a compact format while maintaining all statutory requirements in Texas Government Code 551.021. The minutes will include notations regarding Motions, Amendments, Tabled Items and Vote counts. Minutes will no longer include detailed statements. However, detailed statements will be captured and available in video recordings. Additionally, video time stamps will be provided for each agenda item. This will aid accessibility and efficiency – Misty Kimbrough/Judge Garza
22. (a) Discuss, approve or disapprove declaring the Aransas County 2017 Bomag BW11 Pneumatic Compactor as surplus and to be used as a trade-in for the purchase of a replacement vehicle and authorize County Judge to execute necessary documents – Blake Brown/David Reid/Judge Garza
23. (b) Discuss, approve or disapprove the purchase of a 2024 Caterpillar CW16 Pneumatic Compactor for the amount of \$103,116.54 and using the 2017 Bomag BW11 Pneumatic Compactor as a trade-in and authorizing the County Judge to execute necessary documents – Blake Brown/David Reid/Judge Garza

24. Discuss, approve or disapprove DLF, TX Change Order No. 04, for the parking lot which is a portion of the Aransas County Community Building/Plaza/Parking Lot, General Land Office Community Development Block Grant – Disaster Recovery (CDBG-DR) Contract #20-065-098-C270 – adding \$44,160.00 and 15 days. The new project substantial completion date will be 29 July 2024; The contractor will replace old 156’ LF unlevelled sidewalk, curb and gutter, redesign additional gutters to improve drainage, relocate light pole, install ADA ramp – Elle Morales/Judge Garza

#### **XI. PLANNING AND BUDGET**

25. Discuss, approve or disapprove the March 2024 Treasurers Report – Alma Cartwright/Judge Garza
26. Discuss, approve or disapprove 1st Quarter Aransas County Treasurer’s Investment Report – Alma Cartwright/Judge Garza
27. Discuss, approve or disapprove the Budget Line Items – Jacky Cockerham/Judge Garza
28. 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**

29. 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

iii. *Western Steel Company v. T2J Partners, LLC D/B/A FPS Recovery, LLC and Aransas County, Texas*; Cause No, 24-0072, in the 36<sup>th</sup> District Court of Aransas County Texas;

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/Adela Martinez/Judge Garza

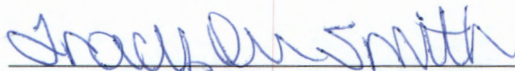
**XV. OPEN SESSION**

- 30. Reconvene into Open Session
- 31. 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 1:17 P.M.

**APR 18 2024**

**MISTY KIMBROUGH**  
COUNTY CLERK, ARANSAS CO., TEXAS

Posted @ 1:37pm