

**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

**2nd AMENDED 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 July, 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. Presenting two deputies, Aaron Gordon and Ruben San Miguel, with Meritorious Awards – Sheriff Mills/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.*

2. Discuss, approve or disapprove the Minutes from the July 12, 2024 Regular Meeting – Misty Kimbrough/Judge Garza

#### **VIII. COUNTY REPORTS AND RESOLUTIONS**

3. Discuss, approve or disapprove Resolution R-17-2024, a resolution of the Commissioners Court of Aransas County to oppose the proposal of the Texas Windstorm Association (TWIA) to increase rates – Commissioner Rousseau
4. Discuss, approve or disapprove the Rockport Center for the Arts Report for 2nd Quarter 2024 – Luis Purón/Judge Garza
5. Discuss, approve or disapprove the Friends of the History Center Report for 2<sup>nd</sup> Quarter 2024 – Melinda Gudim/Judge Garza
6. Discuss, approve or disapprove the Rockport-Fulton Chamber of Commerce Report for 3<sup>rd</sup> Quarter 2024 – Alyssa Massingill/Judge Garza

#### **IX. COUNTY ROADS AND FLOODPLAIN - NONE**

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

7. Discuss, approve or disapprove authorizing the County Judge to sign a ground lease with Billy Burke for approximately 18,000 square feet of space at the airport for a term of one (1) year, with four (4) additional one (1) year options at a cost of \$.166666 per square foot per annum with an approximate 5.75% annual increase; Year 1: \$250 Monthly - \$3,000 Annually; Year 2: \$265 Monthly - \$3180 Annually; Year 3: \$280 Monthly - \$3360 Annually; Year 4: \$295 Monthly - \$3540 Annually; Year 5: \$310 Monthly - \$3720 Annually – Mike Geer/Judge Garza
8. Discuss, approve or disapprove authorizing the County Judge to sign a ground lease with Solar Rails, LLC for approximately 4,000 square feet of space at the airport for a term of one (1) year, with four (4) additional one (1) year options at a cost of \$2.11 per square foot per annum with an approximate 5.75% annual increase; Year 1: \$703.33 Monthly - \$8,440 Annually; Year 2: \$743.33 Monthly - \$8,920 Annually; Year 3: \$786.66 Monthly - \$9,440 Annually; Year 4: \$833.33 Monthly - \$10,000 Annually; Year 5: \$880 Monthly - \$10,560 Annually – Mike Geer/Judge Garza
9. Discuss, approve or disapprove selecting and awarding a contract to Hanson Professional Services, Inc. for the Town of Fulton Streets and Drainage Project from the Community Development Block Grant – Mitigation – Method of Distribution (CDBG-MIT-MOD) and authorize County Judge to execute all necessary documents – David Reid/Judge Garza

10. Discuss, approve or disapprove selecting and awarding a contract to Hanson Professional Services, Inc. for the Lamar Streets and Drainage Project from the Community Development Block Grant – Mitigation – Method of Distribution (CDBG-MIT-MOD) and authorize County Judge to execute all necessary documents – David Reid/Judge Garza
11. Discuss, approve or disapprove interviewing the three top rated engineering companies, Garver, Pape-Dawson and Strand, for the Countywide Drainage Study from the Community Development Block Grant – Mitigation – Method of Distribution (CDBG-MIT-MOD) Contract – David Reid/Judge Garza
12. Discuss, approve or disapprove Change Order No. 4 of the construction contract for Southeast Aransas County Drainage Improvements in the County’s General Land Office (GLO) Community Development Block Grant – Disaster Relief (CDBG-DR) Contract #20-065-098-C270. Brizo Construction, LLC requests an increase in the contract amount of \$357,962.00 for additional Excavation, Embankment, Concrete Pipe, and Safety End Treatments. No additional time is requested – David Reid/Judge Garza
13. Discuss, approve or disapprove Bay Shore Drive Erosion Mitigation Project RESTORE ACT Sub-recipient Reimbursement Contract No. 582-21-22184 with the Texas Commission on Environmental Quality (TCEQ) Change Order Proposal #5 from Orion Construction requesting an adjustment in contract time for the project due to low water supply for the area which will not allow a regular watering schedule for new seeding to be installed. Ninety (90) impact days. No additional money – Elle Morales/Judge Garza
14. Discuss, approve or disapprove authorizing County Judge to sign an Amendment to the Harbor Oaks Village Shopping Center Lease Agreement to extend the current lease One (1) Month beginning September 1, 2024 and ending September 30, 2024 for a flat rate of \$38,500.00 – Judge Garza
15. Discuss, approve or disapprove the transfer of Aransas County District Clerk’s permanent records to the Texas State Library and authorizing the County Judge to sign any necessary documents – Pam Heard/Judge Garza

**XI. PLANNING AND BUDGET**

16. Discuss, approve or disapprove the Budget Line Item - Transfers for the 2023 Budget – Jacky Cockerham/Judge Garza
17. 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**

18. 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 DIE/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/Judge Garza

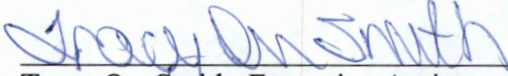
#### **XV. OPEN SESSION**

19. Reconvene into Open Session
20. 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.

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

**FILED FOR RECORD**  
AT 2:21 P.M.

JUL 18 2024

MISTY KIMBROUGH  
COUNTY CLERK, ARANSAS CO., TEXAS  
posted By 2:40