

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 2

Robert Dupnik
Commissioner, Pct 4

AMENDED 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 **7th DAY of AUGUST, 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 & 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 that is not on the agenda.

V. 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.

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 June 13, 2023 Special Meeting – Misty Kimbrough/Judge Garza
2. Discuss, approve or disapprove the Minutes from the June 16, 2023 Budget Workshop – Misty Kimbrough/Judge Garza
3. Discuss, approve or disapprove the Minutes from the July 24, 2023 Regular Meeting – Misty Kimbrough/Judge Garza
4. Discuss, approve or disapprove allowing the Aransas County Public Library to declare 139 discarded books as surplus and donate to the Friends of the Aransas County Public Library for its book sale – Iris Sanchez/Judge Garza
5. Acknowledge and accept a donation of \$1,000.00 from Noell Myska for the spay/neuter program for Aransas County Animal Care – Lori Cesar/Judge Garza
6. Acknowledge and record in the minutes of Commissioners Court the value of services donated from Another Chance RFT to Aransas County for June 2023: Veterinary care, medications, spay/neuters, heartworm tests, and vaccines - \$5,930.00; Transportation costs for dogs going to rescue homes in and out of state - \$310.00; Boarding costs for dogs (due to overcrowding at the shelter) - \$756.00; Cremations - \$368.00, with a total value of donated services in June 2023 of \$7,364.00 – Commissioner Rousseau
7. Acknowledge receipt of, and record in the minutes of the Commissioners Court, a Certificate of Completion acknowledging that Commissioner Pat Rousseau completed 12 hours of educational training through the V. G. Young Institute of County Government at the South Texas County Judge and Commissioners Annual Conference – Commissioner Rousseau

VII. COUNTY REPORTS, PROCLAMATIONS, AND RESOLUTIONS

8. Discuss, approve, or disapprove the Rockport Cultural Arts District Report for the 2nd Quarter of 2023 – Jennifer Day/Judge Garza
9. Discuss, approve, or disapprove the Friends of the Fulton Mansion Report for 2nd Quarter of 2023 – Sue Black/Judge Garza
10. Discuss, approve, or disapprove Resolution R-20-2023, a Resolution of Aransas County, Texas, certifying that the County has made a grant to Aransas County Council on Aging, an organization that provides home-delivered meals to homebound persons in the County who are elderly and/or have a disability, and certifying that the County has approved the organizations accounting system or fiscal agent – Debbie Thompson/Judge Garza

11. Discuss, approve, or disapprove the adoption of Resolution R-21-2023, a Resolution of Aransas County, Texas adopting the Aransas County Section 3 and Economic Opportunities Policy; Providing for Repealer and Severability; and Confirming Compliance with the Texas Open Meetings Act – Jacky Cockerham/Judge Garza
12. Discuss, approve, or disapprove adopting Order #O-15-2023, an Order of Appointment of Election Judges and Alternates, for a one-year term to begin September 1, 2023 – Kevin Stroud/Judge Garza

VIII. COUNTY ROADS AND FLOODPLAIN

13. Discuss, approve, or disapprove accepting a permanent Twenty Foot (20') wide drainage easement located at 1807 FM 1781, Rockport, Texas, from Elizabeth Ann Beebe and authorizing the County Judge to execute necessary documents – David Reid/Judge Garza

IX. CONTRACTS AND GRANTS

14. Discuss, approve or disapprove Amendment No. 3 to the RESTORE ACT Sub-recipient Reimbursement Contract No. 582-21-22184 with the Texas Commission on Environmental Quality (TCEQ) for the Bay Shore Erosion Mitigation project to extend the expiration date of the existing contract with the Texas Commission on Environmental Quality from October 31, 2023 to April 30, 2024 plus the revision of certain Terms and Conditions – John Strothman/Judge Garza
15. Discuss, approve, or disapprove the proposal from VG Architects and enter into a contract for VG Architects to provide architectural services for a new Aquarium at Rockport Harbor, which services will include estimating cost, permitting, and construction administration for the cost of \$7,200.00 [*Tabled 07-24-2023*] – John Strothman/Judge Garza
16. Discuss, approve or disapprove Change Order No. 9 between Aransas County and Teal Construction, which consists of two contractor change proposals including the deletion of B-3574 seat cover and paper dispenser and adding B39029, a surface-mounted unit, and installing new T-RFI#0174 West Canopy Light Fixture; total cost of both changes is \$748.00 with zero (0) days impact – John Strothman/Judge Garza
17. Discuss, approve, or disapprove Amendment No. 1 to the Consulting Agreement between the Grant Connection and Aransas County dated May 26, 2020, for grant administration services for the Bay Shore Drive Project to extend the term of the Agreement from May of 2023 to December 31, 2024, and to increase the compensation by \$170,695.81, for additional services, which contract shall be funded through the RESTORE ACT Sub-recipient Reimbursement Contract No. 582-21-22184 with the Texas Commission on Environmental Quality (TCEQ) for the Bay Shore Erosion Mitigation Project – John Strothman/Judge Garza

X. PLANNING AND BUDGET

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

19. Discuss, approve, or disapprove the selection of Option A – No Change on the Texas Department of Motor Vehicles (TxDMV) Imposition of Optional Fees Form, a fee imposed under Transportation Code, *Section 502.403* on local vehicle registrations that is used for the provision of child safety measures in Aransas County, where Aransas County will charge the same fee, a \$1.50 Child Safety Fee and a \$10 Road and Bridge fee, for calendar year 2024 – Anna Marshall/Judge Garza
20. Discuss and receive information concerning any budget issues for the 2024 Budget Year – Jacky Cockerham/Judge Garza
21. Discuss, approve, or disapprove the Budget Line Item - Transfers for the 2023 Budget – Jacky Cockerham/Judge Garza
22. 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

23. 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. *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

- 24. Reconvene into Open Session
- 25. 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, Executive Assistant
Aransas County Judge’s Office
Tel: 361-790-0100

FILED FOR RECORD
AT 4:30 p.m.
AUG 02 2023

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS
posted By 4:50p