



# MINUTES

## Aransas County Commissioners Court

9:00 AM – Monday, August 12, 2024

The Aransas County Commissioners Court met on Monday, August 12, 2024, at 9:00 AM, in the Aransas County Courthouse, 2840 Hwy 35 N, Rockport, Texas. Aransas County Commissioner's Court meeting video recordings are available by following this link: [Commissioners Court Minutes and Agendas \(aransascourttx.gov\)](https://www.aransascourtminutes.com), then scroll to the bottom of the page and select the date you wish to view.

Present: **Ray A. Garza**, County Judge  
**Jack Chaney**, Commissioner Precinct 1-1A  
**Leslie Casterline**, Commissioner, Precinct 2  
**Pat Rousseau**, Commissioner, Precinct 3  
**Robert Dupnik**, Commissioner, Precinct 4-4A

### I. CALL TO ORDER

Video Time 0:00

### II. INVOCATION

Video Time 0:16

### III. PLEDGES

Video Time 1:07

### IV. ROLL CALL AND CONFIRMATION OF QUORUM

Video Time 1:33

### V. CITIZENS TO BE HEARD

Video Time 1:48

- ☛ William Key with BLS to speak at item # 19

### VI. PRESENTATIONS AND PROCLAMATIONS

- ☛ There were none

### VII. CONSENT AGENDA

Video Time 2:02

1. Discuss, approve or disapprove the Minutes from the July 22, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
  2. Discuss, approve or disapprove the Minutes from the August 5, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
  3. *Struck from agenda.* Discuss, approve or disapprove the Minutes from the August 5, 2024 Workshop Meeting Misty Kimbrough/Judge Garza
  4. *Struck from agenda.* Discuss, approve or disapprove the Minutes from the August 6, 2024 Workshop Meeting Misty Kimbrough/Judge Garza
- ☛ **Motion to accept the consent agenda:** by Commissioner Dupnik, motion was Amended by Commissioner Rousseau to strike items 3 & 4, this was seconded by Commissioner Casterline
  - ☛ **Vote:** Motion carried 5-0: it was so ordered

### VIII. COUNTY REPORTS AND RESOLUTIONS - NONE

### IX. COUNTY ROADS AND FLOODPLAIN - NONE

**X. CONTRACTS AND GRANTS**

5. Discuss, approve or disapprove DLF Two, Inc.'s Change Order No. 006 for the Aransas County Community Building/Plaza/Parking Lot General Land Office (GLO) Community Development Block Grant – Disaster Recovery (CDBG-DR) Contract #20-065-098-C270 – Adding 30 Days for the additional proposed work including installation of Fiber Optic Conduit; the new project substantial completion date will be September 15, 2024 – Elle Moralez/Judge Garza

Video Time 2:46

★ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Casterline

★ **Vote:** Motion carried 5-0: it was so ordered

6. Discuss, approve or disapprove Bay Shore Erosion Mitigation Project RESTORE ACT Sub-recipient Reimbursement Contract No. 582-21-22184 with the Texas Commission on Environmental Quality (TCEQ); Orion Construction requests an increase in the contract price of \$25,680 for Change Proposal/Order #6 due to differing site conditions; No Impact Days – Elle Moralez/Judge Garza

Video Time 5:01

★ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Rousseau

★ **Vote:** Motion carried 5-0: it was so ordered

7. Discuss, approve or disapprove Reimbursement to the Friends of the Aquarium (Aquarium at Rockport Harbor, Inc) for payment of electrical utilities at the Aquarium Education Center for FY 2024 in the amount of \$1,653.75 – Commissioner Pat Rousseau

Video Time 6:50

★ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik

★ **Vote:** Motion carried 5-0: it was so ordered

8. Discuss, approve or disapprove an Interlocal Cooperation Agreement for Tax Assessment and Collection of Property Tax in 2024-2025 between Aransas County, Texas, and the Town of Fulton, Texas – Anna Marshall/Judge Garza

Video Time 7:27

★ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney

★ **Vote:** Motion carried 5-0: it was so ordered

9. Discuss, approve or disapprove an Interlocal Cooperation Agreement for Tax Assessment and Collection of Property Tax in 2024-2025 between Aransas County, Texas, and the City of Rockport, Texas – Anna Marshall/Judge Garza

Video Time 8:23

★ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Casterline

★ **Vote:** Motion carried 5-0: it was so ordered

10. Discuss, approve or disapprove an Interlocal Cooperation Agreement for Tax Assessment and Collection of Property Tax in 2024-2025 between Aransas County, Texas and the Aransas County Navigation District – Anna Marshall/Judge Garza

Video Time 8:54

★ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney

- ✪ **Vote:** Motion carried 5-0: it was so ordered

11. Discuss, approve or disapprove an Interlocal Cooperation Agreement for Tax Assessment and Collection of Property Tax in 2024-2025 between Aransas County, Texas and the Rockport-Fulton Independent School District – Anna Marshall/Judge Garza

Video Time 9:22

- ✪ **Motion to approve:** by Commissioner Dupnik, motion was seconded by Commissioner Rousseau

- ✪ **Vote:** Motion carried 5-0: it was so ordered

12. Discuss, approve or disapprove an Interlocal Cooperation Agreement for Tax Assessment and Collection of Property Tax in 2024-2025 Between Aransas County, Texas, and Municipal Utility District No. 1 – Anna Marshall/Judge Garza

Video Time 9:50

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Chaney

- ✪ **Vote:** Motion carried 5-0: it was so ordered

13. Discuss, approve or disapprove authorizing County Judge to submit to the Texas Department of Information Resources the required electronic documents to certify Aransas County's compliance with Texas Government Code 2054.5191, which mandates personnel to complete an annual State Certified Cyber Security Training Course – Collin Jackson/Judge Garza

Video Time 10:17

- ✪ **Motion to approve:** by Commissioner Dupnik, motion was seconded by Commissioner Casterline

- ✪ **Vote:** Motion carried 5-0: it was so ordered

## XI. PLANNING AND BUDGET

14. Discuss, approve or disapprove the Indigent Health Care expenditures, for the Fiscal Year September 1, 2024 to August 31, 2025, based on 8% of Gross Revenue Tax Levy as calculated by the Aransas County Tax Assessor Collector on State Comptroller form 50- 252 - Alma Cartwright/Judge Garza

Video Time 11:17

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Chaney

- ✪ **Vote:** Motion carried 5-0: it was so ordered

15. Discuss and receive information from the public concerning any budget issues for the 2025 Budget Year and schedule the 2025 Budget Public Hearing for August 26, 2024 at 8:45am and September 5, 2024 at 8:30am – Jacky Cockerham/Judge Garza

Video Time 12:39

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Casterline

- ✪ **Vote:** Motion carried 5-0: it was so ordered

16. Discuss and Propose a 2024 Tax Rate, and schedule Public Hearing for Monday, August 26, 2024 at 8:45am and September 5, 2024 at 8:30am – Jacky Cockerham/Judge Garza

Video Time 13:29

- ✪ **Motion to approve:** by Commissioner Dupnik, motion was seconded by Commissioner Chaney

- ✪ **Vote:** Motion carried 5-0: it was so ordered

17. Discuss, approve or disapprove the Budget Line Items – Jacky Cockerham/Judge Garza

Video Time 15:34

- ⊛ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney
- ⊛ **Vote:** Motion carried 5-0: it was so ordered

18. Discuss, approve or disapprove Accounts Payable and Payroll/Payroll Liabilities – Jacky Cockerham/Judge Garza

Video Time 15:53

- ⊛ **Motion to approve:** by Commissioner Chaney, motion was seconded by Commissioner Casterline
- ⊛ **Vote:** Motion carried 5-0: it was so ordered

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

Video Time 19:17

19. PowerPoint presentation on the Mechanic Building at the Transfer Station – Elle Moralez/Judge Garza

- ⊛ Citizen to be heard: BLS Construction, William Key, thank you for helping us make this a great build

20. PowerPoint presentation on the ARPA Standby Diesel Generator at Animal Control/Texas A&M AgriLife Extension – Elle Moralez/Judge Garza

- ⊛ Commissioner Rousseau
- ⊛ Judge Garza

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

Video Time 29:35

- ⊛ Walter Perry – taking over as publisher for Rockport Pilot
- ⊛ Laura McCorkle – yearly Hurricane Meeting Tomorrow 6 PM
  - Thursday at Mesquite and 12<sup>th</sup>, ribbon cutting for streets completed

**XIV. CLOSED SESSION**

21. 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

Video Time 31:42

- ⊛ **No closed session**

**XV. OPEN SESSION**

22. Reconvene into Open Session  
⊗ **No closed session**

23. Discuss and take action on matters discussed in closed session – Amanda Oster/Judge Garza  
⊗ **No closed session**

**XVI. ADJOURNMENT**

Video Time 31:48

⊗ **Motion to adjourn:** by Commissioner Rousseau, motion was seconded by Commissioner Casterline

⊗ **Vote:** Motion carried 5-0: it was so ordered

⊗ **Meeting adjourned at 9:33 AM**

**ARANSAS COUNTY COMMISSIONERS' COURT**



*Misty Kimbrough*  
\_\_\_\_\_  
Misty Kimbrough,  
Ex-Officio Clerk of the Commissioners Court

*8-19-24*

\_\_\_\_\_  
Date signed and attestation.

*Ray A. Garza*

\_\_\_\_\_  
Ray A. Garza, County Judge

*8/19/24*

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Date signed.

