

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

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 **28th 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.

1. 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.

2. Discuss, approve or disapprove the Minutes from the August 14, 2023 Regular Meeting - Misty Kimbrough/Judge Garza
3. Discuss, approve or disapprove the Minutes from the August 21, 2023 Regular Meeting- Misty Kimbrough/Judge Garza
4. Acknowledge and accept a Donation of \$1053.00 from the Lamar Women's Club for Aransas County Animal Care – Lori Cesar/Judge Garza
5. Acknowledge receipt of, and record in the minutes of the Commissioners Court, a Certificate of Completion for Emily Guerrero from the Texas A&M Engineering Extension Service for completing the National Fire Prevention Association (NFPA) 1035 Public Information Officer Course – Emily Guerrero/Judge Garza
6. Acknowledge and accept a Donation of \$500.00 from an Anonymous Citizen for Aransas County Animal Care – Lori Cesar/Judge Garza
7. Acknowledge and accept a Donation of \$1,000.00 from an Anonymous Citizen for Aransas County Animal Care – Lori Cesar/Judge Garza

VII. COUNTY REPORTS, PROCLAMATIONS, AND RESOLUTIONS

8. Discuss, approve or disapprove Order O-18-2023, an Order calling a Special Election to be held November 7, 2023 for the purpose of adopting or rejecting the proposed Constitutional Amendments as submitted by the 88th Legislature, Regular Session, of the State of Texas and the 88th Legislature, Second Special Session, of the State of Texas, and providing Notice of the Election – Kevin Stroud/Judge Garza

VIII. COUNTY ROADS AND FLOODPLAIN

9. Discuss, approve with or without conditions, or disapprove request for a variance from the requirements set forth in Aransas County Floodplain Management Order, No. O-23-2019, Article 4, Section F, Subsection 1(a), to allow fill and slab-on-grade construction at 1515 Cape Valero Drive – Katherine Comeaux/Judge Garza

IX. CONTRACTS AND GRANTS

10. Discuss and consider taking action to request that the County's Economic Development Administration Contract No. 08-01-05487 related to the Workforce Development Center located at 2000 HWY 35 N, Rockport, TX, 78382, be transferred to Del Mar College – Judge Garza

11. Discuss, approve or disapprove Resolution No. R-23-2023, a Resolution of the Aransas County Commissioners Court Authorizing County Staff to Complete and Submit an Application to the Juvenile Justice & Truancy Prevention Grant Program to the Office of the Governor and Designating the County Judge as the County's Authorized Official for this Grant– Judge McGinnis/Judge Garza
12. Discuss, approve or disapprove Authorizing County Judge to submit to the Texas Department of Information Resources the required electronic document to certify Aransas County's compliance with Texas Government Code 2054.5191; which mandates that County personnel complete an annual State Certified Cyber Security Training course – Collin Jackson/Judge Garza
13. Discuss, the Gate Access Agreement between Aransas County and Anther Chance RFT dated July 26, 2021 and the Ground Lease Agreement between Aransas County and Another Change RFT dated June 14, 2021, related to the County's Animal Care Facility located at 872 Airport Road – Commissioner Dupnik

X. PLANNING AND BUDGET

14. Discuss, approve or disapprove the July 2023 Treasurer's Report – Alma Cartwright/Judge Garza
15. Discuss and receive information from the public concerning any budget issues for the 2024 Budget Year – Jacky Cockerham/Judge Garza
16. Discuss, Approve or Disapprove Scheduling the 2023 Tax Rate Public Hearings for Tuesday, September 5, 2023 and Monday, September 11, 2023 at 9:00 a.m.; and the 2024 Budget Public Hearings for Tuesday, September 5, 2023 and Monday, September 11, 2023 at 9:00 a.m. or immediately following the 2023 Tax Rate Public Hearing on each date – Jacky Cockerham/Anna Marshall/Judge Garza
17. Discuss, approve, or disapprove the Budget Line Item - Transfers for the 2023 Budget – Jacky Cockerham/Judge Garza
18. 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

19. 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 –Jen O'Steen/Judge Garza

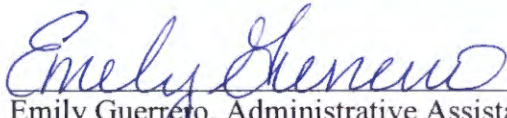
XIV. OPEN SESSION

20. Reconvene into Open Session
21. Discuss and take action on matters discussed in closed session – Jen 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.


Emily Guerrero, Administrative Assistant
Aransas County Judge's Office
Tel: 361-790-0100

FILED FOR RECORD
AT 2:05 P M.

AUG 24 2023

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS

Posted @ 2:25 pm