

COMMISSIONERS COURT
Aransas County, Texas

C.H. "Burt" Mills Jr, County Judge

Jack Chaney
Commissioner, Pct 1-1A

Bubba Casterline
Commissioner, Pct 2



Charles Smith
Commissioner, Pct 3

Wendy Laubach
Commissioner, Pct 4

AGENDA

Notice is hereby given that a meeting of the above named Commissioners Court *V.T.C.A Government Code, Section 551.001(4)*, will be held on the **09th day of SEPTEMBER 2019 at 9:00 A.M. IN THE COMMISSIONERS COURTOOM IN THE ARANSAS COUNTY COURTHOUSE, 2840 HWY. 35 N., ROCKPORT, TEXAS.** 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. The following subjects will be discussed:

- I. CALL TO ORDER & PLEDGES
- II. INVOCATION
- III. DECLARE 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 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 which has not been posted on the Agenda.

V. PRESENTATIONS

Presentations are limited to fifteen (15) minutes unless other arrangements have been made with the Court.

1. **Recognize Texas Sea Grant Natural Resources Specialist, Master Naturalists Volunteers and Undergraduate Students for their dedication and support of the Aransas County Pathways.** Morgen Ayers, CFM, Kris Kirkwood, Ray Kirkwood, Neli Spurrell, Liliana Cantu, Carinne Johnston and Yvonne Sheasby assisted this summer with intensive manual removal of invasive grasses, transect data collection, plant species identification, planting and protecting pollinator gardens and protective native plants – John Strothman/Deanna Spruce
2. Recognize and Present **Proclamation #P-09-2019**, Proclaiming that Aransas County observe September 20, 2019 as National POW/MIA Day – Katy Jackson, VFW Post 3904/Judge Mills

VI. ITEMS FOR DELIBERATION AND/OR ACTION

- **CONSENT AGENDA**

All Consent Agenda items listed are considered to be routine by the Commissioners Court and will be enacted by one motion. There will be no separate discussion of these items unless a Commissioner or the County Judge so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

3. Discuss, approve, or disapprove the **Minutes** from the August 26, 2019 Regular Meeting - Valerie Amason/Judge Mills

4. Discuss, approve, or disapprove **Proclamation #P-09-2019**, Proclaiming that Aransas County observe September 20, 2019 as National POW/MIA Day – Katy Jackson, VFW Post 3904/Judge Mills
5. Acknowledge receipt of and record in the minutes of Commissioners Court, a **Completion of Certification Program, Certified Elections/Registration Administrator (CERA)**, offered through the Election Center with academic instruction by Auburn University, and for excellence in professional practices and standards as set forth by the Professional Education Program Certification Board of the Election Center, the profession's highest designation was awarded to Michele Bennett Carew, Aransas County Elections Administrator, during the Election Center's Annual Conference on August 20, 2019 - Michele Bennett Carew/Judge Mills
6. Acknowledge receipt of and record in the minutes of Commissioners Court, a **Certificate of Completion** from Election Center presented to **Julie Gifford, Assistant Elections Administrator**, for successfully completing Course XI: Election History 1: Ancients to 1781, equaling 12.00 hours of educational training during the Election Center Annual Conference on August 17-18, 2019 – Michelle Bennett Carew/Judge Mills
7. Discuss, approve, or disapprove **consolidation of all election day vote centers** for the November 05, 2019 Constitutional Amendment Election with Election Day Voting to be held at Elections and Voter Registration office located at 602 E. Concho Street, Rockport, Texas – Michele Bennett Carew/Judge Mills

• **COUNTY ROADS & FLOODPLAIN**

8. Discuss, approve, or disapprove **variance for the replatting of 304 Estes Drive**, combining three lots into one, in order to allow for the construction of an accessory building – Kat Comeaux/David Reid/Judge Mills
9. Discuss, approve, or disapprove **variance for the replatting of 122 Channelview Road**, replatting three and a half lots into three lots, to allow for future development of single-family homes – Kat Comeaux/David Reid/Judge Mills
10. Discuss, approve, or disapprove or approve with conditions the **Concept Plan for Southwind Harbor Subdivision development on Cape Velero Drive** – Kat Comeaux/David Reid/Judge Mills
11. Discuss, approve, or disapprove **Order #O-16-2019**, an Order of Aransas County, Texas amending development regulations outlined in Aransas County Subdivision Regulations (Adopted October 2009) and the Aransas County Floodplain Management & Watershed Protection Order (#O-02-2016), Article II, Section I – Final Plat, Subsections 1(k), 3 & 4 – Subdivision Procedures **and** the Aransas County Floodplain Management & Watershed Protection Order, Article III – General Provisions, Section F(2) – Permitting Procedures, to update County development regulations in accordance with House Bill (HB) 3167 - Kat Comeaux/David Reid/Judge Mills
12. Discuss, approve, or disapprove **adopting a flat administrative fee of \$100 for Floodplain Development Permits** for development permitted through municipal building departments due to location in Extraterritorial Jurisdiction (ETJ) – Kat Comeaux/David Reid/Judge Mills

• **CONTRACTS, AGREEMENTS, GRANTS & LEASES**

13. Discuss, approve, or disapprove **Resolution #R-34-2019**, a Resolution of Aransas County, Texas authorizing the submission of a Texas Community Development Block Grant (TxCDBG) application to the Texas Department of Agriculture (TDA) for the **2019-2020 Community Development Fund-Colonia Construction Fund (CFC)** and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in the Community Development Block Grant Program – Judge Mills
14. Discuss, approve, or disapprove and authorize the County Judge to sign an **Intergovernmental Agreement with the City of Rockport** for a **2019-2020 Texas Community Development Block Grant (TxCDBG) Program - Colonia Fund Construction (CFC) contract** to construct a sewer system improvements project on behalf of the City of Rockport benefitting the Colonia areas served by the City of Rockport if such grant is awarded to Aransas County by the Texas Department of Agriculture (TDA) – Kevin Carruth/Judge Mills
15. Discuss, approve, or disapprove **Resolution #R-35-2019**, a Resolution of Aransas County, Texas authorizing a **contract amendment request** to the Texas Department of Agriculture (TDA) for the modifications to its Texas Community Development Block Grant (TxCDBG) **Contract 7218085** Performance Statement described in Attachment A – GrantWorks, Inc./Judge Mills
16. Discuss, approve, or disapprove **Interlocal Cooperations Agreements for 2019-2020 Property Tax Assessment/Collection** to be signed by County Judge upon return of signed agreements by Local Taxing Entities – Jeri Cox/Judge Mills
17. Discuss, approve, or disapprove and authorize the County Judge to sign a **Pipeline Easement** granting **BESCO, L.P.** a 20-foot pipeline easement in the Port Bay Road Right-of-Way – David Reid/Judge Mills
18. Discuss, approve, or disapprove and authorize the County Judge to sign a **Contract for Professional Services with Allison, Bass & Magee L.L.P.** for 2021 Redistricting of Commissioners Court, Justice of Peace and Election Precincts based on data received from the 2020 Census– Kristen Barnebey/Judge Mills
19. Consider authorizing the **purchase of .796 acres commonly known as 181 Deer Run Lane in Rockport, Texas from Diane Thorton Wallace for a purchase price of \$30,250.00 as a part of the Club Lake Drainage Project** and authorizing the County Judge to execute the documentation necessary to consummate said purchase including but not limited to the signing of: an earnest money contract, a waiver of inspection, a deletion of arbitration and a settlement statement. Said payment of \$30,250.00 is to be made payable to Stewart Title – Attorney Kevin Cullen/David Reid/Judge Mills
20. Discuss, approve, or disapprove the **Downtown Anchor Governmental Services Facilities Project Contract with the jointly selected architecture firm, PGAL, and the County** – Kristen Barnebey/Judge Mills
21. Discuss, approve, or disapprove the **County's hiring of legal representation for procurement process** through any and all State and Federal agencies and grants to pursue in part Texas Community Development Block Grant Disaster Relief (TxCDBG-DR) funding through the Texas General Land Office (GLO) of over \$50,000,000 – Kristen Barnebey/Judge Mills

• **PLANNING & BUDGET OFFICE**

22. Discuss, approve, or disapprove **request from the Elections Administrator to set standard pay rate for all Part-Time Election Workers up to \$15.00 per hour.** The increase is as follows: \$15.00 per hour for all Early Voting Clerks, \$15.00 per hour for Election Day Judges, \$14.00 per hour for Alternate Judges and \$13.00 per hour for all Election Day Clerks. The hourly increase is reflective of the reimbursement matched by the Texas Secretary of State's Primary Finance Fund – Michele Bennett Carew/Linda Doane/Judge Mills
23. Discuss, approve, or disapprove the **Aransas County Navigation District (ACND) Tax Rate Levy for 2019 (Total Effective Tax Rate Levy of \$0.052008/\$100 valuation** – Keith Barrett/Judge Mills
24. **Presentation of Activity Program and Budget** for remainder of 2019 and all of 2020 for the **Aquarium Education Center** – Jeff Hutt/Commissioner Smith/Judge Mills
25. Discuss, approve, or disapprove **Funding Activity Program for Aquarium Education Center** for remainder of 2019 and all of 2020 from the Venue Tax Maintenance Fund – Commissioner Smith/Judge Mills
26. Discuss, approve, or disapprove and authorize the County Judge to sign **Onsight Service Agreement with Catapult Health** to provide Health Screenings for employees, 100 % covered by Blue Cross Blue Shield for BCBS insured employees, during the 2019 Employee Health Fair (with a minimum employee participation of 25 – otherwise service will be canceled). – Linda Doane/Judge Mills
27. Discuss, approve, or disapprove and authorize the County Judge to sign the **Walgreens Community Off-Site Clinic Agreement** covering the administration of immunizations at the County's Annual Health Fair – Linda Doane/Judge Mills
28. Discuss, approve, or disapprove **paying for Immunizations at the Annual Aransas County Employee Health Fair for employees not covered by health insurance,** an estimated cost of \$1500 already budgeted for from the Health Care Sales tax – Linda Doane/Judge Mills
29. Discuss, approve, or disapprove **Budget Line Item Transfers** – Suzy Wallace/Judge Mills
30. Discuss, approve, or disapprove **Accounts Payable and Payroll/Payroll Liabilities** – Suzy Wallace/Alma Cartwright/Judge Mills

VII. REPORTS FROM COMMISSIONERS, ELECTED OFFICIALS & DEPARTMENT HEADS--NO ACTION WILL BE TAKEN

*“At this time, County Commissioners will report/update on all committee assignments which may include the following: Aransas Pathways Steering Committee; County Storm Water Advisory Committee; Coastal Bend Council of Governments; Coastal Bend Bays & Estuaries; Coastal Resiliency Committee; Disaster Recovery Officials; Economic Development; Live Oak Tree Committee; Navigation District; Personnel Committee; Rural Rail District; and Rockport Community Park/Swimming Pool Committee. Elected Officials & Department Heads reports include but are not limited to the following: Airport Advisory Board Updates; County Auditor—**Read Fee Reports of County & Precinct Offices.**”*

VIII. REPORTS ABOUT ITEMS OF COMMUNITY INTEREST--NO ACTION WILL BE TAKEN

“At this time, Commissioners Court will hear reports/updates from Commissioners or County Staff about items of community interest including (1) expressions of thanks, congratulations, or condolence; (2) information regarding holiday schedules; (3) an honorary or salutary recognition of a public official, public employee, or other citizen; (4) a reminder about an upcoming event organized or sponsored by the Court; (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the Commissioners Court that was attended or is scheduled to be attended by a Commissioner or an official or employee of the County; and (6) announcements involving an imminent threat to the public health and safety of people in the County that has arisen after the posting of the agenda.”

IX. CLOSED SESSION

"Pursuant to the authority granted under Government Code, Chapter 551, the Commissioners Court may convene a closed session. The specific section or sections of Government Code, Chapter 551 that provides statutory authority may be announced."

- a. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 **TO DISCUSS POTENTIAL LITIGATION AND OTHER MATTERS PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE.**
- b. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.072 **TO DISCUSS REAL ESTATE NEGOTIATIONS INCLUDING PATHWAYS PROJECTS, STORM WATER MANAGEMENT, COUNTY LAND AND COUNTY LEASES.**
- c. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.07A **TO DISCUSS PERSONNEL MATTERS AND OTHER ISSUES.**
- d. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.0725 **TO DISCUSS A CONTRACT BEING NEGOTIATED AND THE TERMS THEREOF.**
- e. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.087 **TO DISCUSS AN ECONOMIC DEVELOPMENT MATTER.**

X. OPEN SESSION

Commissioners Court will reconvene into Open Session and consider action, if any, on items discussed in Closed Session.

XI. ADJOURNMENT

FILED
 AT 2:07 P. M. *Posted*
 SEP 05 2019 @ 2:10 PM.

VALERIE K. AMASON
 COUNTY CLERK, ARANSAS CO., TEXAS

CERTIFICATION

I, the undersigned, County Clerk, do hereby certify that the Notice of the above named Commissioners Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said Notice on the window and/or bulletin board in the Aransas County Courthouse, 2840 Hwy. 35 N., Rockport, Aransas County, Texas on the ____ day of _____, 2019, and said Notice remained so posted continuously for at least seventy-two (72) hours preceding the scheduled time of said Meeting.

 COUNTY CLERK, ARANSAS COUNTY, TEXAS
 Tel: 361-790-0122 Fax: 361-790-0119