

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

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 **23rd DAY of SEPTEMBER, 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:

- 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

- 1. Discuss, approve or disapprove Joint Proclamation JP-18-2024 Mike Probst Day – 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 August 23, 2024 Public Hearing – Salary Grievance Committee – Misty Kimbrough/Judge Garza
3. Discuss, approve or disapprove the Minutes from the September 5, 2024 Public Hearing on the 2025 Budget – Misty Kimbrough/Judge Garza
4. Discuss, approve or disapprove the Minutes from the September 5, 2024 Public Hearing on the Proposed 2024 Tax Rate – Misty Kimbrough/Judge Garza
5. Discuss, approve or disapprove the Minutes from the September 9, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
6. Acknowledge receipt of and record in the minutes of Commissioners Court, a letter dated September 10, 2024, of official notification that Aransas County Public Library is accredited and will be a fully qualified member of the Texas Library System for the State Fiscal Year 2025, which is September 1, 2024 through August 31, 2025 – Iris Sanchez/Judge Garza
7. Acknowledge and accept donation of a ProPanel Display System donated by Ann Barkley valued at \$4,500.00 – Melissa Zieschang/Judge Garza
8. Acknowledge and accept donations for prizes for the winners in the Pathways Poker Tour, which is the kickoff event to the Rockport-Fulton HummerBird Celebration 2024 – Melissa Zieschang/Judge Garza

VIII. COUNTY REPORTS AND RESOLUTIONS

9. Discuss, approve or disapprove Pathways placing an informational kiosk about the trails, kayak launches, history and birding on the grounds of the new Courthouse; Aransas County will be responsible for the footing for the sign and installation – Rich Connell/Judge Garza
10. Discuss, approve or disapprove the 2nd Quarter Report for the Historical Commission – Dave Hattman
11. Discuss, approve or disapprove the Aransas County Historical entities displaying County artifacts in the new Courthouse – Doreen Bronner/Pam Stranahan/Cheryl Livingston/Elle Moralez
12. Discuss, approve or disapprove Resolution #R-23-2024, a Resolution of Aransas County, Texas, certifying that the County has made a \$50,000 grant to Aransas County Council of 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

13. Discuss, approve, or disapprove Changing Resolution #R-21-2024, which passed on the September 9, 2024, agenda to Resolution #R-22-2024. This Resolution was for the CDBG-MIT MOD program for the Sheriff's Radio Tower Equipment and Installation. Resolution #R-21-2024 was also used for 2024 Tax Roll, Levy and Rate. The 2024 Tax Roll, Levy and Rate Resolution number will remain the same and the Radio Tower Resolution will change to #R-22-2024 – Judge Garza
14. Discuss approve or disapprove:
 - a. Designating address 2718 Hwy 35 N, Rockport, TX 78382, which is within the city limits of Rockport, Aransas County, Texas as the official address for Citation in civil matters until further notice; and
 - b. Authorizing District Clerk, County Clerk, and/or County Judge to arrange the delivery of mail with the United States Postal Service in accordance with civil citation requirements – Pam Heard/Misty Kimbrough/Judge Garza

IX. COUNTY ROADS AND FLOODPLAIN

15. Discuss, approve, or disapprove accepting a permanent Ten Foot (10') wide drainage easement from Elva D. Schrimpsheer as depicted on the attached Exhibit: authorize the County Judge to execute necessary documents – Darrell Seibert/Judge Garza
16. Discuss, approve or disapprove advertising Request for Qualifications for professional services to complete a property appraisal for GOMESA CMP PSM Project – Copano Cove Ranch Acquisition Project, General Land Office (GLO) Contract No. 24-099-005-E79 – Katherine Comeaux/Judge Garza

X. CONTRACTS AND GRANTS

17. Discuss, approve or disapprove a lease and/or location for the Aransas County District Courtroom and necessary office spaces, located at 410 N. Church Street, Rockport, TX 78382, which are within the city limits of Rockport and Aransas County, Texas, and their availability to other Courts at the District Court's discretion – Judge Bauer/Judge Whatley
18. Discuss, approve or disapprove authorizing the County Judge to sign a Memorandum of Understanding (MOU) with Delmar College for use of the overflow parking ramp at the airport to conduct police academy cadet driver training – Mike Geer/Judge Garza
19. Discuss, approve or disapprove a correction and reduction in cost to Change Order No. 6 of the Brizo Construction contract for Southeast Aransas County Drainage Improvements in the County's General Land Office Community Development Block Grant-Disaster Relief (CDBG-DR) Contract #20-065-098-C270. On 09/09/2024, Commissioners Court approve Brizo Construction, LLC's CO #6 request for an increase in the contract amount by \$40,597.00 and an increase in time by an additional 60 days. The correct amount should have been \$40,596.50 – David Reid/Judge Garza

20. Discuss, approve or disapprove entering into a Mutual Aid Agreement for emergency and disaster response between the Aransas County Sheriff's Department and Rockport-Fulton Independent School District (RFISD) and to authorize County Judge to sign agreement – Sheriff Mills/Judge Garza

XI. PLANNING AND BUDGET

21. Discuss, approve, or disapprove authorizing the County Judge to execute the 2-Year Renewal of the Depository Services Contract with Prosperity Bank, to be effective November 11, 2024 through November 10, 2026, with all terms and provisions to remain the same, except for the new proposed interest rate, being the NOW Account sheet rate plus 1.00% - Alma Cartwright/Judge Garza
22. Discuss, approve or disapprove the Aransas County Navigation District (ACND) 2024-2025 NO NEW REVENUE TAX RATE LEVY OF \$0.032352/\$100 VALUATION (\$0.024522/\$100 VALUATION FOR M&O AND \$0.007830/\$100 valuation for I&S) – Judge Garza
23. Discuss, approve or disapprove Sheriff's Office Detention Center Job Description change from Logistics Officer to Fields Training Office/Training Liaison – Sheriff Mills/Judge Garza
24. Discuss, approve or disapprove authorizing the County Judge to sign the Texas Association of Counties' Liability Renewal Agreement and Questionnaire for plan year 2024-2025 – Jacky Cockerham/Judge Garza
25. Discuss and accept the Aransas County Annual Financial Report for the Year Ending December 31, 2023 as presented by Crowe, LLP, Certified Public Accountants – Jacky Cockerham/Judge Garza
26. Discuss, approve or disapprove the August 2024 Auditor's Monthly Report – Jacky Cockerham/Judge Garza
27. Discuss, approve, or disapprove the Budget Line Item – Jacky Cockerham/Judge Garza
28. 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

29. 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 36th District Court of Aransas County, Texas;*

iv. *Discussion of the status of the Downtown Anchor Project, including all pending matters such as contemplated litigation and alternative dispute resolution: termination of the contract, changes to the scope of work, and the hiring of new contractors to complete the Work: alleged claims and defects; construction delays; subcontractor claims; various requested and proposed contract amendments to the Contract Sum and Contract Time; and any and all possible legal solutions afforded by law, the contract terms, or those offered by the contract parties – Amanda Oster/Adela C. Martinez*

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

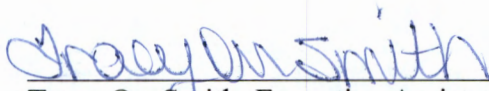
30. Reconvene into Open Session

31. Discuss, approve or disapprove taking action or issuing instructions to the County Attorney's Office to act on the County's behalf regarding the Hurricane Harvey pending litigation and authorizing the County Attorney's Office to act accordingly - Amanda Oster/Adela C. Martinez
32. Discuss, approve or disapprove taking action or issuing instructions to the County Attorney's Office to act on the County's behalf regarding the pending matters of the Downtown Anchor Project and authorizing the County Attorney's Office to act accordingly - Amanda Oster/Adela C. Martinez

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.



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

FILED FOR RECORD
AT 8:05 A. M.

SEP 20 2024

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS
Posted By 8:20A