

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 **23rd DAY of OCTOBER, 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. Proclamation #P-18-2023, recognizing November 11, 2023 as Aransas County Arbor Day – Debbie Griffith/Judge Garza
2. Proclamation #P-19-2023, recognizing October 2023 as Breast Cancer Awareness Month – Sheriff Mills/Judge Garza

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.

3. Discuss, approve or disapprove the Minutes from the October 9, 2023 Regular Meeting – Misty Kimbrough/Judge Garza

Donations

4. Acknowledge and accept a donation of \$75.00 from the Rockport-Fulton Chamber of Commerce to Aransas County Pathways for attending the 35th Annual HummerBird Celebration as an Outdoor Exhibitor - Jennifer Heard/ Judge Garza

VII. COUNTY REPORTS, ORDERS, AND RESOLUTIONS

5. Discuss, approve or disapprove Resolution #R-29-2023, a Joint Resolution for Joint Primary Election to be held on March 5, 2024 and for the Joint Primary Runoff Election, if necessary, to be held on May 28, 2024 - Kevin Stroud/Judge Garza
6. Discuss, approve or disapprove the 3rd Quarter Report for Rockport-Fulton Chamber of Commerce – Shanon Biggerstaff/Shelly Stuart/Judge Garza
7. Discuss, approve or disapprove the 3rd Quarter Report for the Friends of the History Center of Aransas County – Pam Stranahan/Judge Garza

VIII. COUNTY ROADS AND FLOODPLAIN

8. Discuss, approve or disapprove request for a variance on County minimum lot size requirements at 455 Misty Oak Lane to replat two lots into one lot – Katherine Comeaux/Judge Garza
9. Discuss, approve or disapprove a request for a variance on County minimum lot size requirements at 391 & 392 Charlotte Drive to replat two lots into one lot - Katherine Comeaux/Judge Garza
10. Discuss, approve or disapprove Order #O-24-2023, an Order petitioned by Kimberly Moralez, closing, abandoning and vacating a 50-foot roadway on the East by Block Numbers 436 through 443, Manning Addition, Aransas County, Texas – Elizabeth Brundrett/Katherine Comeaux/Judge Garza
11. Discuss, approve or disapprove Order #O-25-2023, an Order petitioned by Will Kiker closing, abandoning and vacating a 61.5-foot roadway between Blocks 436 & 437, Manning Addition, Aransas County, Texas – Elizabeth Brundrett/Katherine Comeaux/Judge Garza

12. Discuss, approve or disapprove Order #O-26-2023, an Order petitioned by Will Kiker, closing, abandoning and vacating a 20-foot alleyway in Block 436, Manning Addition, Aransas County, Texas – Elizabeth Brundrett/Katherine Comeaux/Judge Garza

IX. CONTRACTS AND GRANTS

13. Discuss, approve or disapprove Change Order #10 requested by Teal Construction Company, Corp., for the Contract for the Construction of the Aransas County Courthouse dated February 28, 2022, which consists of the following changes: **CPR 46** – install rigid insulation at clock tower, install fluid-applied air barrier over sheathing at new window openings, install vapor barrier flashing at base of wall and windowsills for new window opening, install flexible stainless steel flashing at window sills for new window openings, add five (5) type F windows, deduct five (5) type G doors, deduct five (5) frames at elevation FF, install two (2) EME3625DFL-HP wind driven rain resistant louvers, infill four (4) doors at balconies with brick and cast stone sills - Add \$25,192.09; **CRP69** – change wood species from Accoya to Fir for Thermory brackets - Deduct \$15,150.00; **CPR70** – add a CO-1A-1 breaker - Add \$440.00; **CPR71** - remove behind letters illumination for exterior building letters - Deduct \$7,210.00; and extend the date for Substantial Completion to January 31, 2024; with all changes resulting in a net increase to the Contract in the amount of \$3,272.09 for a new total cost of \$23,540,351.78 – John Strothman/Judge Garza
14. Discuss, approve or disapprove Change Order #2, to the Construction Contract with DLF Construction for the Aransas County Community Center and Plaza Project to increase the contract cost by \$15,171.96 for the following: additional structural steel materials of approximately 3 tons, additional detailing, field erection, shop fabrication, drawings, and field welding and to increase the contract term by 15 days; the new date for completion will be March 18, 2024 and all changes result in a net increase to the Contract in the amount of \$15,171.96 for a new total cost of \$4,361,979.63 - John Strothman/Judge Garza
15. Discuss, approve, or disapprove authorizing Environmental Health – Transfer Station to seek bids for a 2024 brush grinding contract – Elle Moralez/Judge Garza
16. Discuss, approve or disapprove authorizing the County Judge to sign a one year hangar lease, with four one-year renewal options, with Wayne Sullivan for space in a community hangar – Mike Geer/Judge Garza
17. Discuss, approve, or disapprove authorizing the County Judge to sign an annual agreement with the Texas Department of Transportation for the 2024 Routine Airport Maintenance Program (RAMP) Grant M2416RCKP, which grant reimburses 90% of costs for eligible airport maintenance projects up to \$100,000 each year – Mike Geer/Judge Garza
18. Discuss, approve, or disapprove Road and Bridge’s request to accept a bid to purchase a 2020 Freightliner M2-106 Water Truck with 15,254 miles from Rhino Machinery, Inc. for \$95,950.00 and authorize the County Judge to execute any necessary documents – David Reid/Judge Garza

19. Discuss, approve or disapprove entering into a contract for Grant Writing Services between Aransas County, Texas and Lone Star Strategy Group, LLC, for a period of one (1) year for monthly payments of \$2,000.00 – Judge Garza

X. PLANNING AND BUDGET

20. Discuss, approve, or disapprove approving hiring a temporary employee in the County Clerk’s Office, to work approximately 40 hours in total, to scan documents that can legally be shredded to avoid paying for mold remediation of the physical documents – Misty Kimbrough/Judge Garza
21. Discuss, approve, or disapprove proposed 2024 Environmental Health Fees – Elle Moralez/Judge Garza
22. Discuss, approve, or disapprove authorizing the Airport Manager to publish a Request for Proposals (RFP) to request qualified development consultants to submit proposals regarding a development plan for the Aransas County Airport – Mike Geer/Judge Garza
23. Discuss, approve or disapprove amending the 2023 Annual Budget to include Fund 680 – DEA Forfeiture Funds, which will be used to replace an aging data storage system located at the Detention Center – Jacky Cockerham/Judge Garza
24. Discuss, approve, or disapprove the Budget Line Item - Transfers for the 2023 Budget – Jacky Cockerham/Judge Garza
25. 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

26. 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

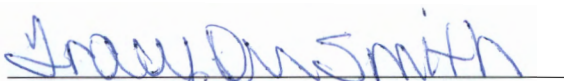
27. Reconvene into Open Session

28. 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 1:31p M.

OCT 19 2023

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS

Posted @ 1:45pm