

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

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 **12th DAY of NOVEMBER, 2024 at 9:00 A.M. at the AQUARIUM EDUCATION CENTER LOCATED AT 706 NAVIGATION CIRCLE, 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 - NONE

Presentations are scheduled in advance of the meeting and limited to fifteen (15) minutes unless other arrangements have been made with the Court.

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.

1. Discuss, approve or disapprove the Minutes from the October 28, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
2. Discuss, approve or disapprove the Minutes from the October 31, 2024 Workshop Meeting – Misty Kimbrough/Judge Garza

VIII. COUNTY REPORTS AND RESOLUTIONS

3. Discuss, approve, or disapprove Resolution #R-27-2024, to hire H2O Partners for the update of the Aransas County Multi-Jurisdictional Hazard Mitigation Action Plan (HMAP) – Katherine Comeaux/Judge Garza
4. Discuss, approve or disapprove enacting Order authorizing the Environmental Health Department Director to enforce Order #O-10-2018, the Abatement of Public Nuisance Ordinance – Adela Martinez/Judge Garza
5. Discuss, approve or disapprove the Rockport Cultural Arts District 3rd Quarter Report for 2024 – Jennifer Day/Judge Garza

IX. COUNTY ROADS AND FLOODPLAIN

6. Discuss, approve or disapprove Requesting Qualification for engineering services and grant management services for application and administration of the 2024-2026 Promoting Resilient Operations for Transformative, Efficient and Cost-Saving Transportation (PROTECT) Program, for planning improvements to Fulton Beach Road – Kat Comeaux/Judge Garza

X. CONTRACTS AND GRANTS

7. Discuss, approve or disapprove Change Order No. 8 of 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. Brizo Construction, LLC is requesting an increase in the contract amount of \$274,463.20. No increase in time is requested – David Reid/Judge Garza
8. Discuss, approve or disapprove DLF Two, Inc.'s Change Order No. 008 for the Aransas County Community Building/Plaza/Fiber Optics increase in cost of \$14,778.26 for the installation of two of the three handholds – Elle Morales/Judge Garza
9. Discuss, approve or disapprove hiring Shelter Planners of America to perform a Needs Assessment on the Aransas County Animal Care facility and authorizing the County Judge to sign all necessary documents – Caitlan Frazier/Judge Garza

XI. PLANNING AND BUDGET

10. Discuss, approve, or disapprove the October 2024 Treasurer's Report – Alma Cartwright/Judge Garza
11. Discuss, approve or disapprove the Aransas County Indigent Health Care Report for October 2024 – Alma Cartwright/Judge Garza
12. Discuss, approve or disapprove allowing the Healthy County Coordinator (HR Director) to spend up to \$2,400 of the Healthy County & Fair Funds on incentives and other expenditures incurred for the Annual Aransas County Employee Health Fair in anticipation of receiving funds back from the Texas Association of Counties (TAC) Healthy County Program – Desiree Upton/Judge Garza
13. Discuss, approve or disapprove authorizing County Judge to sign the 2024 Catapult Health Addendum with Catapult Health for Onsite Screenings during the Annual Aransas County Employee Health Fair – Desiree Upton/Judge Garza
14. Discuss, approve or disapprove authorizing the County Judge to sign the HEB Pharmacy Agreement to Administer Immunizations at the Annual County Employee Health Fair – Desiree Upton/Judge Garza
15. Discuss, approve or disapprove paying for Immunizations at the Annual Aransas County Employee Health Fair for employees not covered by health insurance, at an estimated cost of \$1,500, already budgeted from the Health Care Sales Tax – Desiree Upton/Judge Garza
16. Discuss, approve or disapprove and authorize County Judge to sign the Texas County & District Retirement System (TCDRS) Renewal Plan Year for 2025 – Desiree Upton/Judge Garza
17. Discuss, approve or disapprove the declaring of eight vehicles as surplus for trade-in with delivery of vehicles budgeted for this year – Michael Brooks/Judge Garza
18. Discuss, approve or disapprove use of remaining American Rescue Plan Act Funds – Jacky Cockerham/Judge Garza
19. Discuss, approve or disapprove to request funding for the Coastal Bend Disaster Recovery Group (CBDRG) in the amount of \$10,000 to support CBDRG's continued commitment to Aransas County disaster recovery and resiliency – Jacky Cockerham/Judge Garza
20. Discuss, approve and disapprove Job Description for Contracts and Procurement Specialist – Jacky Cockerham/Judge Garza
21. Discuss, approve or disapprove the October 2024 Auditor's Monthly Report – Jacky Cockerham/Judge Garza
22. Discuss, approve, or disapprove the Budget Line Items - Jacky Cockerham/Judge Garza

23. 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

24. Convene into a Closed Session to consult with counsel and receive legal advice about pending or contemplated litigation or other attorney-client privileged matters, including insurance matters related to Aransas County's projects and insurance claims from Hurricane Harvey, various contract disputes, and the Wendt Services, Inc. Public Information Act Request:
- 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; and
 - iv. *iWorQ Systems, Inc., a Utah Corporation v Aransas County, Texas* Case No. 240100226, in the District Court of the First Judicial District County of Cache, Utah; and
 - v. Report on the status of the formal alternative dispute resolution occurring between the County and Teal Construction Company for the Downtown Anchor Project, regarding the various pending matters as noticed for the September 23,

2024, Regular Meeting Closed Session, including but not limited to, contemplated litigation, alternative dispute resolution, termination of the contract, changes to the scope of work, and various requested and proposed contract amendments to the Contract Sum and Contract Time; and

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/Adela Martinez/Judge Garza

XV. OPEN SESSION

25. Reconvene into Open Session

- a. 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 between the County and Teal Construction Company for the Downtown Anchor Project and authorizing County Attorney’s Office to act accordingly – Amanda Oster/Adela Martinez/Judge Garza

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 1:32 P.M.

NOV 07 2024

Posted 1:50 pm

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS