

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 **13th DAY of NOVEMBER, 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 five (5) minutes 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. Presentation from the Texas Department of Transportation (TxDOT) “End the Streak” initiative, aiming to raise traffic safety awareness and commemorate the last deathless day on our state highways, which sadly dates back to November 7, 2000 – Assistant Area Engineer Chandler Williams, P.E.

2. Issuance of Proclamation #P-21-2023, recognizing the month of November 2023 as the Texas Department of Transportation’s “End the Streak” Safety Campaign - Chandler Williams/Judge Garza
3. Presentation – Historical Commission Announcement – Doreen Bronner
4. Issuance of Proclamation #P-20-2023, recognizing November 13, 2023 as “Geographic Information Systems Day” – David Reid/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.

5. Discuss, approve or disapprove the Minutes from the October 23, 2023 Regular Meeting – Misty Kimbrough/Judge Garza

Donations

6. Acknowledge and accept a donation of animal supplies valued at \$130 from Missy Fox for Aransas County Animal Care Services – Lori Cesar/Judge Garza
7. Acknowledge and accept a donation of kitten supplies valued at \$130 from Karen Small for Aransas County Animal Care Services – Lori Cesar/Judge Garza
8. Acknowledge and accept a donation from Pets Wants “The Pack Gives Back” food drive valued at \$1,200 for Aransas County Animal Care Services – Lori Cesar/Judge Garza
9. Discuss, approve or disapprove declaring five hundred and fifty (550) books surplus and authorize the Aransas County Library to dispose of the books by giving them to the Friends of the Aransas County Public Library for the book sale that is conducted for the benefit of the Library – Iris Sanchez/Judge Garza

VII. COUNTY REPORTS, ORDERS, AND RESOLUTIONS

10. Discuss, approve, or disapprove accepting \$11,484.00 from the 36th Judicial District Juvenile Probation Department for funds sent to the San Patricio County Detention Center for housing a juvenile from Aransas County pursuant to Senate Bill 30 of the 88th Legislature’s Regular Session, which provides reimbursement of costs in counties for whom the Texas Juvenile Justice Department does not have adequate capacity – Judge Garza

11. Accept and discuss a report submitted by Dr. Zhandei Lui of the University of Texas Marine Science Institute (UTMSI) and Adrien Hilmy of the Coastal Bend Bays and Estuaries Program (CBBEP) pursuant to the Contract for Sediment and Water Quality Testing and Analysis at Port Bay, which report will provide information about available data collected and analyzed since the interim report submitted to the Commissioners in May 2023– Commissioner Pat Rousseau/Judge Garza
12. Discuss, approve or disapprove the Rockport Cultural Arts District Report for 3rd Quarter 2023 – Jennifer Day/Judge Garza

VIII. CONTRACTS AND GRANTS

13. Discuss, approve, or disapprove the FY2023/2024 Interlocal Agreement with the Regional Public Defender’s Office for Capital Criminal Cases, funded in part by the Texas Indigent Defense Commission (TIDC) Multi-Year Discretionary Grant Program Funds and in part by Program Participants, to provide court-appointed counsel for individuals charged with the offense of capital murder in the participating counties and who cannot afford to hire their own attorney; Cost for services is based on our 2020 census numbers and the latest ten-year capital case data reported by our District Clerk (Oct. 1, 2010 – Sept. 30, 2020) with \$5,661.00 being Aransas County’s cost share – Amanda Oster/Judge Garza
14. Discuss, approve, or disapprove Change Order No. 6 to the Construction Contract for the Copano Heights Project between Aransas County and K-C Lease Service, Inc. d/b/a Matagorda Construction & Materials funded by the County’s General Land Office Community Development Block Grant – Disaster Relief (CDBG-DR) Contract #20-065-098-C270, to increase the time of the contract by 34 days – David Reid/Judge Garza
15. Discuss, approve, or disapprove permitting the Road and Bridge Department to solicit bids for Road Materials– David Reid/Judge Garza
16. Discuss, approve or disapprove Change Order No. 1 with Contractor Gerke Excavating, Inc.; Contractor misinterpreted the engineer’s intent for bidding “double-barrel box culverts”, which resulted in under-bidding the items on the construction contract for East Linden from the County’s General Land Office Community Development Block Grant – Disaster Relief (CDBG-DR) Contract #20-065-098-C270; Engineer and staff discussed the error and agree that the change order is warranted to increase the approved cost by \$433,774.39, which will increase the total contract price from \$2,265,183.19 to \$2,698,957.58 – David Reid/Judge Garza
17. Discuss, approve or disapprove a contract with GreatAmerica Financial Services Corporation for an upgrade Pitney Bowes postage machine from the current SendPro MailCenter 1500 to the SendPro MailCenter 2000 with no increase in cost– Judge Garza
18. Discuss, approve or disapprove Amendment No. 1 between Aransas County and GrantWorks, Inc., to extend the time of the grant administration services contract for FEMA 404 Hazard Mitigation grant program, from December 23, 2023 until completion of all task orders issued to the County or May 31, 2026, whichever is earlier – John Strothman/Judge Garza

19. Discuss, approve or disapprove a proposal from Kofile to include mold remediation for “Part 2” of planned preservation, imaging, and indexing services at the additional cost of \$3,800.01 and authorize County Judge to sign necessary documents – Misty Kimbrough/Judge Garza

IX. PLANNING AND BUDGET

20. Discuss, approve or disapprove October 2023 Indigent Health Report – Alma Cartwright/ Judge Garza
21. Discuss, approve or disapprove September 2023 Aransas County Treasurer’s Report – Alma Cartwright/Judge Garza
22. Discuss, approve or disapprove the 3rd Quarter Aransas County Treasurer’s Investment Report – Alma Cartwright/Judge Garza
23. Discuss, approve or disapprove the October 2023 Auditor’s Monthly Report – Jacky Cockerham/Judge Garza
24. Discuss, approve or disapprove Renewal of the Flood Insurance with Wright National Flood Insurance Company beginning January 1, 2024 – Jacky Cockerham/Judge Garza
25. Discuss, approve or disapprove proposed on-site Sewage Facilities Fee of \$1,000 for Illegal Modification of Septic Systems – Elle Moralez/Judge Garza
26. Discuss, approve or disapprove proposed closure of the Aransas County Transfer Station on the following dates: 1) December 8, 2023 from 11am to 1pm to allow Transfer Station employees to attend the County Employee Christmas Party 2) Revise the 2024 Transfer Station’s Holiday schedule – currently the TS (Transfer Station) is closed on Wednesday after a Monday holiday. The TS is requesting to close on Tuesday after a Monday holiday. Transfer Station employees work on Saturdays, unlike other departments, with Sunday and Monday as their days off. With the current schedule, TS employees work Saturday, are off Sunday and Monday (2 days), work Tuesday, off Wednesday. With the revised schedule, County TS employees will work Saturday, be off Sunday, Monday and Tuesday (3 days). This revision will allow the County Transfer Station employees the opportunity to enjoy the 3-day holiday weekend with their families, equivalent to the majority of the County employees. Following are the proposed changes to the 2024 Transfer Station Holidays:
 - Tuesday, January 2, 2024
 - Tuesday, January 16, 2024
 - Tuesday, February 20, 2024
 - Tuesday, May 28, 2024
 - Tuesday, September 3, 2024
 - Tuesday, November 12, 2024– Elle Moralez/Judge Garza
27. Discuss, approve, or disapprove the Budget Line Item - Transfers for the 2023 Budget – Jacky Cockerham/Judge Garza

28. Discuss, approve, or disapprove Accounts Payable and Payroll/Payroll Liabilities – Jacky Cockerham/Judge Garza

X. 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.

XI. 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.

XII. CLOSED SESSION – Commissioners Court may Convene into a Closed Session to:

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. *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 – Amanda Oster/Jennifer O’Steen/Judge Garza

30. Deliberate about personnel matters related to the Director of Animal Care Services as authorized by Section 551.074 of the Texas Open Meetings Act.

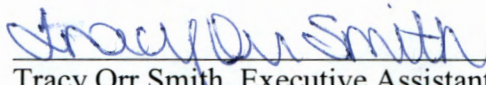
XIII. OPEN SESSION

- 31. Reconvene into Open Session
- 32. Discuss and take action on matters discussed in closed session – Jennifer O’Steen/ Judge Garza

XIV. 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 3:58p M.
NOV 08 2023

MISTY KIMBROUGH
COUNTY CLERK, ARANSAS CO., TEXAS
posted @ 4:20pm