

COMMISSIONERS COURT
Aransas County, Texas

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

Jack Chaney
Commissioner, Pct 1-1A

Leslie 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 **14th day of DECEMBER, 2020 at 9:00 A.M. IN THE COMMISSIONERS COURTROOM 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. **To watch the meeting, visit here:** <https://www.youtube.com/channel/UCTxprR-CFvaZfapOVcLeDWQ/live> The following subjects will be discussed:

I. CALL TO ORDER & PLEDGES

II. INVOCATION

III. DECLARE QUORUM

IV. 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; RECEIVE ATTORNEY'S ADVICE ON LEGAL MATTERS THAT ARE NOT RELATED TO LITIGATION; AND OTHER MATTERS PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE.*

V. OPEN SESSION

VI. 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 which has not been posted on the Agenda.

VII. PRESENTATIONS

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

VIII. 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.

1. Discuss, and approve or disapprove **Minutes** from the November 23, 2020 Regular Meeting – Carrie Arrington/Judge Mills
2. Discuss, and approve or disapprove **Minutes** from the December 1, 2020 Special Meeting – Carrie Arrington/Judge Mills
3. Discuss, and approve or disapprove a **State of Texas Bond for Tax Assessor-Collector from Western Surety for Anna Marshall, Tax Assessor-Collector** – Anna Marshall/Judge Mills
4. Discuss, and approve or disapprove a **County Bond from Western Surety for Anna Marshall, Tax Assessor-Collector** – Anna Marshall/Judge Mills

- **COUNTY PROJECTS**

5. Discuss and **establish size and scope of Courthouse Construction Project** – David Mendez/Robert Henderson/Judge Mills

- **COUNTY ROADS**

6. Discuss, and approve or disapprove a **motion to post statutory notice of the County's intent to sell by sealed bids, the County's interest, if any, in dedicated streets and easements in a portion of the original Lamar Townsite** – Casey Cullen/Judge Mills
7. Discuss, and approve or disapprove **request for variance on County setback requirements at 33-37 Oakshore Loop** to conform with the Holiday Beach Property Owners Association (POA) subdivision restrictions – Katherine Comeaux/David Reid/Judge Mills
8. Discuss, and approve or disapprove **2021 Road Material Bids** – David Reid/Judge Mills

- **ENVIRONMENTAL HEALTH**

9. Discuss and **take action against CASHLAND LLC for violation of Ordinance 1-2010 Restricting Clear Cutting of Live Oak Trees** – Valerie Gonzalez/Judge Mills

- **COUNTY REPORTS**

10. Discuss, and approve or disapprove **3rd Quarterly 2020 Report from Friends of the History Center** for Aransas County – Becky Story/Judge Mills

- **COUNTY SHERIFF**

11. Discuss, and approve or disapprove **declaring K-9's "Urso" who was purchased through donations from the community, and "Rex" who was purchased through Homeland Security funds, as surplus and allow "Urso" and "Rex" to be adopted by their handlers** – Sheriff Mills/Judge Mills

- **CONTRACTS, AGREEMENTS, GRANTS & LEASES**

12. Discuss, and approve or disapprove **authorizing County Judge to sign Interlocal Agreement with Regional Public Defender Office – Local Government Corporation (RPDO-LGC), who provide legal defense services to indigent capital murder defendants for Aransas County – Tabled 11/23/2020]** - Judge Mills
13. Discuss, and approve or disapprove **authorizing County Judge to sign contract with Trileaf Corporation for professional services to provide a Federal Communications Commission (FCC) National Environmental Policy Act (NEPA) report for the proposed radio tower related to General Land Office (GLO) grant #20-065-098-C270** – John Strothman/Judge Mills
14. Discuss, and approve or disapprove **authorizing County Judge to pay deficit amount to Texas Department of Transportation (TxDOT) for Aransas Pathways Southern Trail project previously approved.** Deficit amount is \$80,574.16 and funds will be paid from the Pathways Bond Funds – John Strothman/Judge Mills
15. Discuss, and approve or disapprove **authorizing County Judge to sign contract documents to extend existing Microsoft Enterprise License Agreement, through reseller SHI Government Solutions,** for another three years under Texas Department of Information Resources Contract #DIR-TSO-4092, to begin January 1, 2021 – Collin Jackson/Judge Mills
16. Discuss, and approve or disapprove **contract amendment #1 for PGAL, Inc., (Architect) to initiate design plans for the plaza portion/open space features for the Downtown Anchor Project.** Contract amendment authorizes PGAL to use available Community Development Block Grant - Disaster Recovery (CDBG-DR) grant funds awarded to Aransas County. The Broadus Amendment #1 has a zero dollar impact and is only referenced for documentation and administrative purposes – William Whitson/Judge Mills
17. Discuss, and approve or disapprove **authorizing County Judge to sign Federally Assisted Airport Development Grant between Aransas County Airport and Texas Department of Transportation (TxDOT)** to reconstruct drain/sinkhole on the apron and airfield drainage inspection-Mike Geer/Judge Mills

- **PLANNING & BUDGET OFFICE**

18. Discuss, and approve or disapprove **November 2020 Indigent Health Care Report** - Alma Cartwright/Judge Mills
19. Discuss, and approve or disapprove **a new full-time Election Coordinator position effective December 1, 2020 at a pay Group/Step 11-2 to replace the temporary Elections Coordinator position (which was paid from the CARES Act Grant that expired November 30, 2020).** An increase in voter registration and main-in ballots has created a need for a full-time permanent position – [Tabled 11/23/2020] - Kevin Stroud/Linda Doane/Judge Mills
20. Discuss, and approve or disapprove **paying out five (5) vacation days to Gayle Otto.** County Clerk was told (after last Commissioners' Court) that Gayle needs to take eleven (11) days of vacation before the end of the year or lose them. The County Clerk was able to schedule six (6) vacation days for her but it is a problem for the department to have her out more than that. It seems that paying her for those five (5) days is the better option, and there is money in the Clerk's budget to cover it – Carrie Arrington/Jacky Cockerham/Judge Mills

21. Discuss, and approve or disapprove **reimbursement to Aransas County for independent contractor costs up to \$20,800 from the CDA Office's forfeiture account** –
Kristen Barnebey/Judge Mills
22. Discuss, and approve or disapprove **Budget Line Item Transfers and Amendments** –
Jacky Cockerham/Judge Mills
23. Discuss, and approve or disapprove **Accounts Payable and Payroll/Payroll Liabilities** –
Jacky Cockerham/Alma Cartwright/Judge Mills
24. Discuss, and approve or disapprove **authorizing the Bickerstaff Heath Delgado Acosta law firm to defend Aransas County in potential litigation** related to the County's authority to issue financial instruments, and to authorize the Bickerstaff Heath Delgado Acosta law firm to file any necessary action to protect the County's authority to issue financial instruments –
David Mendez/Judge Mills
25. Discuss, and approve or disapprove **Order #O-26-2020**, authorizing the Issuance of Aransas County, Texas Limited Tax Notes, Series 2021; Levying a Continuing Direct Annual Ad Valorem Tax on all Taxable Property within the County to pay the principal of and interest on said notes and to create a sinking fund for the redemption thereof and the assessment and collection of such taxes; authorizing the sale thereof; and enacting provisions incident and related to the issuance of said notes –
David Mendez/Judge Mills

IX. 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.**"*

X. 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."

XI. CLOSED SESSION

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- b. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 TO DISCUSS POTENTIAL LITIGATION; RECEIVE ATTORNEY'S ADVICE ON LEGAL MATTERS THAT ARE NOT RELATED TO LITIGATION; AND OTHER MATTERS PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE.*
- c. 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.*
- d. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.07A TO DISCUSS PERSONNEL MATTERS AND OTHER ISSUES.*

- e. 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.
- f. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.087 TO DISCUSS AN ECONOMIC DEVELOPMENT MATTER.
- g. COMMISSIONERS COURT WILL MEET IN CLOSED SESSION AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 552.139 AND OTHER PROVISIONS TO DISCUSS CYBER SECURITY REPORT, STATUS AND IMPROVEMENT.

XII. OPEN SESSION

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

XIII. ADJOURNMENT

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 _____, 2020, 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

FILED
AT 3:42 P.M.

DEC 10 2020

CARRIE ARRINGTON
COUNTY CLERK, ARANSAS CO., TEXAS

*Posted
3:49 pm*