



# MINUTES

## Aransas County Commissioners Court

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9:00 AM – Monday, May 13, 2024

The Aransas County Commissioners Court met on Monday, May 15, 2024, at 9:00 AM, in the Aransas County Courthouse, 2840 Hwy 35 N, Rockport, Texas. Aransas County Commissioner's Court meeting video recordings are available by following this link: [Commissioners Court Minutes and Agendas \(aransascourttx.gov\)](https://www.aransascourttx.gov), then scroll to the bottom of the page and select the date you wish to view.

Present: **Ray A. Garza**, County Judge  
**Jack Chaney**, Commissioner Precinct 1-1A  
**Leslie Casterline**, Commissioner, Precinct 2  
**Pat Rousseau**, Commissioner, Precinct 3  
**Robert Dupnik**, Commissioner, Precinct 4-4A

### I. CALL TO ORDER

*Video Time 0:00*

### II. INVOCATION

*Video Time 0:08*

### III. PLEDGES

*Video Time 0:48*

### IV. ROLL CALL AND CONFIRMATION OF QUORUM

*Video Time 01:17*

### V. CITIZENS TO BE HEARD

*Video Time 1:31*

*There were none*

### VI. PRESENTATIONS AND PROCLAMATIONS

1. Discuss and approve Proclamation P-13-2024, Recognizing May 10 – 16, 2024 as National Police Week, and honoring the service and sacrifice of those law enforcement officers killed in the line of duty – Judge Garza

*Video Time 1:39*

☛ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney

☛ **Vote:** Motion carried 5-0: it was so ordered

### VII. CONSENT AGENDA

2. Discuss, approve or disapprove the Minutes from the April 4, 2024 Special Meeting – Misty Kimbrough/Judge Garza
3. Discuss, approve or disapprove the Minutes from the April 8, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
4. Discuss, approve or disapprove the Minutes from the April 22, 2024 Regular Meeting – Misty Kimbrough/Judge Garza
5. Discuss, approve or disapprove the Minutes from the April 30, 2024 Special Meeting – Misty Kimbrough/Judge Garza

### Donations

6. Acknowledge and accept donations from the following:
  - a) Wendy Laubach for kitten food and pet carrier – estimated amount - \$70
  - b) Michelle Smith for wrap-a-pill, milk replacer and kitten formula - estimated amount - \$50
  - c) Daniel Randal in the amount of \$10

- d) Adoption event on 4/20/2024 in the amount of \$85
  - e) Jerry Redd in the amount of \$34
  - f) Adoption Event on 4/27/2024 in the amount of \$236
- Caitlan Frazier/Judge Garza

[Video Time 4:41](#)

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik
- ✪ **Vote:** Motion carried 5-0: it was so ordered

**VIII. COUNTY REPORTS AND RESOLUTIONS**

7. Discuss, approve or disapprove the 1<sup>st</sup> Quarter 2024 Report for the Friends of the Fulton Mansion – Jane Hill/Barbara Judkins/Judge Garza

[Video Time 5:43](#)

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik
- ✪ **Vote:** Motion carried 5-0: it was so ordered

8. Discuss, approve or disapprove the 1<sup>st</sup> Quarter Report for the Texas Maritime Museum – Ashley Pieprzyca/Judge Garza

[Video Time 17:26](#)

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Chaney
- ✪ **Vote:** Motion carried 5-0: it was so ordered

Judge Garza made note of items # 10 and # 19 to be struck from the agenda

[Video Time 25:06](#)

9. Discuss, approve or disapprove the 1<sup>st</sup> Quarter Report for the Friends of the History Center – Pam Stranahan/Judge Garza

[Video Time 25:27](#)

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik
- ✪ **Vote:** Motion carried 5-0: it was so ordered

**IX. COUNTY ROADS AND FLOODPLAIN**

10. Discuss, approve, or disapprove a request for variance on County requirement that all newly subdivided lots front a paved roadway for replat of 850 Alcalá Road – Katherine Comeaux/Judge Garza

- ✪ This item was struck from the agenda

**X. CONTRACTS AND GRANTS**

11. Discuss, approve or disapprove Change Order No. 6 for construction contract for Rattlesnake Point Road in the County's General Land Office Community Development Block Grant - Disaster Relief (CDBG-DR) Contract #20-065-098-C270, to New Stout Excavating Group Texas, LLC to increase the contract cost by \$23,768.59 to \$5,413,586.07; this change order reduces ditch cleaning by 500 LF (linear feet), increases the rehabilitation of detour road reconstruction, and adds 22 days to the contract time – David Reid/Judge Garza

[Video Time 32:16](#)

- ✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Casterline
  - ✪ **Vote:** Motion carried 5-0: it was so ordered
12. Discuss, approve or disapprove Change Order No. 1 of the 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 requests an increase in the contract amount by an additional \$61,843.50 and an increase in contract time of 60 days; this change order will increase the contract amount from \$5,542,866.32 to \$5,604,709.82; the change order is for additional work needed to install 810 LF (linear feet) of HDPE Storm Drain Pipe – David Reid/Judge Garza

[Video Time 34:31](#)

★ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney

★ **Vote:** Motion carried 5-0: it was so ordered

13. Discuss, approve or disapprove Change Order No. 2 of construction contract for Southeast Aransas County Drainage Office Community Development Block Grant – Disaster Relief (CDBG-DR) Contract #20-065-098-C270; Brizo Construction, LLC requests an increase in the contract amount by an additional \$441,708.85 for necessary drain pipe and paving materials; this change order will increase the contract amount from \$5,604,709.82 to \$6,046,418.67 - David Reid/Judge Garza

[Video Time 37:00](#)

★ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Casterline

★ **Vote:** Motion carried 5-0: it was so ordered

14. Discuss, approve or disapprove soliciting a Request for Proposals for Sheriff's Office Radio Tower Equipment and Installation RFP #2024-701 CDBG-MIT-MOD Funded Project – Sheriff Mills/Judge Garza

[Video Time 38:54](#)

★ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney

★ **Vote:** Motion carried 5-0: it was so ordered

15. Discuss, approve or disapprove a Contract Amendment No. 1, an extension of time with T. Baker Smith, LLC, for the American Rescue Plan Act (ARPA), Aransas County Water Tank Project to provide time necessary to complete the project and authorize County Judge to execute necessary documents - Sheriff Mills/Rene Butler

[Video Time 41:39](#)

★ **Motion to approve:** by Commissioner Chaney, motion was seconded by Commissioner Casterline

★ **Vote:** Motion carried 5-0: it was so ordered

16. Discuss, approve, or disapprove DLF Texas' Change Order No. 04 for the parking lot which is a portion of the Aransas County Community Building/Plaza/Parking Lot, General Land Office Community Development Block Grant – Disaster Recovery (CDBG-DR) contract #20-065-098-C270 – adding \$44,160.00 and 15 days; the new project substantial completion date will be 29 July 2024; the contractor will replace old 156' LF (linear feet) unlevelled sidewalk, curb and gutter, redesign additional gutters to improve drainage, relocate the light pole and install an ADA ramp [*Tabled 4/08/2024*]- Elle Morales/Judge Garza

[Video Time 43:58](#)

★ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Casterline

★ **Vote:** Motion carried 5-0: it was so ordered

17. Discuss, approve or disapprove authorizing the County Judge to execute the Grant Agreement awarding a \$120,000 grant from the Ed Rachal Foundation for the purchase of

aquarium equipment for the Aquarium at Rockport Harbor – Elle Morales/Judge Garza

Video Time 49:37

✪ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney

✪ **Vote:** Motion carried 5-0: it was so ordered

18. Discuss, approve or disapprove awarding and authorizing County Judge to execute all necessary documents for the three (3) Standby Generator Installation Projects for Aransas County, Texas consisting of the Airport Field Lighting DR-4332-0197, Road and Bridge Office DR-4332-0202, and Transfer Station Dr-4332-0203 Hazard Mitigation Grant Project (HMGP); the generators are FEMA disaster recovery-approved projects with funding and sub-award agreements through the Texas Department of Emergency Management (TDEM); G&W Engineers, Inc. has recommended BLS Construction, Inc. to be awarded the projects – Elle Morales/Judge Garza

Video Time 51:29

✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik

✪ **Vote:** Motion carried 5-0: it was so ordered

19. Discuss, approve or disapprove Amendment No. 3 of the Work Plan for the RESTORE ACT Sub-recipient Reimbursement Contract No. 582-21-22184 with the Texas Commission on Environmental Quality (TCEQ) for the Bay Shore Erosion Mitigation project to revise deliverable dates and recognize Alfredo Reza, Mott MacDonald as the physical engineer and Elle Morales, Aransas County, as the project manager – Elle Morales/Judge Garza

✪ This item was struck from the agenda

20. Discuss, approve or disapprove authorizing the County Judge to sign a Memorandum of Understanding (MOU) with the Homeland Preparedness Project to provide assistance with the recruitment, training, managing and deployment of local volunteers at the direction of the Emergency Management Coordinator as part of a comprehensive disaster preparedness and response plan – Mike Geer/Judge Garza

Video Time 54:09

✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Chaney

✪ **Vote:** Motion carried 5-0: it was so ordered

21. Discuss, approve or disapprove declaring a 2014 Red Chevrolet Cruze in the Juvenile Case Manager's Department, as surplus and used as a trade-in for the purchase of a replacement vehicle, and authorize County Judge to sign necessary documents – Judge McGinnis

Video Time 57:48

✪ **Motion to approve:** by Commissioner Dupnik, motion was seconded by Commissioner Chaney

✪ **Vote:** Motion carried 5-0: it was so ordered

22. Discuss, approve or disapprove authorizing County Judge to sign the Texas Association of Counties 2024 Cybersecurity Course Enrollment Form to enroll Aransas County personnel in a mandatory cybersecurity training course to satisfy the requirements of Texas Government Code §2054.5191 at a cost of \$1,210.00 dollars, which is in our budget – Collin Jackson/Judge Garza

Video Time 59:34

✪ **Motion to approve:** by Commissioner Chaney, motion was seconded by Commissioner Casterline

✪ **Vote:** Motion carried 5-0: it was so ordered

**XI. PLANNING AND BUDGET**

23. Discuss, approve, or disapprove the Aransas County Indigent Health Care Report for April 2024 – Alma Cartwright/Judge Garza  
Video Time 1:01:31  
✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Chaney  
✪ **Vote:** Motion carried 5-0: it was so ordered
24. Discuss, approve or disapprove authorizing the County Judge to sign the County Request for Capital Credits, and submit to the Texas Comptroller, Unclaimed Property Division, and further authorize the County Treasurer to disburse any said funds received from the Texas Comptroller as follows: 100% to the Children’s Coalition of Aransas County – Alma Cartwright/Judge Garza  
Video Time 1:02:24  
✪ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Rousseau  
✪ **Vote:** Motion carried 5-0: it was so ordered
25. Discuss, approve or disapprove authorizing the Aransas County Treasurer to sign a Promissory Note and Disbursement Request and Authorization between Aransas County and Prosperity Bank for the automatic extension of the expiration date for one year, on the Irrevocable Standby Letter of Credit #1973 from Prosperity Bank to Texas Commission on Environmental Quality (TCEQ), said extension going through June 1, 2025; the Letter of Credit covers financial assurance of the Aransas County Transfer Station in the amount of \$10,200 - Alma Cartwright/Judge Garza  
Video Time 1:03:55  
✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Chaney  
✪ **Vote:** Motion carried 5-0: it was so ordered
26. Discuss, approve or disapprove job description for an Assistant Emergency Management Coordinator – Desiree Upton/Judge Garza  
Video Time 1:05:20  
✪ **Motion to approve:** by Commissioner Dupnik, motion was seconded by Commissioner Chaney  
✪ Commissioner Dupnik amended his motion that was seconded by Commissioner Rousseau  
✪ **Vote:** Motion carried 5-1: Commissioner Chaney voted against ,it was so ordered
27. Discuss, approve or disapprove new job description for an Animal Welfare Program Coordinator – Caitlan Frazier/Desiree Upton/Judge Garza  
Video Time 1:17:25  
✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik  
✪ **Vote:** Motion carried 5-0: it was so ordered
28. Discuss, approve or disapprove the April 2024 Auditor’s Monthly Report – Jacky Cockerham/Judge Garza  
Video Time 1:19:25  
✪ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Chaney  
✪ **Vote:** Motion carried 5-0: it was so ordered
29. Discuss, approve, or disapprove the Budget Line Item - Transfers for the 2023 Budget – Jacky Cockerham/Judge Garza  
Video Time 1:22:03

✪ **Motion to approve:** by Commissioner Casterline, motion was seconded by Commissioner Rousseau

✪ **Vote:** Motion carried 5-0: it was so ordered

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

[Video Time 1:22:28](#)

✪ **Motion to approve:** by Commissioner Dupnik, motion was seconded by Commissioner Casterline

✪ **Vote:** Motion carried 5-0: it was so ordered

**XII. REPORTS FROM COMMISSIONERS, ELECTED OFFICIALS, AND DEPARTMENT HEADS – NO ACTION WILL BE TAKEN**

[Video Time 1:24:48](#)

There were none

**XIII. REPORTS ABOUT ITEMS OF COMMUNITY INTEREST – NO ACTION WILL BE TAKEN**

[Video Time 1:25:02](#)

There were none

*Judge Garza requested a ten minute break* [Video Time 1:25:13](#)

**XIV. CLOSED SESSION**

31. Convene into a Closed Session to:

i. Discuss a personnel matter and update the Court on future plans involving this personnel matter, pursuant to Section 551.074 of the Texas Open Meetings Act, PERSONNEL MATTERS; CLOSED MEETING.

(a) This chapter does not require a governmental body to conduct an open meeting:

(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, or

(2) to hear a complaint or charge against an officer or employee.

(b) Subsection (a) does not apply if the office or employee who is the subject of the deliberation or hearing requests a public meeting- Amanda Oster/Judge Garza

[Video Time 1:35:18](#)

✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik

✪ **Vote:** Motion carried 5-0: it was so ordered

**XV. OPEN SESSION**

32. Reconvene into Open Session

[Video Time 2:28:37](#)

✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Chaney

✪ **Vote:** Motion carried 4-0: it was so ordered; Commissioner Casterline left the meeting

33. Discuss and take action on matters discussed in closed session - Amanda Oster/Judge Garza

[Video Time 2:28:53](#)

✪ **Motion to approve:** by Commissioner Rousseau, motion was seconded by Commissioner Dupnik

✪ **Vote:** Motion carried 4-0: it was so ordered

**XVI. ADJOURNMENT**

Video Time 2:29:35

- ⊛ **Motion to approve:** by Commissioner Chaney, motion was seconded by Commissioner Dupnik
- ⊛ **Vote:** Motion carried 4-0: it was so ordered
- ⊛ **Meeting adjourned at 11:30 AM**

**ARANSAS COUNTY COMMISSIONERS' COURT**



Misty Kimbrough  
Misty Kimbrough,  
Ex-Officio Clerk of the Commissioners Court

5-28-24  
Date signed and attestation.

Ray A. Garza

Ray A. Garza, County Judge

5/28/2024

Date signed.

