

MINUTES OF THE
COMMISSIONERS' COURT
REGULAR MEETING - JULY 22, 2013

On the 22th day of July, 2013, there was a Regular Meeting of the Commissioner' Court in the Courthouse, Rockport, Aransas County, Texas, with the following members present: C. H. "Burt" Mills, Jr., County Judge; Jack Chaney, Commissioner, Precinct 1; Leslie "Bubba" Casterline, Commissioner, Precinct 2; Charles Smith, Commissioner, Precinct 3; Betty Stiles, Commissioner, Precinct 4; and Joy M. Dias, Chief Deputy County Clerk.

Other County Officers present were Richard Bianchi, County Attorney; Alma Cartwright, County Treasurer; Lezlie Kirk, County Auditor; Pam Heard, District Clerk; James Jackson, Director of Environmental Health; David Vyoral, Road Administrator; David Reid, Drainage Engineer; Justin Cook, IT Director; Iris Sanchez, Library Director; Richard Thompson, Project Engineer; Jeri D. Cox, Tax Assessor-Collector; Gene Johnson, Airport Manager; and Jerry Brundrett, County Surveyor.

The Meeting was convened at 9:00 a.m. at which time a quorum was declared by County Judge Mills, WHEREUPON, the following proceedings were had and done to wit:

CITIZENS TO BE HEARD

There were none.

PRESENTATIONS

There were none.

ITEMS FOR DELIBERATION AND/OR ACTION

MINUTES

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to approve the minutes from the Public Hearing and the Regular Meeting of July 8, 2013 and Workshop Meeting of July 12, 2013.

Question. Motion carried unanimously.

It is so ordered.

SURPLUS PROPERTY

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table approval of declaring as surplus the Library's copier and donating same to the Aransas County Historical Society (not on agenda correctly).

Question. Motion carried unanimously.

It is so ordered.

2012 FISCAL YEAR FINANCIAL AUDIT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve 2012 Fiscal Year Comprehensive Financial Audit of Aransas County as presented by Michael A. Arnold, CPA.

Question. Motion carried unanimously.

It is so ordered.

(Independent Auditor's Report inserted)

ROCKPORT CENTER FOR THE ARTS - SECOND QUARTER REPORT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve The Rockport Center for the Arts Second Quarter 2013 Hotel Occupancy Tax Funds Expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

ROCKPORT-FULTON CHAMBER OF COMMERCE - SECOND QUARTER REPORT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve Rockport-Fulton Chamber of Commerce Second Quarter 2013 Hotel Occupancy Tax Funds Expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

ROCKPORT-FULTON CHAMBER OF COMMERCE - 2014 FUNDING

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve request from Rockport-Fulton Chamber of Commerce for the Economic Development Committee (EDC) 2014 funding in the amount of \$3,750.00.

Question. Motion carried unanimously.

It is so ordered.

THE AQUARIUM AT ROCKPORT HARBOR - SECOND QUARTER REPORT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve The Aquarium at Rockport Harbor, Inc. Second Quarter 2013 Hotel Occupancy Tax Funds Expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

CONTRACT - RENOVATIONS TO HISTORY CENTER

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve entering into a contract with Richard Dias Construction Company and authorizing County Judge to sign the final construction contract for improvements and renovations to the Bruhl-Paul-Johnson House/Aransas County History Center upon completion of contract matters satisfactory to the County Project Manager and County Attorney as evidenced by their signatures.

Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

CONTRACT - NAISMITH ENGINEERING

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve entering into a contract with Naismith Engineering and authorizing County Judge to sign the final contract for engineering, procurement and construction of the Tule Creek West Project in the amount of \$18,000.00 upon completion of contract matters satisfactory to the County Project Manager and County Attorney.

Question. Motion carried unanimously.

It is so ordered.

(Executive Summary inserted)

CONTRACT - SIGN AT LINDA S CASTRO BIRD & NATURE SANCTUARY

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve and authorize County Judge to sign a contract with CJ's Sign & Crane Service for fabrication and installation of a double-sided sign at the Linda S. Castro Bird and Nature Sanctuary, an Aransas Pathway's Project.

Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

SIGN - LINDA S CASTRO BIRD & NATURE SANCTUARY

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve and authorize the County to advance fifty percent (50%) of CJ's Sign & Crane Service contract price for fabrication of sign for Linda S. Castro Bird and Nature Sanctuary to purchase material.

Question. Motion carried unanimously.

It is so ordered.

(Construction agreement inserted)

INTERLOCAL AGREEMENT - PUBLIC SAFETY ANSWERING POINT SERVICES

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign Coastal Bend Council of Governments (RPC) Interlocal Agreement with Aransas County for E9-1-1 Public Safety Answering Point Services.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

LAW LIBRARY CONTRACT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign Aransas

County Public Law Library contract with Thomson Reuters (Westlaw) for Law Library books subscription for twenty-four months (2 years) Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

BIDS - GRADALL

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to accept bid of \$217,000.00 for the purchase of a used rubber tire excavator/gradall to be paid from this year's Road and Bridge reserves and reserves replenished over the next two years. Question. Motion carried unanimously.

It is so ordered.

SUBLET - AIRPORT HANGAR

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to allow Mike Burris, present leaseholder, to sublet a portion of existing Airport hangar lease to Texas Department of Public Safety (DPS) for storage and office space.

Question. Motion carried unanimously.

It is so ordered.

SURPLUS PROPERTY

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to approve request of Sheriff to declare seized and confiscated property as surplus for sale by public auction.

Question. Motion carried unanimously.

It is so ordered.

(Surplus list inserted)

GOLF CARTS - UNINCORPORATED AREAS

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve allowing golf carts on roads in the unincorporated areas of the County in accordance with new legislation.

Question. Motion carried unanimously.

It is so ordered.

GRANT APPLICATION - TULE CREEK

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to approve submission of a grant application to the Texas Commission on Environmental Quality requesting funding for Phase Three of the Tule Creek Restoration Project and authorize County Judge to act on behalf of Aransas County in all matters related to the application and grant contract.

Question. Motion carried unanimously.

It is so ordered.

PROJECT CONSULTANT - TULE CREEK

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign Project Consultant Contract with the Grant Connection for preparation of a grant application to the Texas Commission on Environmental Quality requesting funding for Phase Three of the Tule Creek Restoration Project and to administer the grant if it is selected for funding. Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

JUVENILE BOARD SUPPLEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve changing Aransas County's Juvenile Board supplement from \$3,666.00 to \$4,000.00 to be effective January 1, 2014.

Question. Motion carried unanimously.

It is so ordered.

SALARY GRIEVANCE COMMITTEE

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve a Salary Grievance Committee to be composed of the County Judge, Sheriff, County Tax Assessor-Collector, County Treasurer, County Clerk, District Clerk, County Attorney and members of the voting public to be determined in accordance with Sections 152.014 & 152.015 of the Local Government Code.

Question. Motion carried unanimously.

It is so ordered.

BEE COMMUNITY ACTION AGENCY AMENDMENT NO. 2

Commissioner Chaney stated he is not happy with the Bee Community Action Agency. They are too far away from Aransas County and they hold their meetings on Monday when no Commissioners can attend. There is no afternoon service to our County; they start early in the morning and return to Bee County in the afternoon.

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign Bee Community Action Agency Amendment No. 2 to subcontract No. 61130001565-A Community Services Block Grant establishing Third Quarter funding.

Question. Motion carried unanimously.

It is so ordered.

(Amendment inserted)

APPOINTMENT - BEE COMMUNITY ACTION AGENCY

ADMINISTERING BOARD

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to rescind approval of appointment of Chief Deputy Treasurer Susan Woodley to the Bee Community Action Agency Rural Transit District Governing Board (incorrect board) and, approve appointment of Chief Deputy Treasurer Susan Woodley to the Bee Community Action Agency Administering Board.

Question. Motion carried unanimously.

It is so ordered.

CREDIT CARD PROCESSING SERVICES

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign a merchant services agreement with Official Payments Corporation for credit card processing services.

Question. Motion carried unanimously.

It is so ordered.

COUNTY CLERK RECORDS ARCHIVE FEE

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve increase in County Clerk Records Archive Fee from \$5.00 to \$7.00 effective January 1, 2014, in accordance with House Bill 1513.

Question. Motion carried unanimously.

It is so ordered.

ORDER APPOINTING ELECTION JUDGES AND ALTERNATES

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve Order appointing election Judges and Alternates for a two-year period beginning August 1, 2013.

Question. Motion carried unanimously.

It is so ordered.

(Order inserted)

COMMUNITY SUPERVISION BUDGET 2014-2015

Judge Mills reported receipt of the 36th, 156th and 343rd Judicial Districts Community Supervision and Corrections Department Biennium Budget for Fiscal Year 2014-2015 for recording in the Commissioners' Court Minutes.

(Report inserted)

PUBLIC OFFICIAL BONDS

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve public official bonds on Kristan Guerra, Deputy Tax Assessor-Collector and Michele M. Bennett, Deputy County Clerk Elections/Voting Assistant, and bond

continuation certificate on Justin D. Cook, IT Director.
Question. Motion carried unanimously.
It is so ordered.

(Bonds inserted)

QUARTERLY INVESTMENT REPORT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve County Treasurer's Quarterly Investment Report.

Question. Motion carried unanimously.
It is so ordered.

(Report inserted)

BUDGET LINE ITEM TRANSFERS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table approval budget line item transfers as County Auditor Kirk did not have them in Court.

Question. Motion carried unanimously.
It is so ordered.

ACCOUNTS PAYABLE

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve the accounts payable presented by Assistant County Auditor.

Question. Motion carried unanimously.
It is so ordered.

2014 PRELIMINARY BUDGET

The City of Rockport may take over Animal Control if the IT problem is resolved. Hopefully this will be accomplished during the budget hearings.

The County needs agreements with the various Fire Departments as we fund them with tax money.

The County's general fund balance has gone up; we need to do a better job during budget.

HEALTH INSURANCE

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve 2013-2014 plan year renewal rates for health insurance as proposed by Texas Association of Counties - Health and Employee Benefits Pool (TAC-HEBP)(option 2 with employee paying \$40.00).

Question. Motion carried unanimously.
It is so ordered.

(Plan inserted)

REPORTS FROM COMMISSIONERS, ELECTED OFFICIALS &
DEPARTMENT HEADS WHEREIN NO ACTION WILL BE TAKEN

County Treasurer Cartwright reported a refund of \$6,500.00 on workers compensation.

Commissioner Chaney wants to sell the printers or give the printers to organizations.

Tax Assessor-Collector Cox was asked when the Chief Appraiser would have the tax rolls and she replied perhaps this Thursday.

Director of Environmental Health Jackson stated the TCQ audit went okay. Town of Fulton will be paying the County \$1,400.00 for their trash day.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

There were none.

There was no closed session.

No further business presenting, the Court adjourned on a motion made by Commissioner Smith duly seconded by Commissioner Casterline.

C. H. "Burt" Mills, Jr. COUNTY JUDGE

PEGGY L. FRIEBELE, COUNTY CLERK &
EX-OFFICIO CLERK OF THE
COMMISSIONERS' COURT