

MINUTES OF THE
COMMISSIONERS' COURT
REGULAR MEETING - OCTOBER 8, 2012

On the 8th day of October, 2012, 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; Russel Cole, Commissioner, Precinct 4; and Peggy L. Friebele, County Clerk.

Other County Officers present were Richard Bianchi, County Attorney; Lezlie Kirk, County Auditor; David Reid, Drainage Engineer; Jerry Brundrett, County Surveyor; Alma Cartwright, County Treasurer; Pam Heard, District Clerk; David Reid, Drainage Engineer; Bill Mills, Sheriff; and Richard Thompson, Project Manager.

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

Project Manager Thompson gave a presentation and update on the status of the Bruhl/Paul/Johnson house relocation (Aransas Pathways Project 010) and Judge Mills read a letter complimenting Ram House Movers, Inc. for their successful effort.

ITEMS FOR DELIBERATION AND/OR ACTION

MINUTES

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve the minutes of both the Regular and Special Meetings of September 24, 2012.

Question. Motion carried unanimously.

It is so ordered.

HOTEL-MOTEL TAX FUND RESERVE LEVEL

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve adopting a minimum hotel-motel tax fund reserve level of at least \$115,000.00 after the next year's funding has been budgeted.

Question. Motion carried unanimously.

It is so ordered.

GRAPHIC DESIGN - HERITAGE DISTRICT SIGNAGE

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign a proposal from Interpretive Graphics, Inc., to provide graphic design,

construction and printing of interpretive signs for heritage district signage (Aransas Pathways Project 003) subject to warranty and delivery date.

Question. Motion carried unanimously.

It is so ordered.

(Proposal inserted)

SERVICE AGREEMENT - LAMAR BOAT RAMP

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve and authorize County Judge to sign a service agreement with The Grant Connection to prepare and submit a 75/25 grant proposal to Texas Parks and Wildlife for improvements to the Lamar Boat Ramp and to authorize County Judge to act on behalf of the County in all matters relating to the application and grant contract if the project is among those selected for funding.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

BID - CONSTRUCTION CONTRACT

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to award bid for Texas Community Development Block Grant Program Contract No. 711215 to low bidder J.J. Fox Construction and authorize County Judge to sign construction contract.

Question. Motion carried unanimously.

It is so ordered.

PRELIMINARY ALLEYWAY CLOSING

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve preliminary closing of alleyway in Block 190 of the Manning Addition.

Question. Motion carried unanimously.

It is so ordered.

INTERLOCAL COOPERATION CONTRACT - FAILURE TO APPEAR

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve and authorize County Judge to sign interlocal cooperation contract between Aransas County and the Texas Department of Public Safety for the failure to appear (FTA) program offered by the driver's license division under Transportation Code Chapter 706.

Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

DETENTION JUVENILE OFFENDERS - VICTORIA COUNTY

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve and authorize County Judge to sign contract and agreement for secure short-term detention of juvenile offenders space available with Victoria County.

Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

INTERLOCAL AGREEMENT - COUNCIL ON AGING

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Council on Aging for gasoline usage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERLOCAL AGREEMENT - TOWN OF FULTON

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Town of Fulton for animal control.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

INTERLOCAL AGREEMENT - TOWN OF FULTON

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2013 intergovernmental cooperation agreement between Aransas County and the Town of Fulton for law enforcement.

Commissioner Chaney indicated he would like to have a meeting with the Town of Fulton regarding the amount of the agreement. Chaney said the agreement amount of \$45,000.00 was the same amount it had been previously and he would like to see it raised to \$65,000.00. After further discussion, motion was made by Commissioner Chaney and seconded by Commissioner Smith to table approval of the 2013 intergovernmental cooperation agreement between Aransas County and the Town of Fulton for law enforcement.

Question. Motion carried unanimously.

It is so ordered.

RESOLUTION - INVESTMENT OFFICERS

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve Resolution #R-13-2012 appointing investment officers.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

RESOLUTION - AMENDED INVESTMENT POLICY

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve Resolution #R-14-2012 adopting Investment Policy as amended.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

RESOLUTION - HOME-DELIVERED MEAL PROGRAM

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve Resolution #R-15-2012 authorizing grant to Council on Aging for its home-delivered meal program. Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

AGREEMENT - COURTHOUSE SECURITY

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve expenditure of \$12,173.63 to further secure the Courthouse and County Courtroom and authorize County Judge to sign agreements with The Safeguard System, Inc. for the same.

Question. Motion carried unanimously.

It is so ordered.

(Agreements inserted)

RESOLUTION - LOCAL BORDER SECURITY PROGRAM

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve Resolution #R-16-2012 authorize the acceptance of the Local Border Security Program FY 2012 (LBSP-12) to the Texas Department of Public Safety - Rangers Division and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's participation in the FY 2012 (LBSP-12).

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

ORDER - PROHIBITING OUTDOOR BURNING

Motion was made by Commissioner Smith and seconded by Commissioner Casterline not to approve reinstating original Order #0-19-2012 prohibiting outdoor burning for remaining 90-day initial period which began August 30, 2012 and ends on November 28, 2012.

Question. Motion carried unanimously.

It is so ordered.

EARLY VOTING CLERKS - APPOINTMENT

Motion was made by Commissioner Chaney and seconded by Commissioner Cole to approve appointment of Pinky Gonzalez, Richard Rock, Ann Woods, Johnnie Callam, Pat Barker, Mary Sherman, June Gregory, Margaret Vidal and Miriam McNeil as Early Voting Clerks for the November 6, 2012 General Election.

Question. Motion carried unanimously.

It is so ordered.

PRO FORMA ORDER - ADDITIONAL EARLY VOTING

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve pro forma order for additional early voting on Saturday, October 27, 2012 and Sunday, October 28, 2012 for the November 6, 2012 General Election.

Question. Motion carried unanimously.

It is so ordered.

(Order inserted)

COUNTY TREASURER'S REPORT - SEPTEMBER, 2012

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve County Treasurer's report for September, 2012.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

INDIGENT HEALTH CARE REPORT - SEPTEMBER, 2012

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve indigent health care report for September, 2012.

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 approve budget line item transfers presented by County Auditor Kirk accepted by Court.

Question. Motion carried unanimously.

It is so ordered.

(Transfers inserted)

ACCOUNTS PAYABLE

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

Question. Motion carried unanimously.

It is so ordered.

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

Sheriff Mills reported the jail is in compliance with the Jail Commission.

Commissioner Chaney reported he attended a conference in San Marcos where he learned Aransas County is far ahead of other counties in regard to subdivision regulations.

Judge Mills invited everyone to attend the Big Tree celebration on October 13, 2012 at 7:30 a.m.

Pat Rousseau reported HEB donated six (6) cases of bags for commodity use.

County Auditor Kirk reported she will be returning to work full-time on October 11th.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

Norma Martinez with The Rockport Pilot asked if employees would be advised not to let any one else in when entering in light of the "special event" discussed under Courthouse security. She was informed that the metal detectors will be up and running.

The Court recessed at 10 a.m. and resumed Open Meeting at 9:00 a.m. on Thursday, October 11, 2012, with all members present, and further proceedings were had and done to wit:

RATIFICATION ORDER - CO SERIES 2012

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve order ratifying adopting and approving an order authorizing the issuance of \$2,205,000.00 Aransas County, Texas Certificates of Obligation, Series 2012.

Question. Motion carried unanimously.

It is so ordered.

(Order inserted)

RATIFICATION ORDER - LIMITED TAX REFUNDING BONDS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve order ratifying adopting and approving an order authorizing the issuance of \$7,255,000.00 Aransas County, Texas Limited Tax Refunding Bonds, Series 2012.

Question. Motion carried unanimously.

It is so ordered.

(Order inserted)

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

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

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