

MINUTES OF THECOMMISSIONERS' COURTREGULAR MEETING - DECEMBER 12, 2011

On the 12th day of December, 2011, 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 P. Bianchi, County Attorney; Lezlie Kirk, County Auditor; James Jackson, Environmental Health; Alma Cartwright, County Treasurer; David Vyoral, Road Administrator; Pam Heard, District Clerk; Jerry Brundrett, County Surveyor; James Jackson, Director of Environmental Health; Roger Carriere, Maintenance Supervisor; Justin Cook, IT Director; David Reid, Drainage Engineer; and Bill Mills, Sheriff.

The Meeting was convened at 2:00 p.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.

PUBLIC HEARING - ORDER #O-11-2011

Judge Mills requested public comment on Order #O-11-2011 exercising local option to tax goods-in-transit personal property that is otherwise exempt under Texas Tax Code Sec. 11.253 as amended by Senate Bill 1, 82nd Texas Legislature. Action will be addressed later in the meeting.

MINUTES

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve the minutes of the Regular Meeting of November 30, 2011.

Question. Motion carried unanimously.

It is so ordered.

COMMISSIONERS' COURT - TERMS 2012

Motion was made by Judge Mills and seconded by Commissioner Chaney to set the terms of Commissioners' Court for 2012 on each Monday of the month at 9:00 a.m. except when there is a holiday on Monday.

Question. Motion carried with Commissioner Casterline voting "no".

It is so ordered.

TEXAS MARITIME MUSEUM - THIRD QUARTER REPORT

Kathy Roberts-Douglas, Director of the Texas Maritime Museum, presented their Third Quarter 2011 Hotel Occupancy Tax Funds Expended Report.

(Report inserted)

Motion was made by Commissioner Cole and seconded by Commissioner Smith to approve the Texas Maritime Museum Third Quarter 2011 Hotel Occupancy Tax Funds Expended Report.

Question. Motion carried unanimously.

It is so ordered.

RESOLUTION - HONORABLE PATRICK DALY

Judge Mills acknowledged receipt of and presented a Resolution from the State of Texas and the Honorable Todd Hunter, District 32 State Representative, to Patrick Daly honoring his twenty-seven (27) years of service as Justice of the Peace for Precinct 2 of Aransas County. Judge Daly retired on August 31, 2011.

(Resolution inserted)

ORDER - RESTRICTING FIREWORKS

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve Commissioners' Court Order #O-09-2011 prohibiting the sale and possession of restricted fireworks in Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Order inserted)

ORDER - OUTDOOR BURNING

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve Commissioners' Court Order #O-10-2011 prohibiting outdoor burning in Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Order inserted)

ORDER - LOCAL OPTION TO TAX GOODS-IN-TRANSIT

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve Commissioners' Court Order #O-11-2011 exercising local option to tax goods-in-transit personal property otherwise exempt.

Question. Motion carried unanimously.

It is so ordered.

(Order inserted)

ALLEYWAY CLOSING

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to give preliminary approval to close alleyways in Blocks 24 and 29, Bellview Addition.

Question. Motion carried unanimously.

It is so ordered.

FRESH AIR UNITS - DETENTION CENTER

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to table purchase or lease from Pro Tech Mechanical, Inc. of fresh air units for Detention Center to go out for bids.

Question. Motion carried unanimously.

It is so ordered.

IT TECHNICIAN

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve rescinding previous action of Commissioners' Court approving pay grade and step increase for IT Technician position.

Question. Motion carried unanimously.

It is so ordered.

BID - WEST TULE

Motion was made by Commissioner Smith and seconded by Commissioner Cole to award low bid on West Tule Water Quality Enhancement Project to J. J. Fox.

Question. Motion carried with Commissioner Chaney being absent.

It is so ordered.

2012 MATERIAL BIDS - ROAD AND BRIDGE

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve request of Road and Bridge to go out for 2012 material bids.

Question. Motion carried with Commissioner Chaney being absent.

It is so ordered.

2012 MOSQUITO CONTROL CHEMICAL BIDS

Motion was made by Commissioner Cole and seconded by Commissioner Smith to approve request of Environmental Health Director to go out for 2012 mosquito control chemical bids.

Question. Motion carried with Commissioner Chaney being absent.

It is so ordered.

2012 BRUSH GRINDING BIDS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve request of Environmental Health Director to go out for 2012 brush grinding bids for Transfer Station.

Question. Motion carried with Commissioner Chaney being absent.

It is so ordered.

BILL PAYMENT - ASSISTANCE PROGRAM

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve and authorize County Judge to sign the vendor agreement with Green Mountain Energy Company for the bill payment assistance program.

Question. Motion carried unanimously (Commissioner Chaney returned).

It is so ordered.

(Agreement inserted)

INMATE MEDICAL CARE

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve a one-year extension of the provider contract with Dr. Randy Bingham in regards to inmate medical care. Question. Motion carried unanimously.

It is so ordered.

(Extension inserted)

OFFICIAL BONDS

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve public official bond continuation certificate on Barbara A. Atkinson, Deputy Treasurer.

Question. Motion carried unanimously.

It is so ordered.

(Bond inserted)

CONTINUING EDUCATION

Judge Mills presented for recording in Commissioners' Court Minutes Texas Association of Counties (TAC) certificate of completion for Alma Cartwright, County Treasurer, to the 2011 Texas Public Funds Investment Conference held November 17-18, 2011 in Houston, Texas.

(Certificate inserted)

COUNTY TREASURER'S REPORT - NOVEMBER 2011

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve County Treasurer's Report for the month of November 2011.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

INDIGENT HEALTH CARE COSTS - NOVEMBER 2011

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve indigent health care report for November 2011.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

BUDGET LINE ITEM TRANSFERS

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve budget line item transfers as presented by County Auditor Kirk.

Question. Motion carried unanimously.

It is so ordered.

(Transfers inserted)

ACCOUNTS PAYABLE

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

Question. Motion carried unanimously.

It is so ordered.

FEE REPORT

County Auditor Kirk read fee reports received from Justice of the Peace, Precincts 1 and 2, District Clerk, County Clerk and Sheriff for the month of November 2011.

(Report inserted)

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

Commissioner Smith commented that the election process is "messed up."

PRESS QUESTIONS

Norma Martinez with The Rockport Pilot had three (3) questions-- she clarified the Court will be meeting every Monday at 9:00 a.m. and no longer meeting on the last Wednesday and asked if the Court took the Aransas County Navigation District meetings on the first and third Monday into consideration (the reply was no); she asked County Auditor Kirk if meeting every Monday would eliminate the in between bill payments and Ms. Kirk replied "no"; she ask if item 5 regarding fireworks was limited to area fireworks and if the Court got comments from the community prior to this action - the reply was "no."

The Court did not hold closed session.

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

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

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