

MINUTES OF THE
COMMISSIONERS' COURT
REGULAR MEETING - APRIL 27, 2011

On the 27th day of April, 2011, there was a Regular Meeting of the Commissioners' 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; Howard Murph, Commissioner, Precinct 4; and Peggy L. Friebele, County Clerk.

Other County Officers present were Richard P. Bianchi, County Attorney; Lezlie Kirk, County Auditor; Jerry Brundrett, County Surveyor; Dee A. Oliver, County Treasurer; Bill Mills, Sheriff; and Gene Johnson, Airport Manager.

The Meeting was convened at 2:00 p.m. at which time a quorum was declared by Judge Mills, WHEREUPON, the following proceedings were had and done to wit:

CITIZENS TO BE HEARD

No citizens wished to speak.

MINUTES

Motion was made by Commissioner Casterline and seconded by Commissioner Murph to approve the minutes of the Regular Meeting of April 11, 2011, Special Meeting of April 15, 2011, and Workshop Meeting of April 18, 2011.

Question. Motion carried unanimously.

It is so ordered.

PROCLAMATION - ELDER ABUSE

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve Proclamation #P-02-2011 designating May 2011 as "Elder Abuse Prevention Month."

Question. Motion carried unanimously.

It is so ordered.

(Proclamation inserted)

INTERGOVERNMENTAL AGREEMENT - BLOCK GRANT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve intergovernmental agreement between Aransas County and the City of Rockport regarding the possible award of a 2011-2012 Texas Community Development Block Grant Assistance Colonia Fund Contract for public sewer system improvements in the Smith and Wood area of Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

RESOLUTION - BLOCK GRANT

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve Resolution #R15-2011 authorizing Aransas County to apply for 2011-2012 Texas Community Development Block Grant assistance under the Colonia fund for public sewer system improvements and upgrades in the Smith and Wood area of Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

ADMINISTRATIVE MANAGEMENT SERVICES CONTRACTS - GRANTWORKS

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve administrative management services contracts with GrantWorks, Inc. for Texas Community Development Block Grant Program contract numbers 710019 and 710205 and authorize County Judge to sign the same.

Question. Motion carried unanimously.

It is so ordered.

(Contracts inserted)

AMENDED INTERLOCAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve amended interlocal cooperation agreement - hotel/motel tax with the Aquarium at Rockport Harbor, Inc, the Rockport Art Association, Inc., and the Texas Maritime Museum Association, Inc. and authorize County Judge to sign the same.

Question. Motion carried unanimously.

It is so ordered.

(Amendment inserted)

ARCHITECT - AQUARIUM EDUCATION CENTER

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve contract with Dykema Architect, Inc. for design and management construction of Aquarium Education Center to be paid for with venue tax or with venue tax bonds and to authorize Judge Mills to approve minor construction

alterations not to exceed the contingency fund.

Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

LATE PAYMENT WAIVER - VENUE TAX

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve one-time waiver of penalty for late payment of venue tax not to exceed \$10.00.

Question. Motion carried unanimously.

It is so ordered.

COUNTY AUDITOR APPOINTMENT

Judge Mills presented for recording in the Commissioners' Court Minutes the District Judges' Minute Order for Aransas County appointing Lezlie Kirk as County Auditor for a two-year term effective March 4, 2011, and setting her salary.

(Appointment inserted)

EARLY VOTING CLERKS - MAY 14, 2011 ELECTION

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve appointment of Pat Barker, Johnnie Callam, Ann Woods, Pinky Gonzalez, Carolyn Cox, Olivia Zambrano, Margaret Vidal, and Miriam McNeil as Early Voting Clerks for the May 14, 2011 Special Election.

Question. Motion carried unanimously.

It is so ordered.

RIGHT-OF-WAY EASEMENT - AIRPORT

Motion was made by Commissioner Murph and seconded by Commissioner Casterline to grant right-of-way easement to AEP for underground power adjacent to John Wendell Drive at the Aransas County Airport.

Question. Motion carried unanimously.

It is so ordered.

(Easement inserted)

SHERIFF'S DEPARTMENT - VACANT POSITIONS

Motion was made by Commissioner Smith and seconded by Commissioner Murph to approve request of Sheriff to fill two budgeted vacant medical aide positions at the Detention Center.

Question. Motion carried unanimously.

It is so ordered.

PUBLIC OFFICIAL BOND

Motion was made by Commissioner Murph and seconded by Commissioner Smith to approve public official bond continuation certificate on Amanda Elizabeth Laferney, Justice of the Peace #1, Court Clerk.

Question. Motion carried unanimously.

It is so ordered.

(Bond inserted)

COUNTY TREASURER'S QUARTERLY INVESTMENT REPORT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve County Treasurer's Quarterly Investment Report for the period January 1 - March 31, 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 Murph to approve budget line item transfers presented by County Auditor Kirk.

Question. Motion carried unanimously.

It is so ordered.

(Transfers inserted)

ACCOUNTS PAYABLE

Motion was made by Commissioner Murph and seconded by Commissioner Casterline to approve the accounts payable.

Question. Motion carried unanimously.

It is so ordered.

PRESS QUESTIONS

Norma Martinez with The Rockport Pilot asked if the \$17,000.00 budgeted for the Aquarium had already been paid or would it change with the percentage allocation. Commissioner Smith stated the Court would coordinate the two balances. Ms. Martinez also questioned the venue tax bond of \$284,000.00; County Attorney Bianchi replied the \$284,000.00 is for the construction contract not a bond.

The Court entered into closed session at 2:34 p. m. as authorized by Texas Government Code Section 551.072 to discuss proposed settlement of Gregory R. Kindle vs Aransas County,

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Texas; and resumed Open Meeting at 2:57 p.m. with all members present, and further proceedings were had and done to wit:

Motion was made by Commissioner Smith and seconded by Commissioner Murph to approve settlement agreement and release on Cause A09015CVB with Greg Kindle and authorize the County Judge to change the date of the vote to April 27, 2011 at the bottom of page 4.

Question. Motion carried unanimously.

It is so ordered.

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