

MINUTES OF THE
COMMISSIONERS' COURT
SPECIAL MEETING - MAY 26, 2010

On the 26th day of May, 2010, there was a Special 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; Dee Oliver, County Treasurer; Lezlie Kirk, County Auditor; Jerry Brundrett, County Surveyor; Gene Johnson, Airport Manager; Lawrence A. Jones, Sanitarian; David Vyoral, Road Administrator; Bill Mills, Sheriff; Pam Heard, District Clerk; David Reid, Drainage Engineer; and James Jackson, Environmental Health.

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:

MINUTES

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve the minutes of the Regular Meeting of May 10, 2010 and Special Meeting of May 14, 2010.

Question. Motion carried unanimously.

It is so ordered.

CITIZENS TO BE HEARD

Mariana Soto Mota spoke on behalf of the Friends of Historical San Antonio Cemetery Corporation, a non-profit 501(c)(3) corporation. Ms. Mota told the Court they are proceeding forward with seeking grant funds to upgrade the cemetery and they will be seeking assistance from the County at a later date.

(Public participation form inserted)

RESOLUTION #R10-08

Larry Moore, representing the Citizens for Responsible Annexation, addressed the Court on the plans of the City of Aransas Pass to annex the residents of City by the Sea, La Buena Vida, Bahia Bay, a portion of Palm Harbor, and other selected residents of Aransas County. Mr. Moore is a resident of Bahia Bay. Judy Vlasek from City by the Sea spoke on fire protection; Tom Berkenkotter from Bahia Bay spoke on law enforcement; and Loren Vaughan from La Buena Vida spoke on Emergency Management Services. All three pointed out

pointed out the differences in the critical services that would be diminished if they are annexed.

Commissioner Smith questioned the portion of their proposed Resolution stating "a service plan may not provide services in a manner that would have an effect of reducing by more than negligible amount of fire and police protection and emergency medical services provide within the corporate boundaries of the municipality before annexation." Mr. Moore agreed that this might not be the case since Aransas County is currently providing the services and would continue to work with the City of Aransas Pass after the annexation, if it occurs.

Motion was made by Commissioner Chaney and seconded by Commissioner Murph to approve the Resolution #R10-08, for relief from annexation, as amended.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

RESOLUTION #R10-09

Motion was made by Commissioner Smith and seconded by Commissioner Murph to approve the Resolution #R10-09 for Aransas County to enter into the processes and procedures imposed by statutes and the TXDOT regulations to effect a conveyance of the 20.77 acres and the portion of FM 1781 from the State of Texas for the assumption of future maintenance expenses for FM 1781 and that Aransas County assist TXDOT in facilitating this action.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

THE RESERVE AT ST. CHARLES BAY PUD

Motion was made by Commissioner Smith and seconded by Commissioner Murph to pass on approval of The Reserve at St. Charles Bay PUD (Planned Unit Development).

Question.

Motion carried unanimously.

It is so ordered.

PRELIMINARY APPROVAL OF THE BOARDWALK

Motion was made by Commissioner Smith and seconded by Commissioner Murph to approve the proposed replat of The Boardwalk at St. Charles Bay of Reserve A & B, Block 1, Lots 1-9.

Question. Motion carried unanimously.

It is so ordered.

COASTAL WILDWOOD SUBDIVISION - RENAMING CERTAIN STREETS

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve the renaming of streets in the Coastal Wildwood Subdivision from Wildwood Lane to Coastal Wildwood Drive, West Wildwood Drive, and South Wildwood Drive.

Question. Motion carried unanimously.

It is so ordered.

MUD #1 - HOLDING POND

Motion was made by Commissioner Murph and seconded by Commissioner Smith to approve the building of an effluent holding pond.

Question. Motion carried with Commissioner Chaney abstaining.

It is so ordered.

LNVA ENGINEERING CONTRACT - PHASE II

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to pass on approval of the contract documents and specifications for Phase II sewer system improvements

Question. Motion carried unanimously.

It is so ordered.

QUALIFICATIONS FOR CIAP GRANT PROJECTS

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to authorize the Aransas County Auditor to advertise for qualifications for development and administration/management for state and federal grant programs, including the Coastal Impact Assistance Program (CIAP) grant projects.

Motion carried unanimously.

It is so ordered.

SURPLUS ITEMS

Motion was made by Commissioner Chaney and seconded by Commissioner Murph to approve items listed on "EXHIBIT A" as surplus.

Motion carried unanimously.

It is so ordered.

(Exhibit A inserted)

2010 RATES - MOSQUITO CONTROL CHEMICALS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve the low bids for 2010 mosquito chemical, except for malathion going to Adapco.

Motion carried unanimously.

It is so ordered.

(Bids inserted)

BAILIFFS - PURCHASE OF RADIOS

Motion was made by Judge Mills and seconded by Commissioner Murph to approve purchase of two radios for the Bailiffs from the courthouse Security Fund.

Motion carried unanimously.

It is so ordered.

NORTHBOUND WEIGH STATION - FUNDING

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve using DEA money for construction of the Northbound Weigh Station.

Motion carried unanimously.

It is so ordered.

HOLIDAY SCHEDULES - 2011

Motion was made by Commissioner Casterline and seconded by Commissioner Murph to approve the 2011 Holiday Schedules for both regular and transfer station employees.

Motion carried with Commissioner Smith voting "no."

It is so ordered.

(Schedule Inserted)

OFFICIAL BONDS

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve the public official bond on Bobbie J. McLester, Deputy Tax Assessor-Collector; and bond continuation certificate on Mandy Rae Dopp, Deputy County Clerk.

Motion carried unanimously.

It is so ordered.

(Bonds inserted)

BUDGET LINE ITEM TRANSFERS

There were no budget line item transfers.

ACCOUNTS PAYABLE

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

Motion carried unanimously.

It is so ordered.

FEE REPORTS

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 April 2010.

(Report inserted)

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