

MINUTES OF THE  
COMMISSIONERS' COURT

REGULAR MEETING - AUGUST 25, 2010

On the 25th day of August, 2010, 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 June Gregory, Chief Deputy, County Clerk.

Other County Officers present were Richard P. Bianchi, County Attorney; Alma Cartwright, Chief Deputy, County Treasurer; Lezlie Kirk, County Auditor; Gene Johnson, Airport Manager; David Vyoral, Road Administrator; David Reid, Drainage Engineer; Jeri Cox, Tax Assessor/Collector and Susan Perez, IT Director.

The Meeting was convened at 9:01 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 Public Hearing of August 9, 2010, Regular Meeting of August 9, 2010, and the Public Hearing of August 16, 2010.

Question. Motion carried unanimously.

It is so ordered.

CITIZENS TO BE HEARD

No citizens appeared.

DISTRICT COURT TECHNOLOGY FUND

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve the District Court Technology Fund pursuant to Senate Bill 1685.

Question. Motion carried unanimously.

It is so ordered.

(See insert)

CEREMONIAL CHECK - TEXAS DEPARTMENT OF RURAL AFFAIRS

Judge Mills reported receipt from the Texas Department of Rural Affairs (TDRA) of a ceremonial check in the amount of \$300,000.00 presented to Aransas County on August 11, 2010, for securing a Texas Community Development Block Grant for the 2010 funding cycle to provide first-time sewer service in the Smith and Wood Division of Aransas County.

RESOLUTION #R10-15 - BLOCK GRANT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve Resolution #R10-15 authorizing Aransas County to apply for 2011-2012 Texas Community Development Block Grant assistance under the Community Development Fund for public sewer system improvements and upgrades in the Smith and Wood area of Aransas County.

Question. Motion passed unanimously.

It is so ordered.

(Resolution inserted)

INTERGOVERNMENTAL COOPERATION AGREEMENT - CITY OF ROCKPORT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve intergovernmental cooperation agreement with the City of Rockport regarding the possible award of a 2011-2012 Texas Community Development Block Grant assistance under the Community Development 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.

(Agreement inserted)

INTERGOVERNMENTAL COOPERATION AGREEMENT - CITY OF ROCKPORT

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve intergovernmental cooperation agreement with the City of Rockport for a disaster recovery supplemental project for drainage in South Rockport/Mathis Addition area of Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

STOP SIGNS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table the motion placing stop signs at the intersection of Mallard and Warbler.

Question. Motion carried unanimously.

It is so ordered.

STOP SIGNS

Motion was made by Commissioner Casterline and seconded by Commissioner Murph to approve placing stop signs at the intersection of Copano Heights and Coral.

Question. Motion carried unanimously.

It is so ordered.

RESOLUTION - AIRPORT IMPROVEMENTS

Motion was made by Commissioner Murph and seconded by Commissioner Smith to approve Resolution #R10-17 and the request of Aransas County to apply for funding from the Texas Department of Transportation (TxDOT) for Airport improvements in 2011 consisting of the design and construction of "game fencing" at a total project cost estimated to be \$715,000.00 of which 10% (\$71,500.00) would come from Airport fund reserves. Per Gene Johnson construction of the fence may begin in February or March, 2011.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

AMENDMENT - AGRILIFE EXTENSION BUILDING CONTRACT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve Amendment No. 1 to Naismith Engineering, Inc. contract for architectural work on Agrilife Extension Building.

Question. Motion carried unanimously.

It is so ordered.

(Amendment inserted)

HOMELAND SECURITY GRANT EXPENDITURES

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to authorize Rick McLester, Aransas County Emergency Management Coordinator, to execute any and all documents in connection with the expenditure of funds of \$90,000.00 from the 2008 Homeland Security grant for installation of a radio tower, antennas and accessories to be located in Lamar. Per Commissioner Smith, only those expenditures authorized in the 2008 Homeland Security grant are those authorized by the Court.

Question. Motion carried unanimously.

It is so ordered.

CIAP GRANT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve potential projects that qualify for FY09 and FY10 Coastal Impact Assistance Program (CIAP) grant funding and authorize the application of Tier 1 and Tier 2 FY09 and FY10 CIAP grants. In Tier 1 the Court previously approved \$500,000.00 to be used for the Cedar Bayou Project, approx \$140,000.00 for administrative fees and approximately \$298,000.00 for Stormwater Plans. In the Tier II project the \$500,000.00 is to be used for

the Little Bay Water Exchange Project with the same administrative fee cost shown in Tier I.

Question. Motion carried unanimously.

It is so ordered.

LEGAL ASSISTANT-PARALEGAL POSITION - COUNTY ATTORNEY

After discussion of the necessity of the vacant position and discussion on the Courts' newly approved hiring freeze, motion was made by Commissioner Chaney and seconded by Commissioner Smith to table the request of the County Attorney to fill the vacant Legal Assistant-Paralegal position.

Question. Motion carried unanimously.

It is so ordered.

ACND TAX RATE LEVY - 2010

Motion was made by Commissioner Chaney and seconded by Commissioner Smith for discussion only for the Court to approve Aransas County Navigation District (ACND) tax rate levy for 2010. Discussion was held between Lamar Story of (ACND) and Commissioner Smith over navigation improvements being funded by the proposed tax rate. Judge Mills did not call for a vote on the first motion. Second motion was made by Commissioner Chaney and seconded by Commissioner Murph to approve the Aransas County Navigation Districts' (ACND) proposed 2010 total tax rate levy of \$0.054749 per \$100.00 valuation.

Question. Motion carried with Commissioners Smith and Casterline voting "no" and Judge Mills voting "yes".

It is so ordered.

ADOPT ELECTED OFFICIALS' SALARIES FOR 2011

Motion was made by Judge Mills and seconded by Commissioner Casterline to adopt the elected officials' salaries for 2011.

Question. Motion carried unanimously.

It is so ordered.

(Salaries inserted)

ADOPT 2011 COUNTY BUDGET

Motion was made by Commissioner Smith and seconded by Commissioner Murph to adopt the 2011 County budget.

Question. Motion carried with Commissioner Chaney voting "no"

It is so ordered.

ADOPT 2010 EFFECTIVE TAX RATE

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to adopt the 2010 effective tax rate.

Question. Motion carried unanimously.

It is so ordered.

2010 TAX ROLL AND 2010 TAX LEVY

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve the 2010 tax roll and 2010 tax levy.  
Question. Motion carried unanimously.  
It is so ordered.

2010 TAX ROLL AND LEVY RESOLUTION

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve the 2010 tax roll and levy Resolution #R10-16.  
Question. Motion carried unanimously.  
It is so ordered.

(Resolution inserted)

INTERLOCAL AGREEMENTS - 2010-2011 TAX ASSESSMENT/COLLECTION

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve 2010-2011 Tax Assessment/Collection Interlocal Agreements and authorize County Judge to sign when approved by taxing entities.  
Question. Motion carried unanimously.  
It is so ordered.

ALTERNATE JUDGE - PRECINCT 1

Motion was made by Commissioner Casterline and seconded by Commissioner Murph appointment of Gayle Hancock as the Alternate Judge for Precinct 1 for the November 2, 2010, election only.  
Question. Motion carried unanimously.  
It is so ordered.

PUBLIC OFFICIAL BOND

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve public official bond continuation certificate on Alissa Hudson, Deputy County Treasurer.  
Question. Motion carried unanimously.  
It is so ordered.

(Bond Inserted)

CONTINUING EDUCATION CERTIFICATE

Judge Mills presented for recording in the Commissioners' Court Minutes a continuing education for C. H. "Burt" Mills, County Judge, from the V. G. Young Institute of County Government to the 76th Annual South Texas County Judge's and Commissioners' Association Conference. Judge Mills, so recorded.

(Certificate inserted)

August 25, 2010

CERTIFICATE OF APPRECIATION - U.S. CENSUS BUREAU

Judge Mills presented a for recording in the Court's minutes a Certificate of Appreciation from the U.S. Census Bureau to Aransas County for supporting and participating in the 2010 Census. Judge Mills, so recorded.

(Certificate inserted)

BUDGET LINE ITEM TRANSFERS

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

Question. Motion carried unanimously.

It is so ordered.

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

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

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