

MINUTES OF THE
COMMISSIONERS' COURT

REGULAR MEETING - SEPTEMBER 10, 2012

On the 10th day of September, 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

Ronald Lamb spoke on a problem with the maintenance contracts on septic systems.

(Participation form inserted)

PRESENTATIONS

There were none.

ITEMS FOR DELIBERATION AND/OR ACTION

MINUTES

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve the minutes of both Public Hearings of August 27, 2012, the Regular Meeting of August 27, 2012, and the Public Hearing of September 5, 2012.

Question. Motion carried unanimously.

It is so ordered.

DISTRICT COURT TECHNOLOGY FUND

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve the District Court Technology Fund for the preservation and restoration of the District Clerk's records pursuant to *Texas Government Code Sec. 51.305*.

Question. Motion carried unanimously.

It is so ordered.

(Restoration Plan inserted)

ELECTED OFFICIALS' SALARIES - 2013

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve adopting elected officials' salaries for 2013.

Question. Motion carried unanimously.
It is so ordered.

(Salaries inserted)

2013 COUNTY BUDGET

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve adopting the 2013 County budget.
Question. Motion carried unanimously.
It is so ordered.

RATIFYING PROPERTY TAX INCREASE

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve ratifying the property tax increase reflected in the 2013 budget.
Question. Motion carried unanimously.
It is so ordered.

PROPOSED 2012 TAX RATE

Motion was made by Commissioner Smith and seconded by Commissioner Chaney that the 2012 property tax rate be increased by the adoption of the proposed tax rate of \$0.381065 per \$100.00 value, which is effectively a 2.91 percent increase in the tax rate, broken down as follows: \$0.053360 for County debit - interest & sinking; \$0.000900 for Mosquito Control; \$0.249450 for County M&O; \$0.060652 for Road & Bridge (81.60% of levy)/Flood M&O (18.40% of levy); \$0.016703 for Flood Debt - interest & sinking.
Question. Motion carried unanimously.
It is so ordered.

2012 TAX ROLL AND 2012 TAX LEVY

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve the 2012 tax roll and 2012 tax levy.
Question. Motion carried unanimously.
It is so ordered.

(2012 tax roll & tax levy inserted)

RESOLUTION - 2012 TAX ROLL AND LEVY

Motion was made by Commissioner Cole and seconded by Commissioner Smith to approve Resolution #R10-2012 for the 2012 tax roll and levy.
Question. Motion carried unanimously.
It is so ordered.

(Resolution inserted)

INTERLOCAL AGREEMENTS - TAX ASSESSMENT/COLLECTION

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve 2012-2013 tax assessment/collection

interlocal agreements to be signed by County Judge when approved and submitted by local taxing entities.

Question. Motion carried unanimously.

It is so ordered.

NAVIGATION DISTRICT - TAX LEVY

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve Aransas County Navigation District (ACND) tax rate levy of \$0.055779/\$100.00 valuation for 2012.

Question. Motion carried unanimously.

It is so ordered.

(Proposed 2013 budget inserted)

BIG TREE EVENT STEERING COMMITTEE- FUNDS REQUEST

Motion was made by Commissioner Chaney and seconded by Commissioner Cole to approve request of Big Tree Event Steering Committee Chairperson for funds up to \$1,200.00 out of hotel/motel tax to conduct the Big Tree Celebration on October 13, 2012.

Question. Motion carried unanimously.

It is so ordered.

ADVERTISE - BLOCK GRANT

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve allowing Urban Engineering to advertise for bids on the Texas Community Development Block Grant No. 711215, otherwise known as "Linden and Fuqua Area Sanitary Sewer Grant Improvements."

County Attorney Bianchi stated this action would also be approving the language of the contract and the contract will not be brought back to Court for approval. Commissioner Casterline asked if Bianchi had approved the contract and he replied "yes."

Question. Motion carried unanimously.

It is so ordered.

SMALL CONSULTING AGREEMENT - AP #23

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign small consulting agreement with Native Dave, Inc. Of Dallas and Corpus Christi, Texas, for landscape design services as part of the Ephemeral Pond Project (AP Project #023).

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

CHANGE ORDER - RAM HOUSE MOVERS, INC.

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign change

order #1 for small project construction contract of Ram House Movers, Inc. For the Bruhl Paul Johnson House Relocation (AP Project #010).

Question. Motion carried unanimously.

It is so ordered.

(Change order inserted)

INTERGOVERNMENTAL AGREEMENTS - TOWN OF FULTON

Motion was made by Commissioner Smith and seconded by Commissioner Cole to approve and authorize County Judge to sign 2013 intergovernmental cooperation agreements between Aransas County and the Town of Fulton for roads and septic inspection.

Question. Motion carried unanimously.

It is so ordered.

(Agreements inserted)

JUROR RATE - PETIT JURORS

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to juror pay rate for service as petit juror, effective October 1, 2012, to be a rate of \$6.00 for the first day and a rate equal to the current state reimbursement plus \$6.00 for subsequent days; juror pay rate for service as grand juror will remain \$8.00 for the first day and \$40.00 for subsequent days.

Question. Motion carried unanimously.

It is so ordered.

ORDER - PROHIBITING OUTDOOR BURNING

Judge Mills presented for recording in the Commissioners' Court minutes Court Order #O-19-2012 Prohibiting Outdoor Burning (for ninety (90) days from August 30, 2012).

(Order inserted)

OFFICIAL BOND

Motion was made by Commissioner Cole and seconded by Commissioner Casterline to approve public official bond continuation certificate on Darlene Irwin, Chief Deputy Treasurer.

Question. Motion carried unanimously.

It is so ordered.

(Bond inserted)

COUNTY TREASURER'S REPORT - AUGUST, 2012

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

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

INDIGENT HEALTH CARE REPORT - AUGUST, 2012

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve indigent health care report for August, 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 Smith and seconded by Commissioner Cole 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

County Auditor Kirk read the fee reports received from Justice of the Peace, Precinct 1 and Precinct 2, District Clerk, County Clerk, Sheriff and Animal Control for the month of August 2012.

(Report inserted)

County Clerk Friebele reported she would be out tomorrow and Wednesday for knee surgery and she has ordered the ballots for the November 6, 2012 General Election.

County Auditor Kirk reported she would also be out for approximately four (4) weeks. beginning September 17, 2012 for surgery.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

There were none.

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