

MINUTES OF THE
COMMISSIONERS' COURT
REGULAR MEETING - JANUARY 26, 2015

On the 26th day of January, 2015, 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; Betty Stiles, Commissioner, Precinct 4; and Valerie K. Amason, County Clerk.

Other County Officers present were Kristen Blanford, County Attorney; Stan Turpen, Assistant County Attorney; Lezlie Kirk, County Auditor; Alma Cartwright, County Treasurer; Pam Heard, District Clerk; David Reid, Drainage Engineer; Pat Rousseau, Human Resources Director; Jerry Brundrett, County Surveyor; Collin Jackson, IT Director; David Vyoral, Road Administrator; Michael Geer, Airport Manager; John Strothman, Project Manager; James Jackson, Environmental Health Director; and C. J. Wax, City of Rockport Mayor.

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

Doyle Kubosh stated his concerns about one property owner blocking off Adolfo road to through traffic as this could obstruct an evacuation route in case of fire or delay ambulance service should they fail to take the correct entrance onto Adolfo for the residence needing their assistance. Commissioner Jack Chaney stated he believed the gate has been taken down and David Vyoral, Road Administrator, stated that he would confirm.

Question. Motion carried unanimously.

It is so ordered.

TERMS OF COURT - STATUTORY COUNTY COURT

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to set the terms of court for the County Court at Law to two (2) terms - January to June and July to December.

Question. Motion carried unanimously.

It is so ordered.

VARIANCE - OSSF (SEPTIC) SYSTEM

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to allow granting a variance for installation of an OSSF (Septic) System at 441 Adolfo Road, Aransas Pass, Texas.

Question. Motion carried unanimously.

It is so ordered.

INTERLOCAL COOPERATION AGREEMENT FOR DISPATCHING SERVICES

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve authorizing the Aransas County Judge to sign an Interlocal Cooperation Agreement for dispatching services with the City of Rockport and the Town of Fulton.

Question. Motion carried unanimously.

It is so ordered.

RENEWAL/EXTENSION OF CONTRACT WITH MIDAMERICAN ENERGY

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve extending electricity contract with **MidAmerican Energy Company** for thirty-seven (37) months at a fixed rate of \$.05107/kWh.

PRESENTATIONS

Aransas County Historical Commission Chairperson, Collin Jackson, presented the 2014 CHC Annual Report.

(Presentation inserted)

ITEMS FOR DELIBERATION AND/OR ACTION

MINUTES

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to approve the minutes for the Regular Meeting January 12, 2014.

Question. Motion carried unanimously.

It is so ordered.

TEXAS MARITIME MUSEUM - 4TH QUARTER 2014 HOTEL OCCUPANCY TAX

FUNDS EXPENDED REPORT

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to approve the Fourth Quarter 2014 Hotel Occupancy Tax Funds expended report.

Question. Motion carried unanimously.

It is so ordered.

ROCKPORT CENTER FOR THE ARTS - 4TH QUARTER 2014 HOTEL OCCUPANCY

TAX FUNDS EXPENDED REPORT

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve the Fourth Quarter 2014 Hotel Occupancy Tax Funds expended report.

Question. Motion carried unanimously.

It is so ordered.

ROCKPORT-FULTON CHAMBER OF COMMERCE - 4TH QUARTER 2014 HOTEL

OCCUPANCY TAX FUNDS EXPENDED REPORT

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve the Fourth Quarter 2014 Hotel Occupancy Tax Funds expended report.

Question. Motion carried unanimously.

It is so ordered

(Contract inserted)

MAINTENANCE AGREEMENT WITH PRO TECH MECHANICAL

Motion was made by Commissioner Stiles and seconded by Commissioner Chaney to approve a maintenance agreement with **Pro Tech Mechanical** for boilers and chillers at an increased cost of approximately \$200.00 more a month.

Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

CONTRACT WITH COAST & HARBOR ENGINEERING

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to approve a contract with **Coast & Harbor Engineering** for dredging and monitoring Cedar Bayou.

Question. Motion carried unanimously.

It is so ordered.

(Contract inserted)

POTENTIAL HOSPITAL DISTRICT

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve hiring the services of **DCAshworth Consulting, LLC** to conduct a feasibility study for a potential hospital district.

Question. Motion carried unanimously.

It is so ordered.

PRELIMINARY PLAT - COASTAL PARADISE SUBDIVISION

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve a preliminary plat for the **Coastal**

Paradise Subdivision.

Question. Motion carried unanimously

It is so ordered.

(Plat inserted)

MASTER DEVELOPMENT PLAN - COASTAL PARADISE RV RESORT

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve the Master Development Plan for **Coastal Paradise RV Resort.**

Question. Motion carried unanimously.

It is so ordered.

(Plan inserted)

SURPLUS - CONSTABLE VEHICLES

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve declaring as surplus the two (2) old constable vehicles and donating one to the school district for Judiciary Classroom.

Question. Motion carried unanimously.

It is so ordered.

PAY GROUP LEVEL - ASSISTANT MAINTENANCE SUPERVISOR

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to approve setting the Assistant Maintenance Supervisor position at a Level 12 Pay Group.

Question. Motion carried unanimously.

It is so ordered.

RESOLUTION #R01-2015 - ADOPTING INVESTMENT POLICY

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve Resolution #R01-2015 Adopting Investment Policy as amended.

Question. Motion carried unanimously.

It is so ordered.

(Resolution Inserted)

RESOLUTION #R02-2015 - APPOINTING INVESTMENT OFFICERS

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve Resolution #R02-2015 appointing investment officers.

Question. Motion carried unanimously.

It is so ordered.

(Resolution Inserted)

RESOLUTION #R03-2015 - APPROVING INVESTMENT BROKER/DEALER LIST

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve Resolution #R03-2015 Investment/Dealer List.

Question. Motion carried unanimously.

It is so ordered.

(Resolution Inserted)

RESOLUTION #R04-2015 - AMENDMENT TO SPECIAL DISTRICT LOCAL LAW

CODE SECTION 8823

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to approve Resolution #R04-2015 requesting our legislators to support an amendment to the Special District Local Laws Section 8823 to include New Language for the Creation of a New Water District for Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

RESOLUTION #R05-2015 - AMENDMENT TO GOVERNMENT CODE SECTION

43.122

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve Resolution #R05-2015 requesting our legislators to support an amendment to the Government Code Section 43.122 that creates a position for a County/District Attorney specifically for Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

SALARY GRIEVANCE COMMITTEE

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to table this item until the next regular meeting.

Question. Motion carried unanimously.

It is so ordered.

PUBLIC OFFICIAL BONDS

Motion was made by Commissioner Casterline and seconded by Commissioner Stiles to approve the Official Bonds on Linda C. Doane, Administrative Assistant/County Judge; Bond Continuation Certificate on Melissa Rogers, Deputy District Clerk and Bond Rider for Pattie V. Rousseau, Human Resources Director.

Question. Motion carried unanimously.

It is so ordered.

(Bonds inserted)

CERTIFICATES OF COMPLETION

Judge Mills reported receipt of Certificates of Completion of 2014 Continued Education Requirements, 2014 Public Funds Investment Act Education Requirements and 2014 County Investment Academy Education Requirements for Alma Cartwright, County Treasurer for recording in the Commissioners' Court Minutes.

(Certificates inserted)

TREASURER'S REPORT

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to table this item until the next regular meeting.

Question. Motion carried unanimously.

It is so ordered.

TREASURER'S 4TH QUARTER 2014 INVESTMENT REPORT

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to table this item until the next regular meeting.

Question. Motion carried unanimously.

It is so ordered.

BUDGET LINE ITEM TRANSFERS

There were no budget line item transfers presented by the County Auditor.

ACCOUNTS PAYABLE

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

Question. Motion carried unanimously.

It is so ordered.

**REPORTS FROM COMMISSIONERS, ELECTED OFFICIALS &
DEPARTMENT HEADS WHEREIN NO ACTION WILL BE TAKEN**

Judge Mills introduced new employee, Linda Doane, Administrative Assistant/County Judge.

Lezlie gave Report on County Fee Collections.

Alma Cartwright, County Treasurer, stated she wanted to urge all employees and elected officials to participate in the Sonic Boom program.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

Norma Martinez, Managing Editor of The Rockport Pilot, regarding the water district does a board have to be appointed or elected under the Commissioners umbrella? Judge Mills replied appointed. Martinez asked will there be a cost to the county? Judge Mills replied no costs that we know of at this time. Casterline stated, if we don't have a water district, anyone can come in and drill a well and ship the water, sell the water elsewhere.

Martinez, in regard to the 2nd Resolution for a separate District attorney, wants to clarify that it is going to be a combined County/District Attorney single position and will there be additional costs to the county?

Kristen Blanford replied, we put together a preliminary budget and talked to the other counties who had the same or similar situations. It could be depending on what the state decides to do and how much they are going to pick up salaries, it could be \$20,000.00 to \$30,000.00 more or significantly less, we just don't know until the LBD tells us.

Question from citizen, concerning property at 441 Adolfo Drive, will the property be platted before construction is allowed. Commissioner Chaney replied the property is already platted. The gentleman replied that the legal description is a portion of an original outside survey.

David Vyoral, Road Administrator stated the subdivision regulations in this state changed in "2000" and it took a number of years for everybody to get on board in order to quit selling property by metes and bounds and to have it all platted, it also included the contract for deed problems and by "2006" everything got into line where everything was subdivided subject to commissioners' court, unfortunately prior the that the clerk's office had to record what was presented, now it is required the plats have to be approved by the commissioners' court or they could be prosecuted by the County Attorney's office. The answer to the gentleman's question is no, the property will not have to be platted.

The court entered into closed session at 9:51 a.m. to discuss and review potential litigation issues and other matters covered by the attorney-client privilege pursuant to Texas Government Code Section 551.071(1)(a); and to discuss real estate negotiations, including Pathways Projects pursuant to Texas Government Code Section 551.072; and resumed Open Meeting at 12:03 p.m. with all members present, and further proceedings were had and done to wit:

No action taken as a result of the closed session.

No further business presenting, the Court adjourned at 12:05 p.m. on a motion made by Commissioner Casterline duly seconded by Commissioner Stiles.

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

VALERIE K. AMASON, COUNTY CLERK &
EX-OFFICIO CLERK OF THE
COMMISSIONERS' COURT