

MINUTES OF THE
COMMISSIONERS' COURT

REGULAR MEETING - APRIL 8, 2013

On the 8th day of April, 2013, 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; Betty Stiles, 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; David Vyoral, Road Administrator; James Jackson, Director of Environmental Health; Pam Heard, District Clerk; 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

There were none.

PRESENTATIONS

Zella Hunt representing the Lamar Volunteer Fire Department gave a presentation on the hotel occupancy tax funds expended in February 2013 for the LaMardi Gras Celebration. They raised over \$23,000.00.

(Report inserted)

ITEMS FOR DELIBERATION AND/OR ACTION

MINUTES

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve the minutes of the Regular Meeting of March 25, 2013.

Question. Motion carried unanimously.

It is so ordered.

HOTEL OCCUPANCY TAX - MARITIME MUSEUM

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve The Texas Maritime Museum, Inc. First Quarter 2013 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

HOTEL OCCUPANCY TAX - ROCKPORT-FULTON CHAMBER OF COMMERCE

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve The Rockport-Fulton Chamber of Commerce First Quarter 2013 hotel occupancy tax funds expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

ROAD - LAMAR VOLUNTEER FIRE DEPARTMENT

After extensive discussion, and at the suggestion of County Attorney Bianchi, motion was made by Commissioner Casterline and seconded by Commissioner Chaney to table authorization of the Road and Bridge Department to construct a road for the Lamar Volunteer Fire Department and authorize funding of the same in the amount of \$40,000.00 (unbudgeted funds) with Road and Bridge providing equipment and labor as their contribution to the project to allow for correct wording of agenda item.

Question. Motion carried unanimously.

It is so ordered.

(Map inserted)

PROJECT CONSULTANT CONTRACT - CEDAR BAYOU

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to table approval of Project Consultant Contract to conduct a study to determine the seasonal abundance and accurately quantify nekton (fish, shrimp, and crab) species in/near Cedar Bayou and in nearby Mesquite Bay in Aransas County, Texas.

Question. Motion carried unanimously.

It is so ordered.

INTERGOVERNMENTAL AGREEMENT - BP SETTLEMENT FUNDS

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to approve intergovernmental agreement with Nueces County, San Patricio County, Port of Corpus Christi, and the City of Corpus Christi in a joint effort to pursue BP settlement funds.

Question. Motion carried unanimously.

It is so ordered.

Judge Mills stated he does not have the agreement yet. The cost will be \$500.00 per month for two (2) years.

ARANSAS FIRST - FINAL REIMBURSEMENT ON TULE CREEK

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve request of Aransas First for final reimbursement of \$2,491.55 from the \$10,144.01 remaining from original \$45,000.00 hotel-motel tax funds previously approved by

Commissioners' Court on August 14, 2006, for restoration of Tule Creek and disposal of balance of allocation.

Question. Motion carried unanimously.

It is so ordered.

(Project recap inserted)

COMMISSIONERS' COURT ORDER - RULES OF PROCEDURE

Motion was made by Commissioner Stiles and seconded by Commissioner Casterline to approve Commissioners' Court Order #0-13-2013, First Amended Rules of Procedure, Conduct and Decorum at Meetings of the Aransas County Commissioners' Court.

County Attorney Bianchi stated he was bothered by the wording in Section IV.b on public discussion on agenda items.

Motion was amended by Commissioner Stiles and amendment seconded by Commissioner Casterline to approve Commissioners' Court Order #0-13,2013, First Amended Rules of Procedure, Conduct and Decorum at Meetings of the Aransas County Commissioners' Court in accordance with County Attorney suggestion.

Question. Motion carried unanimously.

It is so ordered.

(Corrected Order inserted)

PRELIMINARY CLOSING - ALLEYWAY IN MANNING ADDITION

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve preliminary closing of alleyway in Block 324, Manning Addition.

Question. Motion carried unanimously.

It is so ordered.

BID - STORMWATER CIP

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve sole bid of \$169,013.00 and proposal from J J Fox Construction, Inc. for Aransas County Stormwater CIP - Griffith Street watershed - FM 1069 culvert improvements.

Question. Motion carried unanimously.

It is so ordered.

(Bid inserted)

CONSTABLES - SALARY INCREASES

County Attorney Bianchi stated he no longer has a law enforcement officer in his office to serve citations and subpoenas. He has \$3,000.00 in his budget that is the difference in that position and his new position. There will be no new money involved in approval. Motion was made by Commissioner Casterline and seconded by

Commissioner Chaney to approve transfer of funds (total of \$3,000.00) from County Attorney budget to Constables budget and posting notice of Constables salary increases.

Question. Motion carried unanimously.

It is so ordered.

SIX FLAGS OVER TEXAS - TICKETS

Pat Rousseau with Human Resources stated the County would receive a 47% discount on Six Flags tickets making them cost \$34.50. She will get a small supply to begin with to determine County interest. Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve adoption of consignment ticket agreement to allow County employees to purchase discounted tickets for Six Flags Over Texas.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

CONTINUING EDUCATION

Judge Mills presented for recording in Commissioners' Court minutes certificate of completion for Betty Stiles, County Commissioner, Precinct 4, to the V. G. Young Institute of County Government School for County Commissioners Court held February 19-21, 2013 in Austin, Texas.

(Certificate inserted)

PUBLIC OFFICIAL BOND

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve public official bond on Lisa Frances Castillo, Deputy Tax Assessor-Collector; bond continuation certificate on Julie Kay Gifford, Deputy County Treasurer; and public official position schedule bonds for Aransas County Animal Control and Aransas County Transfer Station.

Question. Motion carried unanimously.

It is so ordered.

(Bonds 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 First Quarter 2013.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

COUNTY TREASURER'S REPORT - MARCH, 2013

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve County Treasurer's report for March, 2013. Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

INDIGENT HEALTH CARE REPORT - MARCH, 2013

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve indigent health care report for March 2013. Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

BUDGET LINE ITEM TRANSFERS

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

ACCOUNTS PAYABLE

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney 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 for March 2013 received from the District Clerk, County Clerk, Sheriff, and Justices of the Peace, Precincts 1 and 2.

(Report inserted)

Commissioner Chaney reported someone drove by his house and shot one of his cats on Saturday night. Around fifteen (15) minutes later the car came back by and shot another of his cats. His daughter got a look at the vehicle and they called the Sheriff's Department. The Sheriff's Department employees who answered the call were very professional. The car has not been located yet. Project Manager Thompson reported the grand opening of the Ivy Lane Birding trail was held on Friday. He wanted to thank the Road and Bridge Department, Environmental Health, and Commissioners for all their help.

County Treasurer Cartwright reported Sheriff's employee Sheila Gordon received a watch and a Polar heart rate monitor as the winner in the quarterly Healthy County program drawing.

Commissioner Chaney also reported his son has been deployed to the Persian Gulf.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

Norma Martinez with The Rockport Pilot asked if Lamar was going to reimburse the funds they did not spend advertising LaMardi Gras Days. No money has been given to LaMardi Gras yet so only those funds they spent will be reimbursed.

Ms. Martinez also asked if road for the Lamar Fire Department will be done under the 1/3 - 2/3 policy and was told "yes". She also asked if the road request had been brought to the Court before since the new fire department has been in the works for quite some time. Commissioner Smith replied "no."

Ms. Martinez also questioned the duties that would be transferred to the Constables; Mr. Bianchi stated service of citations and subpoenas.

There was no closed session.

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