

MINUTES OF THE
COMMISSIONERS' COURT

REGULAR MEETING - OCTOBER 14, 2013

On the 14th day of October, 2013, 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; 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; Alma Cartwright, County Treasurer; David Vyoral, Road Administrator; David Reid, Drainage Engineer; Jerry Brundrett, County Surveyor; Gene Johnson, Airport Manager; Pam Heard, District Clerk; 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

There were none.

PRESENTATIONS

Ginger Easton-Smith and Kirsten Corda, Extension Agents, gave a presentation on "One Day 4-H" Project. The Clubs chose to Adopt A Highway from FM 1781 to the intersection of 3036 as their project. The cleanup was held on October 12, 2013.

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 September 23, 2013.

Question. Motion carried unanimously.

It is so ordered.

ROCKPORT-FULTON CHAMBER OF COMMERCE - THIRD QUARTER REPORT

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve the Rockport-Fulton Chamber of Commerce Third Quarter 2013 Hotel Occupancy Tax Funds Expended.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

THE AQUARIUM AT ROCKPORT HARBOR - THIRD QUARTER REPORT

Motion was made by Commissioner Stiles and seconded by Commissioner Chaney to table approval of The Aquarium at Rockport Harbor, Inc.

Third Quarter 2013 Hotel Occupancy Tax Funds Expended.

Question. Motion carried unanimously.

It is so ordered.

ARANSAS COUNTY HISTORICAL COMMISSION - NEW OFFICERS

Motion was made by Commissioner Stiles and seconded by Commissioner Smith to approve change of Chair and Vice-Chair Commission Officers for remainder of 2013 term for the Aransas County Historical Commission (new officers: Greg Harlan, Chair; Collin Jackson, Vice-Chair).

Question. Motion carried unanimously.

It is so ordered.

2014 INDIGENT DEFENSE GRANT PROGRAM

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve Resolution #R-25-2013 for the 2014 Indigent Defense Grant Program.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

BIDS - TELEPHONE SYSTEM

The consensus of the Court was to hold a workshop before making a decision on what telephone company to contract with.

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to table award of bid for a new unified communications platform (telephone system) for Aransas County.

Question. Motion carried unanimously.

It is so ordered.

CEDAR BAYOU/VINSON SLOUGH RESTORATION PROJECT

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve advertising for construction bids for the Aransas County Cedar Bayou/Vinson Slough Restoration Project.

Question. Motion carried unanimously.

It is so ordered.

OVERTIME PAY - ODYSSEY CONVERSION

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to disapprove payment of up to eight hours in overtime to be paid at the discretion of Department Heads to employees/deputies in connection with the Odyssey Software conversion and implementation.

Commissioner Smith suggested the District Clerk accumulate compensatory time and return to Court for overtime approval.

Question. Motion carried unanimously.

It is so ordered.

MASTER SERVICES AGREEMENT - NORTHSTAR RECOVERY SERVICES

Motion was made by Commissioner Chaney and seconded by Commissioner Stiles to approve a master services agreement with NorthStar Recovery Services, Inc. For disaster/emergency services and supplies for Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

COUNCIL ON AGING - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and the Council on Aging for gasoline usage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

HOTEL-MOTEL TAX - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and the Aquarium at Rockport Harbor, Inc., Rockport Art Association, Inc. And Texas Maritime Museum Association, Inc. for hotel-motel tax.

Question. Motion carried unanimously.

It is so ordered.

(Agreements inserted)

JUVENILE CASE MANAGER - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and the City of Rockport, Town of Fulton, and Aransas County Independent school District for Juvenile Case Manager.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

AQUATIC PARK - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table approval of 2014 Intergovernmental Cooperation Agreement between Aransas County, City of Rockport, and Town of

Fulton for Community Aquatic Park.

Question. Motion carried unanimously.

It is so ordered.

MEDICAL SERVICES - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table approval of 2014 Intergovernmental Cooperation Agreement between Aransas County and Aransas County Medical Services, Inc. (ACMSI) for EMS Services.

Question. Motion carried unanimously.

It is so ordered.

MEDICAL SERVICES - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and Aransas County Medical Services, Inc. (ACMSI) for gasoline usage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

FIRE DEPARTMENT - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and the Rockport Volunteer Fire Department for gasoline usage..

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

NAVIGATION DISTRICT - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and Aransas County Navigation District for gasoline usage.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

RESTAURANT HEALTH INSPECTIONS - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and the City of Rockport for restaurant health inspections.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

SEPTIC INSPECTIONS - INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve and authorize County Judge to sign the 2014 Intergovernmental Cooperation Agreement between Aransas County and the City of Rockport for septic inspections.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

EARLY VOTING CLERKS - CONSTITUTIONAL AMENDMENT ELECTION

Motion was made by Commissioner Chaney and seconded by Commissioner Casterline to approve early voting clerks for the November 5, 2013 Constitutional Amendment Election; Joy M. Dias, Gayle T. Otto, Christy Gibson, JoAnn Juarez, Ralena "Misty" Kimbrough, Michele M. Bennett, Olivia Zambrano, Margaret Vidal, Carolyn Cox, Melva "Pinky" Gonzalez, Miriam McNeil, Patricia Barker, Johnnie Callam, Ann Woods, and June Gregory.

Question. Motion carried unanimously.

It is so ordered.

CONSOLIDATION OF PRECINCTS - CONSTITUTIONAL AMENDMENT ELECTION

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve consolidation of all election precincts for the November 5, 2013, Constitutional Amendment Election.

Question. Motion carried unanimously.

It is so ordered.

PUBLIC OFFICIAL BOND

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve public official bond continuation certificate for Kristina K. Simpson, Deputy Tax Assessor-Collector.

Question. Motion carried unanimously.

It is so ordered.

(Bond inserted)

WORKERS COMPENSATION RENEWAL

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve accepting the four percent (4%) additional discount on the County's 2014 workers compensation renewal by joining the political subdivision workers compensation alliance under the auspices of the Texas Association of Counties (TAC).

Question. Motion carried unanimously.

It is so ordered.

WORKERS COMPENSATION - RISK MANAGEMENT POOL

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve Resolution #R-26-2013 for renewal of workers compensation coverage with Texas Association of Counties (TAC) risk management pool for the following groups: (1) elected officials; (2) volunteers - First Responders/Reserve Officers; and (3) election personnel.

Question. Motion carried unanimously.

It is so ordered.

(Resolution inserted)

UNITED HEALTHCARE

Motion was made by Commissioner Smith and seconded by Commissioner Stiles to approve and authorize County Judge to sign: (1) 2014 United Healthcare renewal notice and benefit conformation; and (2) County Choice Silver United Healthcare member contact designation form for Aransas County retirees as required by the Texas Association of Counties (TAC) and offered to county as an alternative option for Medicare Part B.

Question. Motion carried unanimously.

It is so ordered.

(Confirmation inserted)

RESOLUTION - BROKERS/DEALERS FOR ARANSAS COUNTY

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve Resolution #R-12-2013A as "Exhibit B-1" attachment of amended list of authorized Investment Brokers/Dealers for Aransas County.

Question. Motion carried unanimously.

It is so ordered.

(List inserted)

REPORT - 2012 GENERAL TAX FUND LEVY

County Treasurer Cartwright reported receipt of the 2012 General Tax Fund Levy from Aransas County Tax Assessor-Collector for recording in Commissioners' Court Minutes report stipulating 8% of the gross revenue tax levy (GRTL) for the Aransas County Indigent Health Care Program Fiscal Year September 1, 2013 - August 31, 2014.

(Report inserted)

COUNTY TREASURER'S REPORT - SEPTEMBER, 2013

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve County Treasurer's report for September, 2013.

Question. Motion carried unanimously.

It is so ordered.

(Report inserted)

INDIGENT HEALTH CARE REPORT - SEPTEMBER, 2013

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve indigent health care report for September, 2013.

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.

Question. Motion carried unanimously.

It is so ordered.

(Transfers inserted)

ACCOUNTS PAYABLE

Motion was made by Commissioner Smith and seconded by Commissioner Stiles 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 September 2013 received from the District Clerk, County Clerk, Sheriff, and Justices of the Peace, Precincts 1 and 2.

(Report inserted)

County Treasurer Cartwright reported the County received \$1,950.00 from Texas Association of Counties for employee participation in the health fair.

Cartwright also showed the Court grocery bag samples from Navy Army Community Credit Union that she is trying to get them to donate for the commodities program. The cost for the County to purchase the bags is \$.50 each.

Judge Mills reported receipt of Project Manager Richard Thompson's resignation.

Sheriff Mills asked what the "drop dead date" was for training on the new Odyssey Program; Judge Mills replied he had been assured they would not leave until we were trained.

REPORTS ABOUT ITEMS OF COMMUNITY INTEREST

There were none.

PRESS QUESTIONS

Norma Martinez with The Rockport Pilot asked if "optional" would be included in agenda item 24 and was told yes.

She also asked Judge Mills if she could interview him about Cedar Bayou/Vinson Slough after Court. He replied "yes".

The Court entered into closed session at 10:03 a. m. as authorized by Texas Government Code Section 551.071 to discuss and review current litigation issues; and as authorized by Section 551.072 to discuss real estate negotiations in connection with a drainage easement through Bailey Ranch; and resumed Open Meeting at 10:19 a.m. with all members present, and further proceedings were had and done to wit:

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