

ORIGINAL

MINUTES OF THE
COMMISSIONERS' COURT
SPECIAL MEETING - MARCH 31, 2010

On the 31st day of March, 2010, there was an 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; Howard Murph, Commissioner, Precinct 4; and Peggy L. Friebele, County Clerk.

Other County Officers present were Richard P. Bianchi, County Attorney; Lezlie Kirk, County Auditor; David Vyoral, Road Administrator; Bill Mills, Sheriff; Pam Heard, District Clerk; Dee Oliver, County Treasurer; Jerry Brundrett, County Surveyor; David Reid, Drainage Engineer; and James Jackson, Director of Environmental Health.

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:

MINUTES

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve the minutes of the Special Meeting of March 5, 2010 and the Regular Meeting of March 8, 2010.

Question. Motion carried unanimously.

It is so ordered.

CITIZENS TO BE HEARD

John Liberti representing Wells Fargo Bank asked the Court to include his bank on investments. County Treasurer Oliver stated she had contacted Wells Fargo on the investments and they were included.

(Public participation form inserted)

SAN PATRICIO RURAL RAIL TRANSPORTATION DISTRICT

Motion was made by Commissioner Smith and seconded by Commissioner Murph to approve Aransas County joining the San Patricio Rural Rail Transportation District as an associate member and authorizing the County Judge to appoint a representative to said District.

Question. Motion carried unanimously.

It is so ordered.

Judge Mills appointed Jim Paxton as the County's representative.

REPORT ON TYLER TECHNOLOGIES SOFTWARE - COUNTY ATTORNEY

County Attorney Bianchi stated the new system is going great - unbelievably smooth; however, the office is just this converting to use.

MEMORANDUM OF UNDERSTANDING - ST. PETER'S EPISCOPAL CHURCH

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve memorandum of understanding with St. Peter's Episcopal Church pertaining to the purchase of property on Henderson Street extending it until June 30, 2010 with no change.

Question. Motion carried unanimously.

It is so ordered.

BID - HOOD STREET SEWER

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve recommendation of LNV Engineering to award JJ Fox Construction, Inc., as low bidder, the Hood Street Sewer Line Extension Project - Phase II.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

RACIAL PROFILING REPORT - 2009

Sheriff Mills presented the racial profiling report for the year 2009.

(Report inserted)

INTERGOVERNMENTAL COOPERATION AGREEMENT

Motion made by Commissioner Casterline and seconded by Commissioner Chaney to approve the Intergovernmental Cooperation Agreement Dispatching Services with City of Rockport continuing with previous agreement other than a change of title for the dispatch supervisor.

Question. Motion carried unanimously.

It is so ordered.

(Agreement inserted)

ARCHITECTURAL CONTRACT - AGRILIFE EXTENSION BUILDING

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table action on architectural contract for Agrilife Extension Building.

Question. Motion carried unanimously.

It is so ordered.

TRANSFER STATION TRUCK

Motion was made by Commissioner Chaney and seconded by Commissioner Murph to authorize Environmental Health to purchase for the Transfer Station a new second truck (2009 Mack GU813 cab and chassis equipped with new Galbreath U5-OR-174 60,000 lb roll-off hoist) for \$117,446.00 through Buyboard plus additional \$4,500.00 for trailer hitch.

Question. Motion carried unanimously.

It is so ordered.

ADDITIONAL NURSES AID - JAIL

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve hiring an additional nurse's aid for the jail using transport position never filled.

Question. Motion carried unanimously.

It is so ordered.

(Sheriff explanation inserted)

NEW POSITIONS - DETENTION CENTER

Motion was made by Commissioner Smith and seconded by Commissioner Murph to approve creating four new positions for the Detention Center - corporal on each shift.

Question. Motion carried unanimously.

It is so ordered.

RECLASSIFICATION - CHIEF DEPUTY POSITION

Sheriff Mills explained that a Deputy Chief position will be a step below the Chief Deputy and will be over the jail. This will result in a \$14,000.00 savings.

Motion was made by Commissioner Smith and seconded by Commissioner Murph to approve reclassification of one Chief Deputy position to be established as Deputy Chief.

Question. Motion carried unanimously.

It is so ordered.

SURPLUS PROPERTY

Motion was made by Commissioner Murph and seconded by Commissioner Chaney to declare awarded property from the Sheriff's Office as surplus and to allow items to be sold at auction.

Question. Motion carried unanimously.

It is so ordered.

(List inserted)

DISPOSAL - ANIMAL SHELTER GAS CHAMBER

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve disposal of old animal shelter gas chamber used years ago.

Question. Motion carried unanimously.

It is so ordered.

INTERDICTION OFFICER - SHERIFF'S OFFICE

Sheriff Mills explained that he would like to eliminate one Investigator position to make the interdiction officer. Investigator Rodney Cox would be the interdiction officer to concentrate on drug cases.

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to approve interdiction officer for Sheriff's Office and budget line item transfer.

Question. Motion carried unanimously.
It is so ordered.

(Transfer inserted)

PROCLAMATION - CONSERVATION DAY

Motion was made by Commissioner Casterline and seconded by Commissioner Smith to approve Proclamation #P10-01 designating April 27, 2010 as "Conservation Day" in honor of the 75th anniversary of the National Resources Conservation Service in the State of Texas.

Question. Motion carried unanimously.
It is so ordered.

(Proclamation inserted)

PROCLAMATION - COUNTY GOVERNMENT MONTH

Motion was made by Commissioner Chaney and seconded by Commissioner Smith to approve Proclamation #P10-02 designating month of April 2010 as "County Government Month."

Question. Motion carried unanimously.
It is so ordered.

(Proclamation inserted)

RESOLUTION - INVESTMENT POLICY

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve Resolution #R10-03 adopting County Investment Policy as reviewed.

Question. Motion carried unanimously.
It is so ordered.

(Resolution inserted)

RESOLUTION - INVESTMENT OFFICER

Motion was made by Commissioner Casterline and seconded by Commissioner Murph to approve Resolution #R10-04 appointing Dee Oliver as County Investment officer.

Question. Motion carried unanimously.
It is so ordered.

(Resolution inserted)

RESOLUTION - AMENDED INVESTMENT BROKER LIST

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to approve Resolution #R10-05 amending the approved Investment Broker list for Aransas County.

Question. Motion carried unanimously.
It is so ordered.

(Resolution inserted)

AIRPORT HANGAR LEASE ASSIGNMENT

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to table assignment of Petro Resources, Inc. Airport hangar lease agreement to SAH Properties, L.P.

Question. Motion carried unanimously.

It is so ordered.

PROMOTION - IT TECHNICIAN

Motion was made by Commissioner Murph and seconded by Commissioner Chaney to approve promotion of Collin Jackson, IT Technician, from part-time status to full-time status effective April 1, 2010.

Question. Motion carried unanimously.

It is so ordered.

BUDGET ADJUSTMENT - COMMUNITY SUPERVISION

Judge Mills presented the Community Supervision and Corrections Department budget adjustment for Fiscal Year 2010 for recording in the Commissioners' Court minutes.

(Budget inserted)

COMMISSIONERS EDUCATION CERTIFICATES

Judge Mills presented for recording in the Commissioners' Court minutes Commissioners education certificates of completion to County Judges and Commissioners Association of Texas for Leslie "Bubba" Casterline, Commissioner Precinct 2; Charles Smith, Commissioner Precinct 3; and Howard Murph, Commissioner Precinct 4.

(Certificates inserted)

CERTIFICATE OF ACHIEVEMENT

Judge Mills presented for recording in the Commissioners' Court minutes certificate of achievement of completion of investment education from Texas Association of Counties (TAC) for County Investment Officer for Dee A. Oliver, County Treasurer.

(Certificate inserted)

PUBLIC OFFICIAL BONDS

Motion was made by Commissioner Casterline and seconded by Commissioner Chaney to approve public official bond on Marsha G. Ingram, Deputy Tax Assessor-Collector; and public official bond continuation certificate on Julie Kay Gifford, Deputy County Treasurer.

Question. Motion carried unanimously.

It is so ordered.

BUDGET LINE ITEM TRANSFERS

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

ACCOUNTS PAYABLE

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

Question. Motion carried unanimously.

It is so ordered.

The Court entered into closed session at 9:49 a. m. for the purpose as authorized by Texas Government Code Section 551.071 to discuss the purchase, exchange or value of real property, including Sections of FM 1781, 20.77 acres adjacent to the Airport, leasing structures connected with proposed Conference Center as authorized by Texas Government Code Section 551.072; and resumed Open Meeting at 11:15 a.m. with all members present, and further proceedings were had and done to wit:

PURCHASE, EXCHANGE OR VALUE OF REAL PROPERTY

Motion was made by Commissioner Smith and seconded by Commissioner Casterline to participate with City of Rockport on a workshop regarding the purchase, exchange or value of real property, including sections of FM 1781, 20.77 acres adjacent to the Airport, leasing structures connected with proposed conference center.

Question. Motion carried unanimously.

It is so ordered.

ROAD AND BRIDGE - SECURITY DEVICES

Motion was made by Commissioner Murph and seconded by Commissioner Casterline not to deploy any additional security devices at Road and Bridge Department.

Question. Motion failed with Commissioners Murph and Casterline voting "yes" and Judge Mills, Commissioner Chaney and Commissioner Smith voting "no."

Motion was made by Commissioner Smith and seconded by Commissioner Chaney to deploy a T-1 secure line to the Road and Bridge Department with the restriction that any other change to the system must be agreed to by the Road and Bridge Administrator with any disagreement being decided by the Commissioners' Court.

Question. Motion carried with Commissioner Murph voting "no."

It is so ordered.

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