

**Aransas County Navigation District
Minutes of Regular Meeting
Monday, November 6, 2023**



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November 6, 2023.

The Navigation and Canal Commission of the Aransas County Navigation District met in a Regular Meeting on November 6, 2023, with Chairman Malcolm Dieckow presiding. Other Commissioners present were Judith Vlasek, Tommy Moore, Martin De Leon and Long Nguyen. Among others present were Harbor Master Keith Barrett and Executive Administrator Janine Loney.

The guest register has been made a part of these minutes.

Chairman Malcolm Dieckow convened the meeting at 9:00 a.m., declared a quorum, and led the Pledge of Allegiance and the honoring of the Texas flag.

CITIZENS TO BE HEARD:

No citizens to be heard.

No. IV.1 Agenda:

Approve the minutes of regular meeting of October 16, 2023.

Action:

Commissioner Moore moved to approve as presented the minutes of the regular meeting of October 16, 2023. The motion was seconded by Commissioner Vlasek. The motion was adopted.

No. IV.2 Agenda:

Approve Accounts Payable list.

Action:

Commissioner Vlasek made the motion to approve as presented the November 6, 2023, Accounts Payables list. Commissioner Dieckow seconded the motion. The motion was adopted.

No. IV.3 Agenda:

Consider and possible action a request made by the City of Rockport to host the 2023 Tropical Christmas Festival. This request will include approval for the illuminated night parade and fireworks display with dates being November 29, 2023 through to December 4, 2023.

Action:

The motion was made by Commissioner Moore to approve the request made by the City of Rockport to host the 2023 Tropical Christmas Festival. This request will include approval for the illuminated night parade and fireworks display with dates being November 29, 2023 through to December 4, 2023. Commissioner Vlasek seconded the motion. The motion was adopted.

No. IV.4 Agenda:

Deliberate and possible action approval of project #2854-4064 Rockport Harbor Entrance Seawall Construction Agreement with Dereck Construction Inc.

Brief outline given by Harbor Master Barrett relating to project scope.

Action:

Commissioner Moore made the motion to approve the Construction Agreement with Dereck Construction Inc for project #2854-4064 Rockport Harbor Entrance Seawall. Commissioner Dieckow seconded the motion. The motion was adopted.

No. IV.5 Agenda:

Consider and possible action approving a request from City of Rockport in association with various Veterans Organizations to utilize Veterans Park on November 11, 2023, for the annual Veterans Day Service.

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Action:

Commissioner Moore moved to make the motion to approve the request from City of Rockport in association with various Veterans Organizations to utilize Veterans Park on November 11, 2023, for the annual Veterans Day Service. The motion was seconded by Commissioner Dieckow. The motion was adopted.

No. IV.6 Agenda:

Deliberate and possible action approving a request from Mr. and Mrs. James for a new beach concession contract to commence spring 2024 for a hotdog concession trailer located Rockport Beach.

Action:

The motion was made by Commissioner Moore to approve the request from Mr. and Mrs. James for a new beach concession contract to commence spring 2024 on a seasonal bases for a hotdog concession trailer located on Rockport Beach. Commissioner Dieckow seconded the motion. The motion was adopted.

No. IV.7 Agenda:

Deliberate and possible action to approve Change Order 002 requested from G & W Engineering for project #48546-4064 Rockport Harbor Breakwater Repair. This change order is related to RFI 006 and regards the new concrete and road edge being tied together.

Harbor Master Barrett explained the change order scope including the price associated with the change.

Action:

Commissioner Vlasek moved to approve as presented Change Order 002 requested from G & W Engineering for project #48546-4064 Rockport Harbor Breakwater Repair. This change order is related to RFI 006 and regards the new concrete and road edge being tied together. The motion was seconded by Commissioner Dieckow. The motion was adopted.

No. IV.8 Agenda:

Consider and possible action the renewal of Mr. Richard Ehrlich d.b.a Coastal Breeze Shaven Ice beach concession contract.

Action:

The motion was made by Commissioner De Leon to renew Mr. Richard Ehrlich d.b.a Coastal Breeze Shaven Ice beach concession contract. This approval is for the set standard concession rate of \$250.00 per month but will include access to allow business to be conducted on Lural Street Festival Ground for the months of October through February. The rate set for the festival ground accessibility is \$200.00 per month with the total monthly rate set at \$450.00 per month during October through to February. As part of this agreement Mr. Richard Ehlich will lose exclusivity to conduct business on Rockport Beach. Commissioner Dieckow seconded the motion. The motion was adopted with the recorded vote being:

Commissioner De Leon – Yes

Commissioner Dieckow – Yes

Commissioner Nguyen – Yes

Commissioner Moore – No

Commissioner Vlasek – Yes

No. IV.9 Agenda:

Harbormaster Report - Updates on projects and happenings on ACND properties, which may include but not be limited to construction, improvements, and conditions at Rockport Harbor, Cove Harbor, Fulton Harbor, the Festival Grounds, Rockport Beach, Little Bay, public restrooms, other ACND properties and projects status of grants and issues with existing leases.

Harbor Master Barrett noted key district events that where in process. He reported that projects as discussed during the meeting were moving forward and also made note of the TDEM three-day seminar attended by himself and staff. He gave a detailed briefing of the training undertaken and its related background regarding how ACND conducted and continues to conduct TDEM/FEMA related work. Cleanups were undertaken at Bird Island and the Intracoastal Waterway, including the highway near Cove Harbor. Master Barrett took this opportunity to thank all the volunteers for their hard work and dedication.

Action: No action taken

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No. IV.10 Agenda:

Chairman and Commissioners Report – Update on ACND environmental and safety issues relating to Little Bay and or other District properties.

Commissioner Dieckow congratulated the organizers of the Arbor Day Tree Planting event he attended. He reported the event was well attended.

Action: No action taken.

VI. PRESS QUESTIONS:

Mr. Probst clarified the rate for the concession contract for Mr. Richard Ehrlich.

VII. CLOSED SESSION:

The Chairman announced that the Commission will recess this open meeting and conduct a closed meeting pursuant to the Texas Open Meetings Act to conduct a private consultation with its attorney under Section 551.071 of the Act, to deliberate regarding real property under Section 551.072 of the Act, and to deliberate regarding personnel matters under section 551.074 of the Act.

The Open meeting was recessed at 09:33 a.m. The closed session was convened at 09:43 a.m. and was adjourned at 11:30 a.m.

The Commission reconvened into open meeting at 11:31 a.m.

VIII. CONTINUATION OF OPEN MEETING/DELIBERATION AND/OR ACTION:

No. VIII.1 Agenda:

Consider and possible action changing the frequency of the ACND Commission meetings from the current schedule of twice per month to one per month.

Action:

Commissioner De Leon moved to make the motion to approve changing the frequency of the ACND Commission meetings from the current schedule of twice per month to one per month. This approval will include the provision that if an additional meeting, to be known as a special meeting, is required during that month that this meeting will fall on the first Monday of that month. The motion was seconded by Commissioner Dieckow. The motion was adopted with the recorded vote being:

Commissioner De Leon – Yes
Commissioner Dieckow – Yes
Commissioner Nguyen – Yes


Commissioner Moore – Yes
Commissioner Vlasek – No

IX. ADJOURNMENT:

There being no further business, a motion was made, seconded, and adopted to adjourn the meeting .at approximately 11:45 a.m.

Certificate of Approval

I attest that the foregoing minutes of a meeting of the Navigation and Canal Commission of the Aransas County Navigation District held on November 6, 2023, were approved by the Commission at a meeting duly held on December 4, 2023.



Thomas Moore Commission Secretary



PAYABLES- 11/06/2023

Check Register for Dates: 10/11/2023-10/31/2023

Table with 5 columns: Check #, Date, Name, Account, Amount. Contains multiple rows of check entries and summary rows for various categories like Cintas, TML-IRP, and CPL.

APPROVED

26667	10/20/2023	UNIFIRST HOLDINGS LP	400.316 · Custodial Equip/Supplies	202.18
Total Check Amount- \$894.64				
	10/20/2023	UNIFIRST HOLDINGS LP	300.415 · Uniforms	692.46
ACH	10/25/2023	Card Service Center	CSC Charges	7,025.64
ACH	10/26/2023	Circle K PRO	400.308 · Fuel & Lubricants	96.37
26668	10/31/2023	A Clean Sweep	300.612 · Housekeeping	1,000.00
26669	10/31/2023	Ace Hardware	400.316 · Custodial Equip/Supplies	374.96
26670	10/31/2023	Pavilion Refund		500.00
26671	10/31/2023	Pavilion Refund		500.00
26672	10/31/2023	ARANSAS CO ROAD & BRIDGE	841 · Roadway Improvements/ CH Potholes, RH Road	21,740.69
26673	10/31/2023	AT&T 5906	400.603 · Telephone	1,939.79
26674	10/31/2023	Capital One	400.316 · Custodial Equip/Supplies	558.57
26675	10/31/2023	CD&P	400.517 · Dues & Subscriptions	896.31
Total Check Amount- \$18,498.81				
	10/31/2023	CD&P	500.426 · Consultant	17,602.50
26676	10/31/2023	Champion Energy Services 608429	400.601 · Electricity	6,510.17
26677	10/31/2023	Pavilion Refund		200.00
26678	10/31/2023	CPL 1486747	400.601 · Electricity	10.26
26679	10/31/2023	CPL 1486749	400.601 · Electricity	119.09
26680	10/31/2023	CPL 1486750	400.601 · Electricity	60.92
26681	10/31/2023	CPL 1486748	400.601 · Electricity	178.60
26682	10/31/2023	Pavilion Refund		500.00
26683	10/31/2023	Ricoh USA Inc	400.206 · Equipment Rental	259.24
26684	10/31/2023	ROCKPORT PRINTING	300.504 · Trucking/Delivery	90.73
Total Check Amount- \$2,825.63				
	10/31/2023	ROCKPORT PRINTING	300.430 · Printing Service/ 2024 Beach Passes	2,734.90
26685	10/31/2023	Rockport Rolloffs, LLC	400.604 · Garbage	532.19
26686	10/31/2023	Roggeman A/C & Refrig	300.407 · HVAC Services	273.50
26687	10/31/2023	SCOTTY'S LOCK & KEY	400.318 · Locksmith	1,287.75
26688	10/31/2023	SIGWALD SERVICE INC	300.407 · HVAC Services	120.00
26689	10/31/2023	Spectrum Enterprise 0401/ FRMR 6309	60600 · Bank Svc Charges Process Fees	0.88
	10/31/2023	Spectrum Enterprise 0401/ FRMR 6309	400.603 · Telephone	39.99
Total Check Amount- \$208.85				
	10/31/2023	Spectrum Enterprise 0401/ FRMR 6309	400.615 · Wifi	167.98
26690	10/31/2023	Spectrum Enterprise 9001/FRMR 4590	60600 · Bank Svc Charges Process Fees	75.41
	10/31/2023	Spectrum Enterprise 9001/FRMR 4590	400.603 · Telephone	180.00
Total Check Amount- \$1,025.41				
	10/31/2023	Spectrum Enterprise 9001/FRMR 4590	400.615 · Wifi	770.00
26691	10/31/2023	Pavilion Refund		250.00
26692	10/31/2023	Pavilion Refund		250.00
26693	10/31/2023	Texas Gold Skiddos	300.408 · Skiddo Cans	5,150.00
26694	10/31/2023	Thomson Reuters-West	400.301 · Office Supplies & Expense	1,680.00
26695	10/31/2023	Uline	300.504 · Trucking/Delivery	104.97
Total Check Amount- \$428.97				
	10/31/2023	Uline	400.316 · Custodial Equip/Supplies	324.00
26696	10/31/2023	UNIFIRST HOLDINGS LP	300.415 · Uniforms	346.23
Total Check Amount- \$522.52				
	10/31/2023	UNIFIRST HOLDINGS LP	400.316 · Custodial Equip/Supplies	176.29
26697	10/31/2023	Valero	400.308 · Fuel & Lubricants	462.94
Total Check Amount- \$1,025.16				
	10/31/2023	Valero	400.308 · Fuel & Lubricants	562.22

\$ 253,559.75