

**Aransas County Navigation District
Minutes of Regular Meeting
Monday, August 21, 2023**



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August 21, 2023.

The Navigation and Canal Commission of the Aransas County Navigation District met in a Regular Meeting on August 21, 2023, with Chairman Malcolm Dieckow presiding. Other Commissioners present were Judith Vlasek, Tommy Moore and Long Nguyen. Among others present were Harbor Master Keith Barrett, Executive Administrator and General Council Gerald Benadum. Commissioner De Leon was an excused absence.

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 August 7, 2023, including minutes of August 7, 2023, Budget Workshop meeting.

Action:

Commissioner Moore moved to approve as presented the minutes of regular meeting of August 7, 2023, and minutes of August 7, 2023, budget workshop meeting. The motion was seconded by Commissioner Dieckow. The motion was adopted.

No. IV.2 Agenda:

Approve Accounts Payable list.

Action:

The motion was made by Commissioner Moore to approve as presented the August 21, 2023, Accounts Payables list. Commissioner Dieckow seconded the motion. The motion was adopted.

No. IV.3 Agenda:

Approve Treasurer's report.

Action:

Commissioner Moore moved to approve as presented the July 2023 Treasurer's report. The motion was seconded by Commissioner Nguyen. The motion was adopted.

No. IV.4 Agenda:

Deliberate and possible action for the approval of construction plans for the proposed new Aquarium building located at 706 Navigation Circle, Rockport.

Harbor Master Barrett noted that the construction plans for the Aquarium building presented to ACND had already been approved by the City of Rockport.

Action:

The motion was made by Commissioner Nguyen to approve as presented the construction plans for the proposed new Aquarium building located at 706 Navigation Circle. This approval is subject to the understanding that further discussion with ACND will be required relating to a confirmed construction date. Commissioner Dieckow seconded the motion. The motion was adopted.

No. IV.5 Agenda:

Consideration and action on the proposal to publish delinquent taxpayers' names in October 2023 as requested by Linebarger Goggan Blair & Sampson LLP. Authorization for approval of ACND Resolution 23-01.

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Action:

Commissioner Moore moved to allow the request for Linebarger Goggan Blair & Sampson, LLP to publicize the delinquent taxpayers' names in the local newspaper in October 2023. This motion includes an amendment to ACND Resolution No 23-01. The motion was seconded by Commissioner Dieckow. The motion was adopted.

No. IV.6 Agenda:

Deliberate and possible action regarding the request made by Fulton Community Church to utilize the Laurel Street festival grounds for a prayer and worship event. The date of the event will be November 10 and 11, 2023.

Action:

A motion was made by Commissioner Vlasek to approve the request made by Fulton Community Church to utilize the Laurel Street festival grounds for a prayer and worship event. The date of the event will be November 10 and 11, 2023. Commissioner Moore seconded the motion. The motion was adopted.

No. IV.7 Agenda:

Consider and possible action the request from Ms. Gerilyn Bristow to operate a dolphin tour vessel within Little Bay. This approval would include the approval of a new beach concession contract.

Action:

Commissioner Moore made the motion to approve the request from Gerilyn Bristow to operate a dolphin tour vessel within Little Bay. This approval incorporates a beach concession contract which will commence once all required insurance has been received by ACND. The contract will be on a month- to -month basis at \$250.00 per month. Commissioner Nguyen seconded the motion. The motion was adopted.

No. IV.8 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 that even with the busy summer period almost at an end ACND still has a busy event schedule planned for the upcoming months. He informed the commission on budget and tax rate adoption related requirements which will need to be met over the next few weeks.

Action: No action taken.

No. IV.9 Agenda:

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

No updates or reports put forward by Commissioners.

Action: No action taken.

VI. PRESS QUESTIONS:

None

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 09:20 a.m. The closed session was convened at 09:24 a.m. and was adjourned at 10:35 a.m.

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The Commission reconvened into open meeting at 10:37 a.m.

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

IX. ADJOURNMENT:

There being no further business, a motion was made, seconded, and adopted to adjourn the meeting .at approximately 10:39 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 August 21, 2023, were approved by the Commission at a meeting duly held on September 5, 2023.

A handwritten signature in blue ink, appearing to read 'Thomas Moore', is written over a horizontal line.

Thomas Moore Commission Secretary

PAYABLES- 08/21/2023

Check Register for Dates: 08/04/2023-8/14/2023

Check #	Date	Name	Account	Amount
26384	8/4/2023	Builders First Source	400.607 · Consumable Maint Supplies	2,110.08
26386	8/4/2023	Cintas	300.421 · Maintenance Service Agreements	258.00
26385	8/4/2023	Champion Energy Services 618903	400.601 · Electricity	13.79
26387	8/4/2023	Coastal Office Solutions (FRMR A&W)	400.316 · Custodial Equip/Supplies	38.86
Total check amount- \$422.32		Coastal Office Solutions (FRMR A&W)	400.301 · Office Supplies & Expense	383.46
26388	8/4/2023	CPL 1486749	400.601 · Electricity	98.81
26389	8/4/2023	CPL 1486750	400.601 · Electricity	50.79
26390	8/4/2023	CPL. 1486748	400.601 · Electricity	148.21
26391	8/4/2023	Derrick Construction Co., Inc.	802.878- FEMA Leggett Light Channel 2855	85,550.75
26392	8/4/2023	Fulton Ready Mix LLC	826 · Rockport Beach Renourishment	1,800.00
26393	8/4/2023	Pavilion Refunds		100.00
26394	8/4/2023	Gowland, Morales & Smith, PLLC	500.426 · Consultant	9,950.00
26395	8/4/2023	Pavilion Refunds		500.00
26396	8/4/2023	Pavilion Refunds		250.00
26397	8/4/2023	Pavilion Refunds		75.00
26398	8/4/2023	Raul E, Inc	300.421 · Maintenance Service Agreements	4,480.50
26399	8/4/2023	Republic Services	400.604 · Garbage	4,603.08
26411	8/8/2023	ARANSAS CO CLERK	400.301 · Office Supplies & Expense	4.00
26412	8/8/2023	ARANSAS CO CLERK	400.301 · Office Supplies & Expense	4.00
26400	8/8/2023	Builders First Source	400.607 · Consumable Maint Supplies	153.63
26401	8/8/2023	DISCOUNT AUTO PARTS	400.421 · Vehicle, Equip Repair/Maint	1,685.03
26402	8/8/2023	H & H Oil, LP	300.435 Oil/Filter Recycling	195.00
26403	8/8/2023	IWS Gas and Supply of Texas LTD	300.421 · Maintenance Service Agreements	3.38
Total check amount- \$18.82		IWS Gas and Supply of Texas LTD	400.206 · Equipment Rental	15.44
26404	8/8/2023	Lulu's Flowers	300.608 · Miscellaneous Services/ Funeral	276.96
26405	8/8/2023	MARBACH PLUMBING CO INC	300.406 · Plumbing Repair Service	250.00
26406	8/8/2023	Sigwald Service Co.	300.407 HVAC Services	713.77
26407	8/8/2023	Spectrum Enterprise 0801	400.615 · Wifi	501.62
26408	8/8/2023	Spectrum Enterprise 6309	60600 · Bank Svc Charges Process Fees	0.88
	8/8/2023	Spectrum Enterprise 6309	400.603 · Telephone	39.99
Total check amount- \$208.85		Spectrum Enterprise 6309	400.615 · Wifi	167.98
26409	8/8/2023	UNIFIRST HOLDINGS LP	300.415 · Uniforms	302.39
Total check amount- \$458.27		UNIFIRST HOLDINGS LP	400.316 · Custodial Equip/Supplies	155.88
26410	8/8/2023	Wings Rescue Center Texas Association of Counties	400.319 · Wildlife Rescue and Maintenance	140.00
26413	8/9/2023	HEBP	200.106 Group Insurance	27,561.14
26416	8/10/2023	A To Z Fence Co	300.410 · Harbor Maintenance	6,485.00

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APPROVED

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26417	8/10/2023	Coastal Trailer Trash	400.604 · Garbage	1,170.00
		Express Air Air Conditioning and		
26418	8/10/2023	Heating	842 · Coldwell Banker	203.51
26419	8/10/2023	Pavilion Refunds		250.00
26420	8/10/2023	Lectrics	300.405 · Electrical Repairs	2,071.91
26421	8/10/2023	SCOTTY'S LOCK & KEY	400.318 · Locksmith	87.00
26422	8/10/2023	Spectrum Enterprise 6309	60600 · Bank Svc Charges Process Fees	0.88
	8/10/2023	Spectrum Enterprise 6309	400.603 · Telephone	39.99
Total Check Amount- \$208.85	8/10/2023	Spectrum Enterprise 6309	400.615 · Wifi	167.98
26423	8/10/2023	Pavilion Refunds		500.00
26432	8/14/2023	ARANSAS CO CLERK	400.301 · Office Supplies & Expense	4.00
26433	8/14/2023	ARANSAS CO CLERK	400.301 · Office Supplies & Expense	4.00
26424	8/14/2023	Builders First Source	400.316 · Custodial Equip/Supplies	42.98
26425	8/14/2023	City of Rockport.	400.602 · Natural Gas	75.14
	8/14/2023	City of Rockport.	400.605 · Water and Sewer	8,090.26
Total Check Amount- \$15,695.8 7	8/14/2023	City of Rockport.	400.604 · Garbage	7,530.47
26426	8/14/2023	Coastal Choice Media	400.516 · Marketing	1,395.00
26427	8/14/2023	ExxonMobil	400.308 · Fuel & Lubricants	2,449.96
26428	8/14/2023	Lowe's	807 · Bait Stand Rehab/ Tommy's Bait Stand	407.55
	8/14/2023	Lowe's	400.607 · Consumable Maint Supplies/Water (bulk)	701.60
Total Check Amount- \$2,057.25	8/14/2023	Lowe's	400.211 · Beach Expenses/ Trailer	948.10
26429	8/14/2023	Texas Gold Skiddos	300.408 Skiddo Cans	8,660.00
26430	8/14/2023	UNIFIRST HOLDINGS LP	400.316 · Custodial Equip/Supplies	101.09
Total Check Amount- \$445.10	8/14/2023	UNIFIRST HOLDINGS LP	300.415 · Uniforms	344.01
26431	8/14/2023	Wade H. Greene	500.426 · Consultant	2,812.50
				\$ 187,125.35

Treasurer's Report

July 2023

APPROVED

Beginning Cash *

July 2023	July 2022	June 2023
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5,931,327.46 8,394,534.22 8,100,510.89

RECONCILING ITEMS

0.00

VOIDED CHKS/PREV PERIOD

Receipts *

1,006,448.23 326,765.23 2,551,061.95

Interest

906.27 1,990.85 1,120.30

Disbursements

(1,679,075.13) (263,729.20) (4,721,365.68)

TOTAL

5,259,606.83 8,459,561.10 5,931,327.46

as as as

Reserves

Emergency

(1,000,000.00) (1,000,000.00) (1,000,000.00)

Blkhead Repair

(59,000.00) (59,000.00) (59,000.00)

Available Funds

4,200,606.83 7,400,561.10 4,872,327.46

ARANSAS COUNTY NAVIGATION DISTRICT
RESOLUTION NO. 23-01
RESOLUTION AUTHORIZING PUBLICATION OF
DELINQUENT TAXPAYERS' NAMES

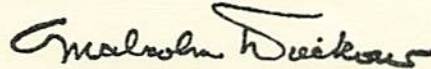
WHEREAS, a proposal has been made to publish in a newspaper of county-wide circulation a list of the names of no less than the top two hundred (200) individuals and/or businesses who owe delinquent taxes to the Aransas County Taxing Entities, and who are not currently making payments under a written installment agreement, in bankruptcy or have a filed over-65 or disability deferral; and

WHEREAS, the publication of delinquent taxpayers' names has resulted in a significant increase in the payment of delinquent taxes to the Aransas County Navigation District in the past, and

WHEREAS, the Aransas County Tax Office and the Law Firm of Linebarger Goggan Blair & Sampson, LLP will prior to the publication take out at least two advertisements warning the targeted taxpayers that their names will be published if full payment is not made or an installment payment agreement is not entered into.


NOW, THEREFORE, BE IT RESOLVED that the Navigation and Canal Commission of the Aransas County does authorize the Aransas County Tax Office and the Law Firm of Linebarger Goggan Blair & Sampson, LLP to publish the names of no less than the top two hundred (200) individuals and/or businesses who owe delinquent taxes to the Aransas County Taxing Entities and who are not currently making payments pursuant to a written payment agreement, in bankruptcy or have a filed over-65 or disability deferral.

PASSED AND APPROVED this 21st day of August, 2023.



Malcolm Dieckow
Board Chairman

ATTEST:



Secretary