

**Aransas County Navigation District
Minutes of Regular Meeting
Monday, August 7, 2023**



403

August 7, 2023.

The Navigation and Canal Commission of the Aransas County Navigation District met in a Regular Meeting on August 7, 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, Executive Administrator and General Council Gerald Benadum.

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:

Mr. Randy Kelsay commented on the cleanliness of Rockport Beach picnic tables and other areas of the park.

No. IV.1 Agenda:

Approve the minutes of regular meeting of July 17, 2023, including minutes of July 17, 2023, Budget Workshop meeting.

Action:

The motion was made by Commissioner Moore to approve as presented the minutes of regular meeting of July 17, 2023, including minutes of July 17, 2023, Budget Workshop meeting. Commissioner Dieckow seconded the motion. The motion was adopted.

No. IV.2 Agenda:

Approve Accounts Payable list.

Action:

Commissioner Moore made the motion to approve as presented the accounts payables list for August 8, 2023. The motion was seconded by Commissioner Dieckow. The motion was adopted.

No. IV.3 Agenda:

Presentation by Mr. Chuck Naiser followed by discussion and possible action to officially support the FlatsWorthy Organization boating education, resource preservation, and restoration efforts.

Presentation given by Mr. Chuck Naiser from Flatsworthy Inc. requesting support that incorporates a lateral dialog between Flatsworthy inc. and Aransas County Navigation District. The ACND board of commissioners committed their support with Commissioner Moore standing as liaison for this initiative with Flatsworthy Inc.

Action: No action taken.

No. IV.4 Agenda:

Presentation by Mr. Jason Brown followed by deliberation and possible action regarding approval of new beach concession contract for a juice concession trailer, The Juice Box at Little Bay, to be located on Rockport Beach.

Action:

The motion was made by Commissioner Moore to approve the request made by Mr. Brown for a new beach concession contract for the juice concession trailer, The Juice Box at Little Bay, located on Rockport Beach. This motion includes approval for the contract to begin March 2024 at the agreed amount of \$250.00 on a rolling month to month basis. Commissioner Vlasek seconded the motion. The motion was adopted.

No. IV.5 Agenda:

Deliberate and possible action the approval of the construction plans for the proposed new Aquarium building located at 702 Navigation Circle, Rockport.

**Aransas County Navigation District
Minutes of Regular Meeting
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404

Action:

Commissioner Vlasek made the motion to table this item until confirmation has been received regarding concerns about lack of restroom facilities. Included in this motion is the understanding that the Aquarium building project construction phase will be deferred until already obligated ACND projects have been completed in that location. The motion was seconded by Commissioner Dieckow. The motion was adopted.

No. IV.6 Agenda:

Consider and possible action the approval of request made by The Pirate Club to utilize the Rockport Beach Circle for the Annual Homecoming Bonfire. The proposed date for the event is Monday, October 16, 2023, with access to site required from Monday, September 25, 2023.

Action:

A motion was made by Commissioner De Leon to approve the request made by The Pirate Club to utilize the Rockport Beach Circle for the Annual Homecoming Bonfire on October 16, 2023. Commissioner Dieckow seconded the motion. The motion was adopted.

No. IV.7 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 reiterated the continual busyness within ACND facilities is putting pressure on those said facilities. He noted that he is receiving complaints, but ACND is trying to deal with the excessive crowds and related issues as best as it can. Harbor Master Barrett reminded everyone that items that a person at home would not flush will certainly not flush down ACND facilities. Due to continual plumbing blockages the restrooms have needed to be tagged out throughout the season. There was an incident on Rockport Beach Breakwater Pier reported Harbor Master Barrett resulting in a dog drowning. Harbor Master Barrett asked those who utilize the free "Dog" beach to keep their animals on a leash and that the leashed animal is under the control of a capable individual. He requested that pet owners also clean up after their pets. Harbor Master Barrett sent his and the ACND sympathies to the Gaitan Family on the passing of Danny Gaitan, a long -time and exemplary employee of the District.

Action: No action taken.

No. IV.8 Agenda:

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

Commissioner Moore commented on how the repair to the Fulton Harbor Breakwater has been received and that the work has revitalized the area. In response to an enquiry by Commissioner Nguyen, Harbor Master Barrett confirmed safety signs are in place. Commissioner Dieckow reported that the district had received word that the diversion study on Tule Creek had been shelved. This issue is currently being addressed. Commissioner Dieckow reported that he and Harbor Master Barrett had traveled to Austin to inquire about why the study had been halted with the Texas Land Commissioner Dawn Buckingham.

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.

**Aransas County Navigation District
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405

The Open meeting was recessed at 09:45 a.m. The closed session was convened at 09:55 a.m. and was adjourned at 10:29 a.m.

The Commission reconvened into open meeting at 10:30 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 10:33 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 7, 2023, were approved by the Commission at a meeting duly held on August 21, 2023.

A handwritten signature in black ink, consisting of several loops and a horizontal stroke, positioned above a solid horizontal line.

Thomas Moore Commission Secretary

**Aransas County Navigation District
Minutes of Regular Public Meeting/Budget Workshop
Monday, August 7, 2023**



402

August 7, 2023, Regular Public Meeting Budget Workshop

The Navigation and Canal Commission of the Aransas County Navigation District met in a Regular Public Meeting Budget Workshop on August 7, 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 the conclusion of the regular meeting approximately at 10:37 a.m.

There were no requests from citizens to be heard.

No. III.1 Agenda:

Deliberation and possible action regarding the 2024 Budget with elected commissioners (Budget Workshop). – Barrett.

Harbor Master Barrett and the Board of Commission worked through each category noting various changes within the budget to reflect current economic and operational factors. Queries and suggestions were put forward from the public present at the meeting.

Action:

Commissioner Moore made a motion that the no new revenue rate of 0.034041/\$100 , presented on August 7, 2023, be put forward for proposal. The motion was seconded by Commissioner Dieckow. and adopted with the below recorded vote.

Commissioner Dieckow – Aye
Commissioner Moore – Aye
Commissioner Nguyen – Aye

Commissioner Vlasek – Aye
Commissioner De Leon – Aye

IV. ADJOURNMENT:

There being no further business, a motion was made, seconded and adopted to adjourn the meeting at approximately 11:23 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 7, 2023, were approved by the Commission at a meeting duly held on August 21, 2023.



Thomas Moore Commission Secretary

PAYABLES- 08/07/2023

Check Register for Dates: 07/12/2023-8/01/2023

Check #	Date	Name	Account	Amount
26301	07/13/2023	Pavilion Refund		500.00
26302	07/13/2023	AT&T 8332/ FRMR 4590	400.603 · Telephone	296.34
26303	07/13/2023	Beta Technology, Inc	400.316 · Custodial Equip/Supplies	474.87
26304	07/13/2023	Pavilion Refund		75.00
26305	07/13/2023	Ernest McAlister Construction	300.412 · Contract/Temporary Labor	1,150.00
26306	07/13/2023	Boat Slip Deposit Refund		240.00
26307	07/13/2023	Pavilion Refund		75.00
26308	07/13/2023	Pavilion Refund		100.00
26309	07/13/2023	Pavilion Refund		500.00
26310	07/13/2023	Pavilion Refund		250.00
26311	07/13/2023	Pavilion Refund		75.00
26312	07/13/2023	Wings Rescue Center	400.319 · Wildlife Rescue and Maintenance	595.00
26314	7/17/2023	Boat Slip Deposit Refund		594.21
26315	7/17/2023	Champion Energy Services 590347	400.601 · Electricity	6.41
26316	7/17/2023	Champion Energy Services 610174	400.601 · Electricity	1,395.24
26317	7/17/2023	Champion Energy Services 610215	400.601 · Electricity	6.95
26318	7/17/2023	Champion Energy Services 610221	400.601 · Electricity	316.35
26319	7/17/2023	Champion Energy Services 610230	400.601 · Electricity	328.16
26320	7/17/2023	Champion Energy Services 610253	400.601 · Electricity	36.80
26321	7/17/2023	L & W Appliance Repair, LLC	300.419 · Tools & Equip Repair	80.00
26322	7/17/2023	Ricoh USA Inc	300.421 · Maintenance Service Agreements	27.92
26323	7/17/2023	SHERWIN-WILLIAMS	400.301 · Office Supplies & Expense	98.83
26324	7/17/2023	Texas Gold Skiddos	300.408 · Skiddo Cans	16,562.22
26325	7/17/2023	UNIFIRST HOLDINGS LP	400.316 · Custodial Equip/Supplies	90.60
Total Check Amount- \$392.99	7/17/2023	UNIFIRST HOLDINGS LP	300.415 · Uniforms	302.39
26326	7/20/2023	Champion Energy Services 611870	400.601 · Electricity	6.41
26327	7/20/2023	Cintas	400.313 · First-Aid Supplies	235.23
26328	7/20/2023	CPL 1479740	400.601 · Electricity	193.76
26329	7/20/2023	CPL 1479741	400.601 · Electricity	920.80
26330	7/20/2023	Gowland, Morales & Smith, PLLC	500.426 · Consultant	10,980.00
26331	7/20/2023	Pavilion Refund		125.00
26332	7/20/2023	Pavilion Refund		250.00
26333	7/20/2023	Lectrics	300.405 · Electrical Repairs	131.88
26334	7/20/2023	Pavilion Refund		100.00
26335	7/20/2023	Pavilion Refund		75.00
26336	7/20/2023	SCOTTY'S LOCK & KEY	400.318 · Locksmith	122.85
ACH	6/30/2023	Card Service Center	CSC Charges	5,000.00
ACH	7/22/2023	Culligan	400.607 · Consumable Maint Supplies	71.75
26337	7/25/2023	Card Service Center	CSC Charges	4,640.08
26338	7/25/2023	CCC Group, Inc.	883 · FEMA RH Entrance Bwater 48546	702,999.90
26339	7/25/2023	CPL 1486746	400.601 · Electricity	21.80
26340	7/25/2023	CPL 1486752	400.601 · Electricity	11.29
26341	7/25/2023	CPL 1486753	400.601 · Electricity	34.51
26342	7/25/2023	CPL 1486754	400.601 · Electricity	16.51
26343	7/25/2023	Pavilion Refund		250.00
26345	7/25/2023	Pavilion Refund		250.00
26346	7/25/2023	Ricoh USA Inc	300.421 · Maintenance Service Agreements	259.24

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26347	7/25/2023	ROCKPORT PRINTING	300.430 · Printing Service	1,153.00
26348	7/25/2023	Spectrum Enterprise 4590	60600 · Bank Svc Charges Process Fees	85.61
	7/25/2023	Spectrum Enterprise 4590	400.603 · Telephone	180.00
Total Check Amount-				
\$1,035.61	7/25/2023	Spectrum Enterprise 4590	400.615 · Wifi	770.00
26349	7/25/2023	Uline	300.504 · Trucking/Delivery	23.64
Total Check Amount-				
\$173.64	7/25/2023	Uline	400.316 · Custodial Equip/Supplies	150.00
26350	7/25/2023	UNIFIRST HOLDINGS LP	400.316 · Custodial Equip/Supplies	90.60
Total Check Amount-				
\$392.99	7/25/2023	UNIFIRST HOLDINGS LP	300.415 · Uniforms	302.39
26351	7/25/2023	Valero	400.308 · Fuel & Lubricants	1,293.52
26356	7/27/2023	Ace Hardware.	400.317 · Lumber,Elec, Plumb,etc	222.87
26357	7/27/2023	BIG M PEST CONTROL INC	300.402 · Pest Control	260.00
26358	7/27/2023	Capital One	400.607 · Consumable Maint Supplies	30.84
Total Check Amount-				
\$235.04	7/27/2023	Capital One	400.316 · Custodial Equip/Supplies	204.20
26359	7/27/2023	Coastal Trailer Trash	400.604 · Garbage	1,170.00
26360	7/27/2023	Mario Martinez	500.426 · Consultant	2,500.00
26361	7/27/2023	Mid-American Research Chemical	400.316 · Custodial Equip/Supplies	322.71
26362	7/27/2023	Pavilion Refund		225.00
26363	7/27/2023	ROCKPORT PRINTING	300.430 · Printing Service	702.00
26364	7/27/2023	Sun Kissed Graphics Inc	300.415 · Uniforms	174.00
26353	7/27/2023	Mission Square/ FRMR ICMA	457- Employee (Private Retirement)	185.00
26354	7/27/2023	Mission Square/ FRMR ICMA	457- Employee (Private Retirement)	185.00
26355	7/27/2023	Mission Square/ FRMR ICMA	457- Employee (Private Retirement)	185.00
26365	8/1/2023	A & R Construction	300.403 · Landscaping Service	300.00
26366	8/1/2023	A Clean Sweep	300.612 · Housekeeping	800.00
26367	8/1/2023	Pavilion Refund		100.00
26368	8/1/2023	American Consumer Shows	400.516 Marketing/ Wedding Expo	1,545.00
26369	8/1/2023	ARANSAS CO CLERK	400.301 · Office Supplies & Expense	4.00
26383	8/1/2023	ARANSAS CO CLERK	400.301 · Office Supplies & Expense	4.00
26370	8/1/2023	Pavilion Refund		250.00
26371	8/1/2023	Champion Energy Services 608429	400.601 · Electricity	7,191.45
26372	8/1/2023	Coastal Trailer Trash	400.604 · Garbage	2,036.00
26373	8/1/2023	CPL 1486747	400.601 · Electricity	9.17
26374	8/1/2023	Crabtree, Jeanelle	400.320 Property Rentals	400.00
26375	8/1/2023	Ferguson Facilities Supply	400.316 · Custodial Equip/Supplies	1,910.40
26376	8/1/2023	Janine Loney.	400.311 · Postage	5.94
26377	8/1/2023	ROCKPORT PRINTING	300.430 · Printing Service	526.00
26378	8/1/2023	Rockport WiFi	400.615 · Wifi	200.00
26379	8/1/2023	Pavilion Refund		75.00
26380	8/1/2023	Sun Kissed Embroidery	300.415 · Uniforms	146.08

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26381	8/1/2023	T-Mobile FRMR Sprint	400.603 · Telephone	946.05
26382	8/1/2023	UNIFIRST HOLDINGS LP	400.316 · Custodial Equip/Supplies	90.60
Total Check Amount- \$392.99	8/1/2023	UNIFIRST HOLDINGS LP	300.415 · Uniforms	302.39
				\$ 778,130.76