

**REGULAR TERM
REGULAR SESSION
MARCH 11, 2013**

On this the 11th day of March, 2013, A.D., at 9:00 a.m. the Commissioners' Court of Jackson County, Texas convened in a Regular Term, Regular Session, thereof, at the Courthouse of Edna, Texas, with the following members of the Court present, to-wit:

Dennis Simons	County Judge
Wayne Hunt	Comm. Pct. #1
Wayne Bubela	Comm. Pct. #2
Johnny Belicek	Comm. Pct. #3
Larry Deyton	Comm. Pct. #4
Barbara Williams	County Clerk

At which time the following proceedings were had.

Citizens Comments-Opportunity for public to address Commissioner's Court on non-agenda items. The Court may not comment nor deliberate on non-agenda items. (Presentations should be limited to (5) minutes)

There were none.

Approval of Minutes and/or additions and corrections, if any

The Minutes of February 25, 2012 were presented.

A motion was made by Comm. Belicek seconded by Comm. Bubela to approve the Minutes. Motion carried.

Consider Budget amendments, line-item transfers and revenue certifications for FY 2013

Budget, and take any necessary action

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve the budget amendments. Motion carried.

Budget amendments as follows:

BUDGET ADJUSTMENT REGISTER								PAGE: 1
FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE	
Budget Adj. # 000891								
10 405 4550	3/11/2013	NONDEPARTMENTAL	544.00	75,000.00	5,925.00	80,733.00	50,897.26	
		UNCLASSIFIED						
10 401 4630	3/11/2013	NONDEPARTMENTAL	344.00	4,975.00	0.00	5,319.00	100.90	
		ORGANIZATION DUES						
Budget Adj. # 000892								
10 415 4070	3/11/2013	DISTRICT COURT	173.00	7,580.00	0.00	7,753.00	19.12	
		JUD. SALARY, DISTRICT JUDGE						
10 415 4310	3/11/2013	DISTRICT COURT	175.00	585.00	0.00	760.00	0.70	
		TRAVEL & BOARD						
Budget Adj. # 000893								
41 611 4381	3/11/2013	BAR #1	400.00	77,541.00	0.00	77,141.00	77,141.00	
		ROAD MATERIALS, C/O						
41 611 4460	3/11/2013	BAR #1	400.00	280.00	0.00	680.00	361.61	
		LEGAL & BILL NOTICES						
Budget Adj. # 000894								
10 375 9225	3/11/2013	LIBRARY	2,000.00	0.00	2,975.00	5,075.00	2,000.00	
		LIBRARY GRANTS						
10 375 3710	3/11/2013	LIBRARY	160.00	17,000.00	286.00	17,446.00	866.33	
		MISC REVENUE						
10 650 4310	3/11/2013	LIBRARY	1,315.82	4,685.00	0.00	6,000.82	1,472.75	
		OFFICE SUPPLIES & REPAIRS						
10 650 4322	3/11/2013	LIBRARY	884.18	0.00	286.00	1,170.18	849.35	
		BOOKS, GRANTS						
10 650 4332	3/11/2013	LIBRARY	160.00	0.00	286.00	1,170.18	849.33	
		FORMS, GRANTS						
		PACKET NOTES						
		391 - GEN. COMMISSIONERS COURT - BUDGET INCREASE IN GORPC						
		BOOK (523)						
		392 - GEN. DISTRICT COURT - BUDGET INCREASE IN SHARE OF						
		DISTRICT JUDGE LIABILITY INS						
		393 - BAR #1 - BUDGET FOR ADDITIONAL LEGAL NOTICES FOR						
		ROLLER & C/ 284 RENOVATIONS						
		CERTIFY & BUDGET						
3 08 2013 11:53 AM PACKET DUES 3/11/13 BUDGET CODE: 00-CURRENT Budget								PAGE: 2
FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE	
Budget Adj. # 000894								
504 GEN. LIBRARY - CERTIFY & BUDGET TRAIL FOUNDATION GRANT								
		FOR 4-THIR BOOKS STORYTIME & LIS COORDINATOR BOLD TALKER						
		TOTAL NO. ADJUSTMENTS REVENUE:			2	5,140.00		
		TOTAL NO. ADJUSTMENTS EXPENSE:			5	2,140.00		
		TOTAL IN PACKET:				4,330.00		
*** NO WARNINGS *** *** NO ERRORS *** *** END OF REPORT ***								

Receive annual report from Jackson County Historical Commission

Judge Simons advised the Court that Frank Condon was not present at this time. This agenda item was passed.

Receive Jackson County Juvenile Probation Fund Audit for the grant year ended August 31, 2012

The audit was received by the Court.

Clerk's note: A copy of Audit on file among exhibits of Commissioners' Court.

Receive report from Texas Commission on Jail Standards

Judge Simons advised the Court that this report was based on the jail inspection mentioned during a previous session.

Clerk's note: A copy of report on file among exhibits of Commissioners' Court.

Consider extension of Depository Contract with Prosperity Bank, and take any necessary action

It was noted that the extension would be for a total of two years beginning June 1, 2013.

A motion was made by Comm. Deyton, seconded by Comm. Belicek to extend the Depository Contract with Prosperity Bank for an additional two years. Motion carried.

Clerk's note: A copy of contract on file among exhibits of Commissioners' Court.

Presentation of annual Racial Profiling Report from Sheriff's Office, and take any necessary action

Andy Louderback, Sheriff, provided the Court with a copy of the Racial Profile Report, and noted some of the changes from 2011 to 2012. The report was received by the Court.

Clerk's note: A copy of report on file among exhibits of Commissioners' Court.

Consider acceptance of FY 2013 Local Border Security Program Grant including approval of payment of overtime, and take any necessary action

Judge Simons noted that the grant amount was \$45,000.00.

A motion was made by Judge Simons, seconded by Comm. Hunt to accept the grant and to approve the payment of overtime hours for employees working on state grant. Project overtime, for the purposes of this grant, is defined as the time an employee on a twenty-eight (28) day cycle works on this project beyond one-hundred-sixty (160) hours of regular duty in the same time period. For employees on a seven-day (7) cycle, Project overtime is defined as the time an employee works on this project beyond forty (40) hours of regular duty in the same time period. Paid leave shall be considered regular duty, though cannot work the program on the same day sick time is taken. Motion carried.

Clerk's note: A copy of the grant award on file among exhibits of Commissioners' Court.

Consider changing office hours for County Extension Office, and take any necessary action

It was noted that the Extension Office wished to change the office hours to Monday through Friday, 8:00am to 12:00pm and 1:00pm to 5:00pm, to be closed from 12:00pm to 1:00pm for a lunch hour. Comm. Bubela advised the Court that he spoke with Donnie Montemayer, District Extension Administrator, concerning the change in hours, and he was in agreement.

A motion was made by Comm. Bubela, seconded by Comm. Belicek to change the office hours for County Extension Office to Monday through Friday, 8:00am to 12:00pm and 1:00pm to 5:00pm, to be closed from 12:00pm to 1:00pm for a lunch hour. Motion carried.

Consider Contract for Election Services with the City of Ganado, and take any necessary action

Barbara Williams, County Clerk, advised the Court that the City of Ganado wished to lease election equipment from the County in order to conduct their city elections.

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve the Contract for Election Services with the City of Ganado in the amount of \$712.42. Motion carried.

Clerk's note: A copy of contract on file among exhibits of Comm. Court.

Consider appointment of Data Custodian for STEAR Program, and take any necessary action

Judge Simons noted that this system would replace the TAR system and was a voluntary program and would be at no cost to the County.

A motion was made by Comm. Deyton, seconded by Commissioner Belicek to appoint Allen Friedrich, EOC, as Data Custodian for the STEAR Program. Motion carried.

Clerk's note: A copy of appointment on file among exhibits of Commissioners' Court.

Consider projector equipment deposit amounts, and take any necessary action

It was noted that the new projector included a remote control and some other equipment that carried a high risk of getting lost or taken. The current deposit for the rental is \$100. It was noted that in order to add a deposit for the projector equipment, a change would need to be made to the original contract.

A motion was made by Comm. Deyton, seconded by Comm. Belicek to table this item at this time. Motion carried.

Consider bids received on County Road 284 renovation, and take any necessary action

A motion was made by Comm. Hunt, seconded by Comm. Deyton to accept the bid for Brannan Paving Co., LTD and allow the Judge to sign. Motion carried.

Clerk's note: A copy of contract on file among exhibits of Commissioners' Court.

Consider extension of agreement with O'Toole Oil and Gas, and take any necessary action

Judge Simons noted that this was an extension of a seismic agreement that was to terminate March 26, 2013. O'Toole Oil and Gas is requesting to extend the agreement to June 1, 2013.

A motion was made by Comm. Hunt, seconded by Comm. Bubela to extend the agreement with O'Toole Oil and Gas to June 1, 2013. Motion carried.

Clerk's note: A copy of agreement on file among exhibits of Commissioners' Court.

Consider Jackson County Road Special Use Agreement with Strike, LLC on County Road 453, and take any necessary action

A motion was made by Comm. Deyton, seconded by Comm. Belicek to approve to Jackson County Road Special Use Agreement with Strike, LLC on County Road 453. Motion carried.
Clerk's note: A copy of agreement on file among exhibits of Commissioners' Court.

Consider Application for County Road Crossing (Utilities) with Ganado Telephone Co. on County Road 226, and take any necessary action

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve the Application for County Road Crossing (Utilities) with Ganado Telephone Co. on County Road 226. Motion carried.

Clerk's note: A copy of agreement on file among exhibits of Commissioners Court.

Consider Applications for County Road Crossing (Utilities) with Bures Farms on County Roads 442 and 318, and take any necessary action

A motion was made by Comm. Belicek, seconded by Comm. Deyton to approve the Application for County Road Crossing (Utilities) with Bures Farms on County Roads 442 and 318 as well as a \$500.00 check from Bures Farms for road damage to be deposited into the Precinct #3 Road and Bridges fund. Motion carried.

Clerk's note: A copy of application on file among exhibits of Commissioners' Court.

Consider Construction Contract in County Easement (Culvert) with Enterprise GC, LLC on County Road 429, and take any necessary action

A motion was made by Comm. Deyton, seconded by Comm. Belicek to approve the Construction Contract in County Easement (Culvert) with Enterprise GC, LLC on County Road 429. Motion carried.

Clerk's note: A copy of contract on file among exhibits of Commissioners' Court.

Consider payment of County and precinct bills and court orders

Michelle Darilek, Auditor, advised the Court that there were no court orders at this time.

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve the payment of County and precinct bills. Motion carried.

Consider payroll changes, if any, and take any necessary action

A motion was made by Comm. Belicek, seconded by Comm. Bubela to approve payroll changes.

Payroll changes as follows:

*COMMISSIONERS'
COURT
PAYROLL CHANGES
March 11, 2013*

<u>NAME</u>	<u>DEPARTMENT</u>	<u>TYPE OF CHANGE</u>	<u>BI-WEEKLY FROM:</u>	<u>BI- WEEKLY TO:</u>	<u>EFFECTIVE DATE</u>
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PART TIME:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>TYPE OF CHANGE</u>	<u>HOURLY FROM:</u>	<u>HOURLY TO:</u>	<u>EFFECTIVE DATE</u>
Vasquez, Kimberly	District Attorney		\$0.00	\$10.50	03/18/2013

Receive various county reports, news and information

Judge Simons advised the Court that there would be a FEMA meeting at the County Services Building concerning the new flood zones on March 14, 2013. Comm. Deyton and Comm. Bubela discussed the progress at the airport noting the positive changes. Mary Horton, Treasurer, reminded the Court of the upcoming blood drive on March 21, 2013. Michelle Darilek, Auditor, advised that the County has received the \$20,500.00 reimbursement from the airport project, and that the County has also received a \$258.00 rebate from Office Depot. Comm. Bubela gave another update on the Mauritz Project.


ADJOURNMENT

A motion was made by Comm. Deyton, seconded by Comm. Belicek to adjourn at 9:38 am.
APPROVED this the 25th day of March, 2013.



Dennis Simons
County Judge

ATTEST:



Barbara Williams, County Clerk
And Ex-Officio Clerk of the Commissioners'
Court of Jackson County, Texas

**REGULAR TERM
REGULAR SESSION
MARCH 25, 2013**

On this the 25th day of March, 2013, A.D., at 9:00 a.m. the Commissioners' Court of Jackson County, Texas convened in a Regular Term, Regular Session, thereof, at the Courthouse of Edna, Texas, with the following members of the Court present, to-wit:

Dennis Simons	County Judge
Wayne Hunt	Comm. Pct. #1
Wayne Bubela	Comm. Pct. #2
Johnny Belicek	Comm. Pct. #3
Larry Deyton	Comm. Pct. #4
Barbara Williams	County Clerk

At which time the following proceedings were had.

Citizens Comments-Opportunity for public to address Commissioner's Court on non-agenda items. The Court may not comment nor deliberate on non-agenda items. (Presentations should be limited to (5) minutes)

There were none.

Approval of Minutes and/or additions and corrections, if any

The Minutes of March 11, 2013 were presented.

A motion was made by Comm. Belicek seconded by Comm. Bubela to approve the Minutes.

Motion carried.

Consider Budget amendments, line-item transfers and revenue certifications for FY 2013

Budget, and take any necessary action

There were none.

Receive annual report from Jackson County Historical Commission

Frank Condron submitted a copy of the annual report to the Court, noting that the Commission provided 481 volunteer hours for the 2012 year, and discussing some of the projects accomplished during the year. The report was accepted by the Court.

Clerk's note: A copy of report on file among exhibits of Commissioners' Court.

Consider revision of County Services Building Auditorium rental agreement, and take any necessary action

Discussion was had concerning the current contract, deposit amounts and clean-up fee as well as cost of added equipment.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to increase the rental deposit to \$150.00, increase the clean-up fee to \$100.00 and to add an equipment deposit of \$75.00 to be paid only by renters requesting the equipment. Said fees to begin with any new rentals booked April 1, 2013 forward. Motion carried.

Clerk's note: A copy of contract on file among exhibits of Commissioners' Court.

Consider proposal for upgrade of Reverse 911 Emergency Notification Solution, and take any necessary action

Andy Louderback, Sheriff, addressed the Court and discussed the proposed upgrade noting the difference in cost from \$7265.00 per year to \$8000.00 per year would include 50,000 minutes of use and an increase from 16 outgoing lines to 600.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to upgrade the Reverse 911 Emergency Notification Solution pending agreement from other included entities. Motion carried.

Consider approval of contract between Golden Crescent Regional Planning Commission and The Jackson County Juvenile Probation Department, and take any necessary action

Judge Simons advised the Court that the contract has been signed by both involved parties and needed to be approved by the Court.

A motion was made by Comm. Deyton, seconded by Comm. Belicek to approve the contract between Golden Crescent Regional Planning Commission and The Jackson County Juvenile Probation Department. Motion carried.

Clerk's note: A copy of contract on file among exhibits of Commissioners' Court.

Consider transferring 1995 Semi-Tractor and 1991 Chevrolet Truck from Sheriff Department and DA Office to Precinct #3, and take any necessary action

Comm. Belicek advised the Court that the Semi-Tractor and the Chevrolet Truck would be accessible to each of the Precincts as needed.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to transfer the 1995 Semi-Tractor and 1991 Chevrolet Truck from Sheriff Department and DA Office to Precinct #3. Motion carried.

Consider approval of easement to Jackson Electric Cooperative for power line on Transfer Station property, and take any necessary action

Comm. Bubela advised the Court that Jackson Electric Cooperative needed to extend a line to a water well, and requested a 20 foot easement.

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve the easement with Jackson Electric Cooperative for power line on the perimeter of the Transfer Station property. Motion carried.

Clerk's note: A copy of the easement on file among exhibits of Commissioners' Court.

Consider lowering speed limit to 35 mph on County Roads 253 & 255, and take any necessary action

Comm. Bubela advised the Court that after speaking to Constable Poulton, it was thought that the speed limit should be lowered to 30 mph instead of 35 mph.

A motion was made by Comm. Bubela, seconded by Comm. Belicek to table this item to next agenda. Motion carried.

Consider acceptance of Stonegarden Grant, and take any necessary action

Judge Simons noted that the grant was in the amount of \$12,030.00.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to accept the Stonegarden Grant in the amount of \$12,030.00. Motion carried.

Consider sale of old stove from Jail for scrap iron, and take any necessary action

It was suggested that the stove first be placed on govdeals.com for bids.

A motion was made by Comm. Belicek, seconded by Commissioner Bubela to place the stove from the Jail on govdeals.com with a minimum bid of \$200.00. If not sold, the stove will be sold for scrap metal. Motion carried.

Consider fuel bids, and take any necessary action

Discussion was had concerning the bids from Rudolph's Inc. and Sun Coast Resources Inc..

A motion was made by Comm. Belicek, seconded by Comm. Deyton to award bids as follows: Precinct #1 bid awarded to Rudolph's Inc. for all fuel types, Precinct #2 bid awarded to Rudolph's Inc. for all fuel types, Precinct #3 bid awarded to Sun Coast Resources Inc. for all fuel types, Precinct #4 bid awarded to Sun Coast Resources Inc. for all fuel types, and Transfer Station bid awarded to Rudolph's for all fuel types. Motion carried.

Clerk's note: A copy of fuel bids on file among exhibits of Commissioners' Court.

Motion amended as follows:

A motion was made by Comm. Belicek, seconded by Comm. Deyton to award bids as follows: Precinct #1 bid awarded to Sun Coast Resources Inc. for diesel, low sulfur (on road) and to Rudolph's Inc. for all other fuel types, Precinct #2 bid awarded to Rudolph's Inc. for all fuel types, Precinct #3 bid awarded to Sun Coast Resources Inc. for all fuel types, Precinct #4 bid awarded to Sun Coast Resources Inc. for all fuel types and Transfer Station bid awarded to Rudolph's for all fuel types. Motion carried.

Consider Treasurer's Report, and take any necessary action

Mary Horton, Treasurer, submitted the Treasurer's Report to the Court.

A motion was made by Comm. Deyton, seconded by Comm. Hunt to accept the Treasurer's Report. Motion carried.

Report approval as follows and entire report on file among exhibits of Commissioners' Court:

**MINUTES OF COUNTY FINANCES
TREASURER'S REPORT**

IN THE MATTER OF COUNTY
FINANCES IN THE HANDS OF
MARY HORTON, TREASURER
OF JACKSON COUNTY, TEXAS

COMMISSIONERS' COURT JACKSON
COUNTY, TEXAS IN REGULAR
SESSION MARCH TERM 2013

IN ACCORDANCE with Section 114.026, Local Government Code, we, the undersigned, constituting the entire Commissioners' Court of said County, certify that on the 25th day of March 2013, at the Regular term of Court, we compared and examined the monthly report of Mary Horton, Treasurer of Jackson County, Texas, for February 2013, and finding the same correct, entered an order in the Minutes approving said report, which states total cash and other assets on hand \$11,990,814.73.

Dennis Simons, County Judge

Wayne Hunt, Commissioner Pct. 1
Johnny E. Belicek, Commissioner Pct. 3

Wayne Bubela, Commissioner Pct. 2
Larry Deyton, Commissioner Pct. 4

SWORN TO AND SUBSCRIBED BEFORE ME, by Dennis Simons, County Judge, and County Commissioners of said Jackson County, each respectively, on this the 25th day of March A.D., 2013.

Allied: Barbara Williams, County Clerk

FILED FOR RECORD THIS the 25th day of March A.D., 2013, and recorded on the 25th day of March A.D., 2013.

Barbara Williams, County Clerk and
Ex-Officio Clerk of the Commissioners'
Court in and for Jackson County, Texas.

By
Deputy

Consider payment of County and precinct bills and court orders

Michelle Darilek, Auditor, advised the Court that there were three court orders at this time 1) to JCCWDD in the amount of \$69,825.47 for February taxes 2) to JCCWDD in the amount of \$8.47 for tax resale excess proceeds and 3) to EISD in the amount of \$115,161.50 for the safe room to be paid once funds received.

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve the payment of County and precinct bills and three court orders. Motion carried.

Consider payroll changes, if any, and take any necessary action

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve payroll changes.

Payroll changes as follows:

**COMMISSIONERS'
COURT
PAYROLL
CHANGES**

March 25, 2013

<u>NAME</u>	<u>DEPARTMENT</u>	<u>TYPE OF CHANGE</u>	<u>BI- WEEKLY FROM:</u>	<u>BI- WEEKLY TO:</u>	<u>EFFECTIVE DATE</u>
Manzanalez, Gloria	District Attorney	Retirement	\$1,111.03	\$0.00	03/31/2013
Vasquez, Kimberly	District Attorney	Full time	\$0.00	\$1,111.03	04/01/2013
Alaniz, Norma	Juvenile Probation	Length of service increase	\$880.00	\$920.00	03/30/2013
Girndt, Joe L.	Jail	Full time	\$0.00	\$1,153.56	04/13/2013

PART TIME:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>TYPE OF CHANGE</u>	<u>HOURLY FROM:</u>	<u>HOURLY TO:</u>	<u>EFFECTIVE DATE</u>
Craneck, Karl	Sheriff			\$15.50	03/20/2013
Zarate, Gabrielle	Jail		\$0.00	\$14.00	03/22/2013

Receive various county reports, news and information

Sharon Mathis, District Clerk, reminded the Court of County Government Month in April and advised that the County Officials' picture would be in the paper next week. Mary Horton, Treasurer, noted that there would be Retirement System group presentations on April 30 and May 1, as well as individual counseling on May 1 and May 2. Comm. Bubela presented the Court with another update on the Camp Mauritz Project, noting a change in engineering companies from Urban Engineers to G&W due to project complications. Judge Simons submitted certificates for Comm. Bubela, Comm. Belicek, Comm. Hunt for completing continuing education hours and Mary Horton for hours as County Investment Officer. Judge Simons also acknowledged the County Trivia team for placing second at the Eleanor Brackenridge Literary Club Trivia Night. Comm. Deyton advised the Court of a safety meeting taking place April 8, 2013 in the EOC, a Defensive Driving Class given by TAC in May, and a TEEKS class offered by TXDOT. Mary Horton, Treasurer, noted that Comm. Deyton and Mary Gaubatz would be attending the Healthy County Conference in April, and advised that registration was now open for the new Sonic Boom Program.

ADJOURNMENT

A motion was made by Comm. Deyton, seconded by Comm. Belicek to adjourn at 10:15 am.
APPROVED this the 8th day of April, 2013.



Dennis Simons
County Judge

ATTEST:



Barbara Williams, County Clerk
And Ex-Officio Clerk of the Commissioners'
Court of Jackson County, Texas