

**REGULAR TERM
REGULAR SESSION
DECEMBER 10, 2012**

On this the 10th day of December, 2012, 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 November 26, 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 2012 and 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:

12-07-2012 11:17 AM PAGE: 1		BUDGET ADJUSTMENT REGISTER						PAGE: 1
BUDGET CODE: CR-CURRENT Budget								
FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE	
Budget Adj. # 000862								
10 403-4640	12/10/2012	COUNTY CLERK	30.00-	20,000.00	0.00	19,970.00	7,154.18	
		ELECTION EXPENSES						
10 403-8500	12/10/2012	COUNTY CLERK	30.00	2,600.00	0.00	2,630.00	301.02	
		CAPITAL OUTLAY						
Budget Adj. # 000863								
10 409-4950	12/10/2012	NONDEPARTMENTAL	2,321.00-	75,000.00	0.00	72,679.00	56,347.01	
		UNCLASSIFIED						
10 510-5500	12/10/2012	PUBLIC FACILITIES	2,321.00	10,880.00	0.00	13,171.00	10,380.05	
		CAPITAL OUTLAY						
Budget Adj. # 000864								
10 600-4750	12/10/2012	PERMITTING & INSPEC	171.00-	300.00	0.00	129.00	129.00	
		REPAIR & MAINTENANCE						
10 600-5500	12/10/2012	PERMITTING & INSPEC	171.00	2,450.00	0.00	2,621.00	0.19	
		CAPITAL OUTLAY						
Budget Adj. # 000865								
18 403-4310	12/10/2012	ELECTION ADMINISTRA	60.00-	199.00	0.00	139.00	139.00	
		OFFICE SUPPLIES & EXPENSES						
18 403-4800	12/10/2012	ELECTION ADMINISTRA	60.00	0.00	0.00	60.00	0.60	
		TRAVEL/TRAINING						
Budget Adj. # 000866								
45 333-3231	12/10/2012	LATERAL ROAD	59.82-	5,301.00-	0.00	5,241.18-	0.00	
		LATERAL ROAD PROGRAM						
45 333-3232	12/10/2012	LATERAL ROAD	59.81-	5,301.00-	0.00	5,241.19-	0.00	
		LATERAL ROAD PROGRAM						
45 333-3233	12/10/2012	LATERAL ROAD	59.82-	5,301.00-	0.00	5,241.18-	0.00	
		LATERAL ROAD PROGRAM						
45 333-3234	12/10/2012	LATERAL ROAD	59.82-	5,301.00-	0.00	5,241.18-	0.00	
		LATERAL ROAD PROGRAM						
45 611-4300	12/10/2012	LATERAL ROAD	59.82	5,301.00	0.00	5,360.82	5,360.82	
		ROAD MATERIALS						
12-07-2012 11:17 AM PAGE: 2		BUDGET ADJUSTMENT REGISTER						PAGE: 2
BUDGET CODE: CR-CURRENT Budget								
FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE	
Budget Adj. # 000866								
45 614-4300	12/10/2012	LATERAL ROAD	59.81	5,301.00	0.00	5,360.81	5,360.81	
		ROAD MATERIALS						
45 614-4300	12/10/2012	LATERAL ROAD	59.82	5,301.00	0.00	5,360.82	5,360.82	
		ROAD MATERIALS						
45 614-4300	12/10/2012	LATERAL ROAD	59.82	5,301.00	0.00	5,360.82	5,360.82	
		ROAD MATERIALS						
Budget Adj. # 000867								
10 330-9101	12/10/2012	HAVA	2,319.00	0.00	0.00	2,319.00	0.00	
		HAVA						
10 402-4850	12/10/2012	HAVA	2,319.00	0.00	0.00	2,319.00	0.00	
		ELECTION EXPENSES						
Budget Adj. # 000868								
10 333-3240	12/10/2012	MARSHALL JOHNSON	31,762.46	0.00	0.00	31,762.46	100,000.00	
		MARSHALL FOUNDATION GRANT						
10 800-5500	12/10/2012	SHERIFF	31,762.46	65,200.00	0.00	674,962.46	661,700.92	
		CAPITAL OUTLAY						
Budget Adj. # 000869								
10 333-3235	12/10/2012	LIBRARY	428.00	0.00	0.00	428.00	0.00	
		LIBRARY GRANTS						
10 800-5500	12/10/2012	LIBRARY	428.00	5,213.00	0.00	5,641.00	457.14	
		CAPITAL OUTLAY						
Budget Adj. # 000870								
41 610-0110	12/10/2012	RAV #1	5,197.50	100.00	0.00	5,297.50	2,400.00	
		UNCLASSIFIED REVENUE						
41 611-4355	12/10/2012	RAV #1	5,197.50	15,000.00	0.00	20,197.50	4,570.50	
		COURTNEY, TRAINING & TELE						
Budget Adj. # 000871								
80 024-1300	12/10/2012	ALBANY	5,010.13	0.00	0.00	5,010.13	3,377.50	
		TRUCK AVIATION						

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE	
00 370-3710	12/10/2012	AIRPORT	0,760.11	0.00	0.00	0,760.11	0.00	
00 MISC REVENUE								
00 620-4375	12/10/2012	AIRPORT	360.73	1,000.00	0.00	1,360.73	749.97	
00 PARTS, SUPPLIES, REPAIRS								
00 800-0600	12/10/2012	AIRPORT	17,409.51	108,665.00	0.00	126,074.51	3,725.01	
00 CAPITAL OUTLAY								
00 PACKET NOTES								
002 - GEN. COUNTY CLK - COVER ADDL UPGRADED COST OF 2 COMPUTERS								
003 - GEN. PUBLIC FACILITIES - RUD PROJECTOR IN AUDITORIUM APPROVED FY12 NOT INSTALLED UNTIL FY13 - APPROV CC: 10/8/12								
004 - GEN. PERMITTING - RUD INCREASED COST OF OFFICE HOUS								
005 - ELECTION ADMIN - RUD DELIVERY OF ELECTION SUPPLIES								
006 - LATERAL ROAD - REDUCE TO AMOUNT RECEIVED CERTIFY & BUDGET								
007 - GEN. HAVA - CERTIFY & BUDGET HAVA FOR ELECTION ACCESSIBILITY								
008 - GEN. UMERLIF - CERTIFY & BUDGET MAUGHALL JOHNSON GRANT FOR ADD EQUIP ON COMMUNICATION TOWER								
009 - GEN. LIBRARY - CERTIFY & BUDGET TOWER FOUND FUNDS REC FY12 FOR FY13 FOR COMPUTER								
070 - RAB #1 - CERTIFY & BUDGET JCCMDD 50% ON 3 CULVERTS CR 100423								
071 - AIRPORT - CERTIFY & BUDGET TRDST FY12 RAMP BUS & FRO 304 REIN								
TOTAL NO. ADJUSTMENTS REVENUE:							10	47,633.73
TOTAL NO. ADJUSTMENTS EXPENSE:							18	48,114.25
TOTAL IN PACKET---								95,749.98

*** NO WARNINGS ***
 *** NO ERRORS ***

Consider annual report for fiscal year from Community Supervision and Corrections Department

A copy of the report was submitted and received by the Court.
 Clerk's note: A copy of report on file among exhibits of Commissioners' Court.

Consider appointing Director Positions for Emergency Service District #1, and take any necessary action

Judge Simons noted that the current directors requested reappointment, and there were no other applicants for the positions.

A motion was made by Comm. Deyton, seconded by Comm. Belicek to reappoint Fred T. Jalufka and Colleen S. Rozsypal as Directors for Emergency Service District #1. Motion carried.

Consider appointing Director Positions for Emergency Service District #2, and take any necessary action

Judge Simons noted that the current directors requested reappointment, and there were no other applicants for the positions.

A motion was made by Comm. Deyton, seconded by Comm. Belicek to reappoint Jamie Stuhrenberg and Gary Brady as Directors for Emergency Service District #2. Motion carried.

Ratify Banking Resolution with Prosperity Bank, and take any necessary action

Mary Horton, Treasurer, advised the Court that a new account was opened with Prosperity Bank. The new account would earn more interest.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to ratify the Banking Resolution with Prosperity Bank. Resolution as follows:

<p>Prosperity Bank 100 W Main Roma, TX 77857-2789</p> <p>Requested By: _____ Date: _____ Prepared By: _____ Date: _____</p> <p>OWNERSHIP OF ACCOUNT - (Complete based on type of account) (Check one) INDIVIDUAL <input type="checkbox"/> (Payable to owner) <input type="checkbox"/> JOINT TENANTS <input type="checkbox"/> (Payable to either owner) <input type="checkbox"/> JOINT TENANTS WITH RIGHT OF SURVIVORSHIP <input type="checkbox"/> (Payable to either owner) <input type="checkbox"/> JOINT TENANTS WITH RIGHT OF SURVIVORSHIP AND PO.D. <input type="checkbox"/> (Payable to either owner) <input type="checkbox"/> TRUST ACCOUNT <input type="checkbox"/> (Name of Trust) _____ <input type="checkbox"/> TRUST ACCOUNT SUBJECT TO SEPARATE AGREEMENT <input type="checkbox"/> (Name of Trust) _____ <input type="checkbox"/> OTHER _____</p> <p>NAME OF BENEFICIARIES _____ _____</p> <p>OWNERSHIP OF ACCOUNT - BUSINESS PURPOSE <input type="checkbox"/> SOLE PROPRIETORSHIP <input type="checkbox"/> LIMITED LIABILITY COMPANY <input type="checkbox"/> CORPORATION <input type="checkbox"/> FOR PROFIT <input type="checkbox"/> NOT FOR PROFIT <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> ASSOCIATION / ORGANIZATION BUSINESS SOURCE: _____ BUSINESS SOURCE: JACKSON, TEXAS AUTHORIZATION DATE: 11/20/2012</p> <p>TYPE OF ACCOUNT <input type="checkbox"/> CHECKING <input type="checkbox"/> SAVINGS <input type="checkbox"/> MONEY MARKET <input type="checkbox"/> CERTIFICATE OF DEPOSIT <input type="checkbox"/> NOW</p> <p>ACCOUNT NAME Emerald Mutual Purpose <input type="checkbox"/> This is a Temporary Account Agreement.</p> <p>BACKUP WITHHOLDING CERTIFICATIONS TIN: 74-9902013 <input type="checkbox"/> TAXPAYER'S ID NUMBER - The Taxpayer Identification Number shown above may only be used for identification purposes. <input type="checkbox"/> BACKUP WITHHOLDING - I am not subject to backup withholding and I have no backup withholding on this account. <input type="checkbox"/> EXEMPT ACCOUNTS - I am an exempt recipient under the Federal Reserve System. SIGNATURE: _____ COUNTY OF JACKSON DATE: _____</p>	<p>ACCOUNT NUMBER 10051001000000000000 ACCOUNT OWNERS NAME & ADDRESS COUNTY OF JACKSON DEPOSITORY MONEY MARKET</p> <p>115 W MAIN ROMA, TX 77857</p> <p>DATE OPENED 11/20/2012 BY GJ21 INITIAL DEPOSIT \$ 0.00 <input type="checkbox"/> CASH <input type="checkbox"/> CHECK <input checked="" type="checkbox"/> TRANSFER HOME TELEPHONE # 361.282.2611 DRIVER'S LICENSE # _____ BANK IDENTIFICATION Number (BIN) _____ BUSINESS PHONE # (281) 383-4102 Name and address of someone who will always know your location: _____</p> <p>Number of signatures required for withdrawal <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 Accounts & Signatures Allowed? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>INTEREST The undersigned hereby certifies that the information provided on this form is true and accurate to the best of my knowledge and belief, and that I understand the terms and conditions of the account and agree to be bound by the terms and conditions of the account agreement. <input type="checkbox"/> Terms & Conditions <input type="checkbox"/> Trust in Savings <input type="checkbox"/> Funds Availability <input type="checkbox"/> Electronic Fund Transfer <input type="checkbox"/> Privacy <input type="checkbox"/> Substitute Checks <input type="checkbox"/> Common Features <input type="checkbox"/> _____</p> <p>(1) <i>Mary Horton</i> MARY HORTON, AUTHORIZED SIGNER ID # 00000000000000000000000000000000 Date 11/20/2012</p> <p>(2) <i>C Michelle Clarke</i> C MICHILLE CLARKE, AUTHORIZED SIGNER ID # 00000000000000000000000000000000 Date 11/20/2012</p> <p>(3) <i>Mary Horton</i> MARY HORTON, AUTHORIZED SIGNER ID # 00000000000000000000000000000000 Date 11/20/2012</p> <p>(4) _____ ID # _____ Date _____</p> <p>(5) _____ ID # _____ Date _____</p> <p>(6) _____ ID # _____ Date _____</p>
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COPY

Prosperity Bank® requests the use of the identifying information from your driver's license or personal identification card in order to meet our federal record keeping requirements. In addition, we would like to use that information to assist the bank, and you, in preventing identity theft and to assure that only you are using your card. We will not use the information for telemarketing purposes. If our use of your card for these purposes is acceptable, please indicate your consent by signing below:

Mary Horton
Name: MARY J HORTON

SSN: 460-88-5092
DL#: 99302234
DOB: 07/04/1942
Date Opened: 08/08/1994

Address: 703 N WELLS
EDNA, TX 77857

C Michelle Danilak
Name: C MICHELLE DANILAK

SSN: 452-19-3327
DL#: 10028868
DOB: 04/20/1968
Date Opened: 04/03/2003

Address: 2246 COUNTY RD 114
DANARD, TX 77822-8570

Mary A Gaurant
Name: MARY A GAURANT

SSN: 444-88-3905
DL#: 18885117
DOB: 12/04/1979
Date Opened: 11/20/2012

Address: 808 S CR 140
FRANCISVILLE, TX 77861

Name: _____
Address: _____

SSN: _____
DL#: _____
DOB: _____
Date Opened: _____

Name: _____
Address: _____

SSN: _____
DL#: _____
DOB: _____
Date Opened: _____

Name: _____
Address: _____

SSN: _____
DL#: _____
DOB: _____
Date Opened: _____

RESOLUTION OF LODGE, ASSOCIATION OR OTHER SIMILAR ORGANIZATION
By COUNTY OF JACKSON

Prosperity Bank
100 FM Mackintosh St
Corpus, TX 77431-2933

116 W MAIN
EDNA, TX 77837

Referred to in this document as "Financial Institution" Referred to in this document as "Association"

I, MARY J HORTON, certify that I am Secretary (check if an Associate) of the above named association organized under the laws of the State of Texas, Federal Registration ID Number 12-6802228, and that the resolution on this document is a correct copy of the resolution adopted at a meeting of the Association duly and properly called and held on 11/20/2012. (date)
These resolutions appear in the minutes of the meeting and have not been rescinded or amended.
AGENTS Any Agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. MARY J HORTON, COUNTY TREASURER, SECRETARY	<i>Mary Horton</i>	X
B. C MICHELLE DANILAK, COUNTY AUDITOR	<i>C Michelle Danilak</i>	X
C. MARY A GAURANT, AUTHORIZED SIGNER	<i>Mary A Gaurant</i>	X
D. _____	X	X
E. _____	X	X
F. _____	X	X

POWERS GRANTED (Check one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

- Indicate number of signatures required
- D. E. number's
- (1) Execute all of the powers listed in this resolution. _____
 - (2) Open any deposit or share account(s) in the name of the Association. _____
 - (3) Receive checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with the Financial Institution. _____
 - (4) Borrow money on behalf and in the name of the Association, sign, execute and deliver promissory notes or other evidence of indebtedness. _____
 - (5) Borrow, purchase or sell, privately negotiated or otherwise acquired or acquired by the Association as security for loans borrowed, and to deposit the same, principal, interest, dividends or other income and net proceeds of such payments. _____
 - (6) Enter into a written lease for the purpose of renting, maintaining, accessing and inventoring a Safe Deposit Box in the Financial Institution. _____
 - (7) Other _____

LIMITATIONS ON POWERS The following are the Association's express limitations on the powers granted under this resolution.

EFFECT ON PREVIOUS RESOLUTIONS This resolution supersedes resolution dated _____, if not completed, all resolutions remain in effect.
CERTIFICATION OF AUTHORITY This resolution supersedes resolution dated _____, if not completed, all resolutions remain in effect.
I hereby certify that the powers granted above to the persons named who have full power and authority to execute the same (apply and return to the Association) _____

If checked, the Association is a non-profit lodge, association or similar organization. _____
Mary Horton
C Michelle Danilak
Mary A Gaurant

RESOLUTION OF LODGE, ASSOCIATION OR OTHER SIMILAR ORGANIZATION
By COUNTY OF JACKSON

Prosperity Bank
100 FM Mackintosh St
Corpus, TX 77431-2933

116 W MAIN
EDNA, TX 77837

Referred to in this document as "Financial Institution" Referred to in this document as "Association"

I, MARY J HORTON, certify that I am Secretary (check if an Associate) of the above named association organized under the laws of the State of Texas, Federal Registration ID Number 12-6802228, and that the resolution on this document is a correct copy of the resolution adopted at a meeting of the Association duly and properly called and held on 11/20/2012. (date)
These resolutions appear in the minutes of the meeting and have not been rescinded or amended.
AGENTS Any Agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. MARY J HORTON, COUNTY TREASURER, SECRETARY	<i>Mary Horton</i>	X
B. C MICHELLE DANILAK, COUNTY AUDITOR	<i>C Michelle Danilak</i>	X
C. MARY A GAURANT, AUTHORIZED SIGNER	<i>Mary A Gaurant</i>	X
D. _____	X	X
E. _____	X	X
F. _____	X	X

POWERS GRANTED (Check one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

- Indicate number of signatures required
- D. E. number's
- (1) Execute all of the powers listed in this resolution. _____
 - (2) Open any deposit or share account(s) in the name of the Association. _____
 - (3) Receive checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with the Financial Institution. _____
 - (4) Borrow money on behalf and in the name of the Association, sign, execute and deliver promissory notes or other evidence of indebtedness. _____
 - (5) Borrow, purchase or sell, privately negotiated or otherwise acquired or acquired by the Association as security for loans borrowed, and to deposit the same, principal, interest, dividends or other income and net proceeds of such payments. _____
 - (6) Enter into a written lease for the purpose of renting, maintaining, accessing and inventoring a Safe Deposit Box in the Financial Institution. _____
 - (7) Other _____

LIMITATIONS ON POWERS The following are the Association's express limitations on the powers granted under this resolution.

EFFECT ON PREVIOUS RESOLUTIONS This resolution supersedes resolution dated _____, if not completed, all resolutions remain in effect.
CERTIFICATION OF AUTHORITY This resolution supersedes resolution dated _____, if not completed, all resolutions remain in effect.
I hereby certify that the powers granted above to the persons named who have full power and authority to execute the same (apply and return to the Association) _____

If checked, the Association is a non-profit lodge, association or similar organization. _____
X _____
X _____
X _____

Consider Easement with South Texas Electric Cooperative, Inc., and take any necessary action

Donna Rivers, Contract Land Staff, spoke to the Court on behalf of South Texas Electric Cooperative, Inc. It was noted that the Easement was for the amount of \$2016.00.

A motion was made by Comm. Hunt, seconded by Comm. Bubela to accept the Easement with South Texas Electric Cooperative, Inc. in the amount of \$2016.00, to be divided evenly among the precincts. Motion carried.

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

Consider accepting donation from R. G. Terry, and take any necessary action

It was noted that R.G. Terry wished to donate \$125.00 to the County to assist with a culvert on County Road 108.

A motion was made by Comm. Hunt, seconded by Comm. Deyton to accept the donation of \$125.00 from R. G. Terry for the culvert on County Road 108 for Precinct #1. Motion carried.

Receive Contractor's Guarantee from Lester Contracting, Inc., and take any necessary action

Comm. Belicek advised the Court that the boat ramp was complete. It was also noted that there was a one year warranty. The Contractor's Guarantee from Lester Contracting, Inc. was accepted by the Court.

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

Consider payment of backup software for Financial Records from County Records

Management, and take any necessary action

Michelle Darilek, Auditor, explained the Court that this was ordered last year, but was not received until this year. The County Records Management fund is in good standing, and this is an allowed purchase from this fund. The cost of the software and installation is 974.73 with an approximate cost of \$300.00 for troubleshooting.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to allow payment of no more than \$1300.00 for backup software for Financial Records from County Records Management funds. Motion carried.

Receive order appointing County Auditor for term of two (2) years, beginning January 1, 2013 and ending December 31, 2014 and until her successor shall have been appointed and qualified

Judge Simons noted that the order appointing Michelle Darilek as County Auditor for a term of two (2) years, beginning January 1, 2013 and ending December 31, 2014 and until her successor shall have been appointed and qualified was signed by all three district judges. The order was received by the Court.

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

Consider purchase of 1997 PS-150B Roller from Federal Surplus Property Program by

Precinct #4, and take any necessary action

Comm. Deyton noted that the current Roller is 40 years old. The cost of the 1997 PS-150B Roller is \$23000.00.

A motion was made by Comm. Deyton, seconded by Comm. Bubela to purchase the 1997 PS-150B Roller from Federal Surplus Property Program in the amount of \$23,000.00 for Precinct #4. Motion carried.

Consider Jackson County Road Crossing (Utilities) with Lewis J. Chanek on CR 237, and take any necessary action

A motion was made by Comm. Bubela, seconded by Comm. Hunt to approve the Jackson County Road Crossing (Utilities) with Lewis J. Chanek on CR 237. Motion carried.

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

Set place, date and time for hearing to consider petition for creation of Jackson County

Emergency Services District No. 3, and take any necessary action

Judge Simons advised the Court that Donna Atzenhoffer, Voter Registrar/Tax Assessor/Collector has verified the 100 signatures of registered voters/taxpayers in Jackson County.

A motion was made by Judge Simons, seconded by Comm. Belicek to set the hearing to consider petition for creation of Jackson County Emergency Services District No. 3 for January 14, 2013 at 9:00am in the Commissioners' Courtroom. Motion carried.

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

Consider county reimbursement to participants in the Weight Watchers Program, based on

TAC Healthy County guidelines, and take any necessary action

It was noted that in the past TAC has reimbursed participants 80%, and the County reimbursed the remaining 20%. Michelle Darilek, Auditor, advised the Court that there is money available in the Healthy County Rewards fund.

A motion was made by Comm. Bubela, seconded by Comm. Deyton to reimburse participants in the Weight Watchers Program, based on TAC Healthy County guidelines up to 50%, pending reimbursement by TAC. Motion carried.

Consider payment of County and precinct bills and court orders

Michelle Darilek, Auditor, advised the Court there were three court orders to 1)Western Towers in the amount of \$229,876.00 to provide and install 480'x42' Guyed Tower from the Homeland Security Grant 2)EISD in the amount of \$257,219.25 for the Safe Room to be paid when funds received 3)Helping Hands Foster Parent Association to provide each of the 18 Jackson County Foster Children a \$150 gift card for a total amount of \$2700.00.

A motion was made by Comm. Belicek, seconded by Comm. Bubela 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

There were none.

Receive various county reports, news and information

Comm. Hunt advised the Court that DCP had submitted notification of an increased amount of trucks to be expected traveling to their plant. Michelle Darilek, Auditor, reminded the Court that due to the change in Court date, bills will be due to the Auditor's Office earlier.

ADJOURNMENT

A motion was made by Comm. Dayton, seconded by Comm. Belicek to adjourn at 9:29 am. **APPROVED** this the 20th day of December, 2012.



Dennis Simons
County Judge

ATTEST:



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

**SPECIAL TERM
SPECIAL SESSION
DECEMBER 17, 2012**

On this the 17th day of December, 2012, A.D., at 11:30 a.m. at the County Services Building, Edna, Jackson County, Texas convened in a Special Term, Special Session, 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

At which time the following proceedings were had.

Texas Agrilife Extension 2012 Interpretation Workshop at County Services Building

Michael Hiller and Jody Price, Extension Agents addressed the Court and submitted a written copy of the report. **No action taken.**

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

ADJOURNMENT

A motion was made by Comm. Belicek, seconded by Comm. Bubela to adjourn at 12:40pm.
Meeting **ADJOURNED.**

APPROVED this the 20th day of December, 2012.



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
DECEMBER 20, 2012**

On this the 20th day of December, 2012, 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 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 December 10, 2012 and December 17, 2012 were presented.

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

Motion carried.

Consider Budget amendments, line-item transfers and revenue certifications for FY 2012 and FY 2013 Budget, and take any necessary action

There were none.

Consider service agreement with the Department of Information Resources, Communications Technology Services Division for Long Distance Telephone Services, and take any necessary action

Michelle Darilek, Auditor, addressed the Court stating this would transfer all of the county's long distance services to the DIR contract.

A motion was made by Comm. Deyton, seconded by Comm. Bubela to enter into the agreement with the Department of Information Resources, Communications Technology Services Division for Long Distance Services. Motion carried.

Consider proposals received on the TXDOT Runway/Taxiway Rehabilitation Project, and take any necessary action

Judge Simons advised the Court that the information for this agenda item was not ready. This agenda item was passed.

Consider Jackson County Road Special Use Agreement with Acoch Anaqua Operating Co. on County Road 215, and take any necessary action

A motion was made by Comm. Bubela, seconded by Comm. Belicek to approve the Jackson County Road Special Use Agreement with Acoch Anaqua Operating Co. on County Road 215. Motion carried.

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

Consider Construction Contract in County Easement with Acoch Anaqua Operating Co. for Precinct #2, and take any necessary action

A motion was made by Comm. Bubela, seconded by Comm. Belicek to approve the Construction Contract in County Easement with Acoch Anaqua Operating Co. for Precinct #2. Motion carried.

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

Consider Resolution appointing representatives to serve on the Executive Committee and Technical Committee of the Texas Colorado River Floodplain Coalition, and take any necessary action

Lori McLennan, Inspections/Permitting, and Mickey Reynolds with the Texas Colorado River Floodplain Coalition, addressed the Court and advised that the representative on the Executive Committee needed to be an elected official.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to appoint Comm. Deyton as representative to the Executive Committee and Lori McLennan as representative to the Technical Committee. Motion carried. Resolution as follows:

RESOLUTION NO. _____

Between the Texas Colorado River Floodplain Coalition and
Jackson County, Texas

TO APPOINT members of the Executive and Technical Committees of the Texas
Colorado Floodplain Coalition

1. The Executive Committee is composed of elected officials from each county/community. This committee serves as the oversight committee and provides overall guidance to the Technical Committee.
2. The Technical Committees are composed of county/community staff that typically administer floodplain management activities at the local level. The Technical Committees are organized into four geographic regions in order to encourage participation by providing shorter travel distances, smaller interactive groups, and common floodplain issues. These committees serve as the technical guidance for the Texas Colorado River Floodplain Coalition.

STATE OF TEXAS: County of Jackson

WHEREAS, Jackson County, Texas has agreed to participate in the Texas Colorado River Floodplain Coalition; and

WHEREAS, the Interlocal Agreement to maintain and operate the Texas Colorado River Floodplain Coalition provides for each participating community to appoint representatives to the Executive and Technical Committees of the Coalition;

Jackson County Commissioners Court

NOW, THEREFORE, BE IT RESOLVED that the _____ hereby:

Appoints the following representatives to serve on two committees, one executive and one technical, to carry out the duties and responsibilities of these committee members as provided for in the Interlocal Agreement of the Texas Colorado River Floodplain Coalition; and

Executive Committee
Elected Officials

Technical Committee
Floodplain Manager/ Emergency Manager

LETTY DEYTON
(Primary Member)

LOUI McLENNAN
(Primary Member)

(Alternate Member)

(Alternate Member)

(Ex Officio Member)

Consider ratification of Amendment Number Twelve to Texas Juvenile Justice Department State Financial Assistance Contract, and take any necessary action

Judge Simons and Michelle Darilek, Auditor, advised the Court of the changes made to the contract.

A motion was made by Comm. Deyton, seconded by Comm. Belicek to ratify the Amendment Number Twelve to Texas Juvenile Justice Department State Financial Assistance Contract. Motion carried.

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

Consider copier lease for County Clerk's office, and take any necessary action

Barbara Williams, County Clerk, addressed the Court and noted that the current lease with Ricoh will expire soon. Price quotes from Ricoh and Xerox were submitted to the Court.

A motion was made by Comm. Bubela, seconded by Comm. Belicek, to approve the copier lease with Xerox for the County Clerk's Office and to authorize the Judge to sign. Motion carried.

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

Consider Treasurer's Report, and take any necessary action

Mary Horton, Treasurer, submitted a report to the Court and noted that a new money market account was opened last month that offered a better interest rate.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to approve the Treasurer's Report. Motion carried.

Report approval as follows and full 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 DECEMBER TERM 2012

IN ACCORDANCE with Section 114.026, Local Government Code, we, the undersigned, constituting the entire Commissioners' Court of said County, certify that on the 20th day of December 2012, at the Regular Term of Court, we compared and examined the monthly report of Mary Horton, Treasurer of Jackson County, Texas, for November 2012, and finding the same correct, entered an order in the Minutes approving said report, which states total cash and other assets on hand as: \$8,751,846.51.

Dennis Simons
Dennis Simons, County Judge

Wayne Hart, Commissioner Pct. 1

Wayne Bubela, Commissioner Pct. 2

Jeffery C. Bubak, Commissioner Pct. 3

Larry Deyton, Commissioner Pct. 4

SWORN TO AND SUBSCRIBED BEFORE ME, by Denna Simons, County Judge, and County Commissioners of said Jackson County, each respectively, on this the 20th day of December A.D., 2012.

Michelle Darilek
Attest: Barbara Williams, County Clerk

FILED FOR RECORD THIS the 20th day of December A.D., 2012, and recorded on the 20th day of December A.D., 2012.

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 there were no court orders at this time.

A motion was made by Comm. Bubela, seconded by Comm. Deyton 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. Bubela, seconded by Comm. Belicek to approve the payroll changes. Motion carried.
Payroll changes as follows:

**COMMISSIONERS' COURT
PAYROLL CHANGES**

December 20, 2012

<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>
Minch, Steven	Juvenile Probation	Retirement	\$398.23	\$0.00	12/31/2012
Minch, Steven	Juvenile Probation	Retirement	\$929.15	\$0.00	12/31/2012
Caesar, Willie	Juvenile Probation	Full time	\$0.00	\$380.64	01/01/2013
Caesar, Willie	Juvenile Probation	Full time	\$0.00	\$888.16	01/01/2013

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>
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Receive various county reports, news and information

Judge Simons advised the Court that Chief Juvenile Probation Officer Steve Minch was retiring from his position as of December 31, 2012. The Juvenile Board hired Willie Caesar to take the vacant position. The Victoria Juvenile Probation Department will assist with the training of the new officer. Barbara Williams, County Clerk, submitted verification of required continuing education hours. Judge Simons advised the Court that Lori McLennan, Inspections/Permitting, was recently certified as a Floodplain Manager.

Consider Approval of Border Star Application with Sheriff's Office, and take any necessary action (Add-On Agenda)


Michelle Darilek, Auditor, advised the Court that the scheduled hours were not yet finalized. Andy Louderback, Sheriff, noted that the state has not yet finalized an exact dollar amount. However, the application would be the same as the previous year.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to approve the Border Star Application with the Sheriff's Office and to allow the Judge to sign. Motion carried.

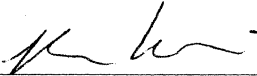
Clerk's note: Comm. Hunt arrived in Court at 9:25am.

ADJOURNMENT

A motion was made by Comm. Deyton, seconded by Comm. Hunt to adjourn at 9:26 am. APPROVED this the 14th day of January, 2013.


Dennis Simons
County Judge

ATTEST:


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