

**Commissioners Court – February 9, 2009**  
**NOTICE OF A MEETING OF THE**  
**COMMISSIONERS' COURT OF WHARTON COUNTY, TEXAS**

This Notice is posted pursuant to the Texas Open Meetings Act (VERNON'S TEXAS CODES ANN. GOV. CODE CH. 551). The Wharton County Commissioners' Court will hold a meeting at 9:30 A.M. on the 9th day of February 2009, in the Wharton County Commissioners Courtroom, Wharton County Courthouse Annex Building, 309 E. Milam Wharton, Texas. An Open Meeting will be held concerning the following subjects:

**CALL TO ORDER**  
**INVOCATION**

**PLEDGE OF ALLEGIANCE** - Pledge of Allegiance to the American Flag and Pledge of Allegiance to the Texas Flag

**PUBLIC COMMENTS**

At this time comments will be taken from the audience on Non-Agenda related topics. To address the Court, please submit a Public Participation/Witness Form to the County Clerk. Please Complete the Public Participation/Witness Form in its Entirety.

**NO ACTION MAY BE TAKEN BY THE COURT DURING PUBLIC COMMENTS**

**PRESENTATIONS & PROCLAMATIONS**

**SAID COURT WILL AT SAID HOUR AND ON SAID DATE DISCUSS, CONSIDER AND ACT UPON THE FOLLOWING:**

1. Accept donated live oak tree from Billy Price to be planted on courthouse grounds. (County Judge)
2. Approve short form plat for Robbie Vajdos. (Commissioner Miller)
3. Appointment of two Assistant County Attorney positions. (County Attorney)
4. 10:00 A.M. PUBLIC HEARING – for creation of a Reinvestment Zone related to the granting of tax abatement for expansion of Prasek's Hillje Smokehouse.
5. Resolution 09-11 creating Reinvestment Zone 09-01. (Commissioner Miller)
6. Resolution 09-12 authorizing County Judge to sign Tax Abatement Agreement with Prasek's Hillje Smokehouse. (Commissioner Miller)
7. Cell Phone Policy and text messaging. (County Treasurer)
8. Order creating Emergency Service District #2. (Election Administrator)
9. Authorize County Judge to sign Crossing Project Work Authorization Agreements between the State of Texas, the Kansas City Southern Railway Company and Wharton County. (County Judge)
10. Authorize County Judge to sign Joint Agreement in the Interest of Public Safety relating to the Market Street, Victoria Street and Main Street at-grade crossings in the County with Kansas City Southern Railway Company and the Texas Mexican Railway Company. (County Judge)
11. Take all appropriate action to abandon and vacate portions of Market, Victoria and Main Streets in the town of Louise. (County Judge)

12. Reappointment of Wharton County Emergency Service District #1 (formally known as Rural Fire District Board) to two year term: Donald Sciba, Ernest Macha and Wayne Adams. (County Judge)
13. Reappointment of Dale Pinson to Gulf Coast Workforce Board (H-GAC) for two year term. (County Judge)
14. Approve revised list of Exempt and Non-Exempt employees. (County Treasurer)
15. Acquisition of property from First State Bank of Louise for JP 3 office building. (Commissioner Miller)
16. Easements for drainage. (Commissioner Miller)
17. Accept donated funds toward paving CR 121. (Commissioner Dettling)
18. Proposal to reduce the number of county polling locations. (Election Administrator)
19. Patch roof and paint CAD building. (Commissioner King)
20. Approve \$165,000 for Halff Associates to continue working on the Master Plan through 2009. (County Judge)
21. Bidding process for depository contract. (County Treasurer)
22. Ratify approval of payroll in the amount of \$307,332.02 and payroll benefits in the amount of \$427,084.67 presented January 26, 2009. (County Treasurer)
23. Ratify approval of time sensitive invoices in the amount of \$5,638.61 presented January 12, 2009. (County Treasurer)
24. Ratify approval of time sensitive invoices in the amount of \$36,057.64 presented January 26, 2009. (County Treasurer)
25. Authorize County Treasurer and County Auditor to pay and release time sensitive invoices presented, payroll and applicable benefits for February 13, 2009 to be ratified by Commissioners Court February 23, 2009. (County Treasurer)
26. Ratify electronic fund transfer in the amount of \$2,281.97 and \$4,195.04 to Susser Petroleum. (County Treasurer)
27. Budget adjustments. (County Auditor)
28. Budget amendments. (County Auditor)
29. Approve January Commissioner Court Minutes.
30. Accept Monthly Reports  
Commissioners PCT's 1-4 – January; Veterans Service-January; County Clerk-January; Justice of Peace 1-January; Constable 1 & 3-January; Mental Health-January; Auditor-December
31. Permits
32. Pay claims

**ADJOURN**

The Commissioners Court will announce it will go into Executive Session. If necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation and personnel matters as specifically listed on this agenda. The Commissioners Court may also announce it will go into Executive Session, if necessary to receive advice from Legal Counsel regarding any other item on this agenda.

Posted at \_\_\_\_\_ A.M./P.M. on the \_\_\_\_\_ day of \_\_\_\_\_, 2009 by Joyce Ferrell.

COMMISSIONERS' COURT, WHARTON COUNTY, TEXAS

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CLERK OF THE COURT

Wharton County encourages compliance with the Americans with Disabilities Act (ADA) in the conduct of all public meetings. To that end, persons with disabilities who plan to attend this meeting and who may need auxiliary aids such as an interpreter for a person who is hearing impaired are requested to contact the Wharton County Judge's office at (979) 532-4612 as soon as the meeting is posted (72 hours before the meeting) or as practical so that appropriate arrangements can be made. While it would be helpful to receive as much advance notice as possible, Wharton County will make every reasonable effort to accommodate any valid request regardless of when it is received. Braille is not available.

Filed in County Clerk's Office at 8:15 a.m. on the 6<sup>th</sup> day of February 9, 2009.