

STATE OF TEXAS

COUNTY OF WHARTON

BE IT REMEMBERED that a Regular Court Session was held on Monday, February 22, 2010 at 9:30 A.M. in the Commissioners' Courtroom of the Wharton County Courthouse Annex Building with the following in attendance:

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| John W. Murrile, | County Judge |
| Leroy Dettling, | Commissioner Pct.1 |
| D.C. "Chris" King, | Commissioner Pct.2 |
| Philip Miller, | Commissioner Pct.3 |
| Jimmy Kainer, | Commissioner Pct.4 |

The meeting was called to order at 9:32 A.M., Leroy Dettling, Commissioner Pct.1 gave the invocation, County Judge John W. Murrile led in the pledge of allegiance, and the following business was transacted, to-wit:

Agenda items are in the order they were taken in the meeting.

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| Public Comments | County Judge Murrile congratulated County Clerk Sandra K. Sanders on completing 15.5 hours from V.G. Young Institute of County Government at the 38 th Annual County and District Clerks' Continuing Education Seminar, and County Auditor Sharon H. Boedeker on receiving The Certificate of Achievement for Financial Recording. |
| 1. Approve Plat for Liska Family Trust | Commissioner Miller addressed this issue. This is a short plat of 3 acres on CR 313. Motion by Philip Miller, second by Jimmy Kainer to approve 3 acre tract plat subject to change of CR 213 to CR 313. All Voted AYE. Motion Carried. |
| 2. Resignation of Donald Sciba from ESD #1 | Motion by Leroy Dettling, second by Chris King to accept resignation of Donald Sciba from ESD #1. All Voted AYE. Motion Carried. |
| 3. Appointment of Aaron Fruedensprung to serve on ESD #1 | Motion by Leroy Dettling, second by Chris King to appoint Aaron Fruedensprung to serve the unexpired term on ESD #1. All Voted AYE. Motion Carried. |

4. Emergency Service District #1 budget Motion by Philip Miller, second by Chris King to accept written report by Emergency Service District #1 budget, tax rate and debt service for the preceding fiscal year in pursuant to HB Section 775.036(a).
- No action taken.
- Will revisit this issue.
5. Approve Fee Schedule with Murphy Oil Motion by Philip Miller, second by Jimmy Kainer to approve Fee Schedule with Murphy Oil subject to getting Federal Tax discount and authorizing County Judge Murrile to sign.
- All Voted AYE. Motion Carried.
6. Approve Wharton County Wellness Committee Motion by Chris King, second by Leroy Dettling to approve the Wharton County Wellness Committee as stated.
- All Voted AYE. Motion Carried.
7. Patient Service Agreement Contract between Gulf Coast Medical Center & Wharton Co. Motion by Philip Miller, second by Jimmy Kainer to approve Patient Services Agreement Contract between Gulf Coast Medical Center and Wharton County and authorize County Judge Murrile to sign.
- All Voted AYE. Motion Carried.
8. Approve over-time for Election Administrator's Assistant during the 2010 election cycle Election Administrator Judy Owens addressed the court. She has the funds in her budget.
- Motion by Philip Miller, second by Chris King to approve overtime for Election Administrator's Assistant during the 2010 election cycles for up to 120 hours to be paid out of fund 040.
- All Voted AYE. Motion Carried.
- Revisit
4. Emergency Service District #1 budget Motion by Philip Miller, second by Chris King to accept report.
- No action taken.
- Will have the representative from ESD #1 come to the next court session.
- Put on the March 8, 2010 agenda.

9. Purchase of 2009 CAT Maintainer thru Buy Board
Commissioner Miller addressed this issue. The amount of the 2009 CAT Maintainer is \$222,500.00 less the trade in of \$80,000.00 for a total of \$142,996.48.
- Motion by Philip Miller, second by Jimmy Kainer to authorize purchase of 2009 CAT Maintainer through the Buy Board in the amount of \$142,996.48. Money in budget.
- All Voted AYE. Motion Carried.
10. Condition of entrance roads to the Wharton County Museum
Commissioner King addressed this issue.
Pass at this time.
11. Sheriff's Annual Profiling Report
Pass at this time.
12. Ratify time sensitive for 01-25-2010
Motion by Philip Miller, second by Jimmy Kainer to ratify approval of time sensitive invoices in the amount of \$3,494.13 as presented to Commissioners' Court on January 25, 2010.
- All Voted AYE. Motion Carried.
13. Ratify time sensitive for 02-08-2010
Motion by Chris King, second by Leroy Dettling to ratify approval of time sensitive invoices in the amount of \$63,288.26 as presented to Commissioners' Court on February 8, 2010.
- All Voted AYE. Motion Carried.
14. Ratify payroll and benefits for 02-08-2010
Motion by Leroy Dettling, second by Philip Miller to ratify approval of payroll in the amount of \$249,523.82 and payroll benefits in the amount of \$105,985.80 as presented on February 8, 2010.
- All Voted AYE. Motion Carried.
15. 4th Quarter Treasurer's Investment Report
County Treasurer Donna Kocurek read the Treasurer's Quarterly Investment Report for the 4th Quarter of 2009 into the minutes.
- Motion by Philip Miller, second by Jimmy Kainer to approve the Treasurer's Quarterly Investment Report for the 4th Quarter of 2009 as submitted.
- All Voted AYE. Motion Carried.

17. 2009/2010
Budget
adjustments

County Auditor Sharon H. Boedeker read the 2009 budget adjustments into the minutes.

Motion by Philip Miller, second by Leroy Dettling to approve the 2009 budget adjustments as stated.

All Voted AYE. Motion Carried.

County Auditor Sharon H. Boedeker read the 2010 budget adjustments into the minutes.

Motion by Philip Miller, second by Chris King to approve the 2010 budget adjustments as stated.

All Voted AYE. Motion Carried.

18. 2009/2010
Budget
amendments

County Auditor Sharon H. Boedeker read the 2009 budget amendments into the minutes.

Motion by Leroy Dettling, second by Chris King to approve the 2009 budget amendments as stated.

All Voted AYE. Motion Carried.

County Auditor Sharon H. Boedeker read the 2010 budget amendments into the minutes.

Motion by Leroy Dettling, second by Chris King to approve the 2010 budget amendments as stated.

All Voted AYE. Motion Carried.

19. Accept monthly
reports

County Judge Murrile read the monthly reports into the minutes.

Motion by Chris King, second by Leroy Dettling to accept the monthly reports as stated.

All Voted AYE. Motion Carried.

20. Permits

Pct.1 & Pct.4-have no permits.

Pct.2-Bore (x2), Corum Production Company at intersection of CR 279and CR 264 and at the intersection of CR 179 and CR 262. Have received a check for \$400.00.

Motion by Chris King, second by Leroy Dettling to approve.

All Voted AYE. Motion Carried.

Pct.3-Heavy Load, Dewbre Petroleum Corp. Ingress CR 319 to location.

Motion by Philip Miller, second by Chris King to approve.

All Voted AYE. Motion Carried.

21. Pay claims

Batch 50 total \$19,000.84

Sprint/Nextel \$39.05 for IT Department

Computer Command Corp. \$115.00 for Department 503 District Attorney's Office.

Mitel Technologies Inc. \$515.00 for Tax Office and Adult Probation

County of Calhoun \$11,924.00 for jail prisoners

Victoria Surgical \$31.23 for Indigent over 95 days

Wylie Manufacturing Co. \$6,376.56 for Pct.3 water tanks

Do not pay Sprint/Nextel \$39.05 they should not have sent us a bill.

Motion by Philip Miller, second by Jimmy Kainer to pay batch 50 in the amount of \$18,961.79.

All Voted AYE. Motion Carried.

\$1,516.06

\$16,167.88

\$550,888.02

\$100,708.83

Motion by Philip Miller, second by Chris King to pay claims.

All Voted AYE. Motion Carried.

16. Time sensitive
and payroll
benefits
02-26-2010

Motion by Philip Miller, second by Jimmy Kainer to authorize County Treasurer and County Auditor to pay and release time sensitive invoices in the amount of \$49,655.65 as presented, payroll and applicable benefits for February 26, 2010 to be ratified by Commissioners' Court on March 8, 2010.

All Voted AYE. Motion Carried.

ADJOURN

Motion by Philip Miller, second by Jimmy Kainer to adjourn.

All Voted AYE. Motion Carried.