

STATE OF TEXAS

COUNTY OF WHARTON

BE IT REMEMBERED that a Regular Court Session was held on Monday, March 9, 2009 at 9:30 A.M. in the Commissioners' Courtroom of the Wharton County Courthouse Annex Building with the following in attendance:

John W. Murrile,	County Judge
D.C. "Chris" King,	Commissioner Pct.2
Jimmy Kainer,	Commissioner Pct.4

Commissioners' Leroy Dettling Pct.1 and Philip Miller Pct.3 were absent.

The Meeting was called to order at 9:39 A.M., Chris King, Commissioner Pct.2 gave the invocation, County Judge 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.

Public
Comments

Bruce Williams, Arch representative addressed the court. On March 19th the Chamber Mixer will be at Texana at 5:00 P.M. He would like a proclamation from the county.

Pct.4 Commissioner Jimmy Kainer has received call on 2-4D. Need extension till April 1, 2009. Need to call meeting for Monday, March 16, 2009 at 8:30 A.M.

Pct. 2 Commissioner Chris King announced that there is a \$10,000.00 reward for rainfall.

Mickey Reynolds announced Wharton County received an honorable mention from HGAC for park plan.

3. Advanced
Work-
stations
Education
Project

Barbara Goodell, Wharton County Librarian addressed the court.

Motion by Chris King, second by Jimmy Kainer to authorize County Judge Murrile to sign matching grant commitment with Gulf Coast Medical Foundation for \$5,000.00 Grant for Advanced Workstations in Education Project.

All Voted Aye. Motion Carried.

6. 800 Mega-
hertz Radio
System

James Cooper gave update on the tower project.

Motion by Jimmy Kainer, second by Chris King to authorize County Judge Murrile to sign agreement with Harris County and Wharton County for use of Harris County's 800 Megahertz Radio System.

All Voted Aye. Motion Carried.

19. Bids for
JP.3
Building

Malcolm Goss with RWS Architects addressed the court and presented the six bid proposals received. He is asking to negotiate with the top 3 bidders.

Top 3 bids:

1. Polasek Construction
2. L.L&F. Construction
3. BLS Construction

John Schmermund with BLS Construction addressed the court.

Motion by Chris King, second by Jimmy Kainer to accept bids for JP.3 Building.

All Voted AYE. Motion Carried.

Motion by Chris King, second by Jimmy Kainer to authorize RWS Architects to negotiate with the three lowest bidders BLS Construction, Polasek Construction, and L.L&F. Construction.

All Voted AYE. Motion Carried.

7. Precinct
Boundaries

Pass until next agenda, Monday, March 23, 2009.

8. Racial
Profiling
Compliance

Chief Bill Copeland with the Sheriff's Department addressed the court and read the report. They are in compliance.

Motion by Chris King, second by Jimmy Kainer to approve Compliance with Senate Bill 1074-Racial Profiling Statistics.

All Voted AYE. Motion Carried.

2. Host Blood
Drive

County Treasurer Donna Kocurek addressed this issue. The Gulf Coast Regional Blood Center would like to have another blood drive.

The blood drive will be April 30, 2009 at the Courthouse Annex.

1. Psychological
Evaluation
for Juvenile
Probation

Motion by Jimmy Kainer, second by Chris King to authorize County Judge Murrile to sign Non-Residential Service Agreement with Dr. Glen McClure for psychological evaluations with Wharton County Juvenile Probation.

All Voted AYE. Motion Carried.

4. Flood Protection
Amendment

Wes Birdwell with Halff Associates addressed the court.

Motion by Chris King, second by Jimmy Kainer to authorize County Judge Murrile to sign TWDB Contract No. 0604830624, Amendment No. 3 for the Flood Protection Planning Contract Grant.

All Voted AYE. Motion Carried.

5. Kleas Building Renovation County Judge Murrile addressed this issue. Wick, the Election Administrator and the I.T. Department will be the offices that will be in the Kleas Building.

Motion by Chris King, second by Jimmy Kainer to authorize County Judge Murrile to sign Job Order Proposal for RFP #TC-241-0093 Revision 2-Design for Kleas Building Renovation RV 2 in the amount of \$11,300.00 with Dura.

All Voted AYE. Motion Carried.

9. Resolution #09-14 Green Freight Pass till next agenda, Monday, March 23, 2009.

10. Internet Service Agreement Darlene Munoz with the I.T. Department addressed the court. The monthly cost will be \$589.00 and all county offices would be on this.

Motion by Jimmy Kainer, second by Chris King to authorize County Judge to sign agreement between Wharton County and AT&T for Managed Internet Service (MIS) pending changes made by the County Attorney.

All Voted AYE. Motion Carried.

11. Ratify payroll and Benefits 02-23-2009 Motion by Jimmy Kainer, second by Chris King to ratify approval of payroll in the amount of \$232,863.29 and payroll benefits in the amount of \$377,162.60 as presented on February 23, 2009.

All Voted AYE. Motion Carried.

12. Ratify time-sensitive from February 23rd Motion by Jimmy Kainer, second by Chris King to ratify approval of time sensitive invoices in the amount of \$29,505.72 as presented on February 23, 2009.

All Voted AYE. Motion Carried.

13. Pay and release time sensitive, and applicable benefits 03-13-2009 Motion by Jimmy Kainer, second by Chris King to authorize County Treasurer and County Auditor to pay and release time sensitive invoices as presented in the amount of \$35,789.68, payroll and applicable benefits for March 13, 2009 to be ratified by Commissioners' Court March 23, 2009.

All Voted AYE. Motion Carried.

15. Tres Palacios Flood Protection Planning Project Wes Birdwell and Mickey Reynolds with Halff Associates addressed the court.
Motion by Jimmy Kainer, second by Chris King to modify Halff Associates original WA #5 for engineering services associated with the Tres Palacios Flood Protection Planning Project in the amount of \$106,175.00.

All Voted AYE. Motion Carried.
16. Hazard Grant Application Wes Birdwell and Mickey Reynolds with Halff Associates presented information on the Hazard Mitigation Grant Program application.
Information only:
Total Cost \$50,000.00 Step 2 Federal
Total Cost \$27,000.00 State Level Step 1
In Step 2 \$23,000.00 Detailed Environmental Assessment .
This will be proposed to the city.
17. 2008-2009 Budget Adjustments County Auditor Sharon H. Boedeker read the 2008 budget adjustments into the minutes.

Motion by Jimmy Kainer, second by Chris King to approve the 2008 budget adjustments as stated by the County Auditor.

All Voted AYE. Motion Carried.

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

Motion by Jimmy Kainer, second by Chris King to approve the 2009 budget adjustments as stated by the County Auditor.

All Voted AYE. Motion Carried.
18. 2008-2009 Budget Amendments County Auditor Sharon H. Boedeker read the 2008 budget amendments into the minutes.

Motion by Jimmy Kainer, second by Chris King to approve the 2008 budget amendments at stated by the County Auditor.

All Voted AYE. Motion Carried.

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

Motion by Jimmy Kainer, second by Chris King to approve the 2009 budget amendments as stated by the County Auditor.

All Voted AYE. Motion Carried.

20. Deadline for
year-end
closing entries

County Auditor addressed this issue. They would like the date to be set to March 13, 2009.

Motion by Jimmy Kainer, second by Chris King to set deadline for receiving information needed for year-end closing entries to March 13, 2009 with the County Auditor and County Treasurer working together on this.

All Voted AYE. Motion Carried.

21. February
Commissioners'
Court Minutes

Motion by Jimmy Kainer, second by Chris King to approve Commissioners' Court February Minutes.

All Voted AYE. Motion Carried.

22. Accept Monthly
Reports

Commissioner Kainer read the monthly reports into the minutes.

Motion by Jimmy Kainer, second by Chris King to accept monthly reports as stated.

All Voted AYE. Motion Carried.

Revisit
13. Pay and release
time sensitive,
and applicable
benefits

County Treasurer addressed this. They have received another bill in the amount of \$27.08 to CenterPoint that needs to be paid.

Motion by Jimmy Kainer, second by Chris King to amend motion to add \$27.08 to make the new total amount of \$35,816.76.

All Voted AYE. Motion Carried.

23. Permits

Pct.1-None

Pct.2-Heavy Load, RAM Operating Co., Inc., Hwy 90 to Hunt Road to location on CR 248.

Motion by Chris King, second by Jimmy Kainer to approve.

All Voted AYE. Motion Carried.

Pct.3-Ratification of Heavy Load, Ricochet Energy Inc., Hwy 71 to FM 2546 to location on CR 389.

Motion by Jimmy Kainer, second by Chris King to approve.

All Voted AYE. Motion Carried.

Pct.4-Heavy Load, Ballard Exploration Co., Inc., Hwy 59 to FM 1162 for 2.3 miles to CR 407 to location.

Motion by Jimmy Kainer, second by Chris King to approve.
All Voted AYE. Motion Carried.

24. Pay Claim \$500.00
 \$3,098.00
 \$245,530.63

Motion by Jimmy Kainer, second by Chris King to pay claims.

All Voted AYE. Motion Carried.

14. Ratify Motion by Jimmy Kainer, second by Chris King ratify electronic fund transfer in
 Electronic the amount of \$9,828.54, \$10,494.94, \$11,625.56 and \$3,535.00 to
 transfer Susser Petroleum.
 Susser
 Petroleum All Voted AYE. Motion Carried.

ADJOURN Motion by Jimmy Kainer, second by Chris King to adjourn.

All Voted AYE. Motion Carried.