

STATE OF TEXAS

COUNTY OF WHARTON

BE IT REMEMBERED that a Regular Court Session was held on Monday, March 23, 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
Leroy Dettling,	Commissioner Pct.1
D.C. "Chris" King,	Commissioner Pct.2
Philip Miller,	Commissioner Pct.3

Commissioner Pct.4, Jimmy Kainer was absent.

The meeting was called to order at 9:35 A.M., Leroy Dettling, Commissioner Pct.1 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 Commissioner Dettling stated that he accepted the award from H-GAC on behalf of the county for the Master Park Plan.

Commissioner King stated he got his hair cut.

Commissioner Miller stated since the rain there is a lot of planting going on.

County Judge Murrile stated his pasture is green but needs more rain to keep it green.

JP.2 Cynthia Kubicek addressed the court concerning article in the newspaper. JP's were not collecting fees like before. Judge Kubicek advised the court that they are collecting more money this year over last year, and as for as Judge Garcia stating that the round up did not go well, they were never contacted to participate. Fifty percent of the tickets that have been written have been for no insurance.

County Judge Murrile congratulated Sandra K. Sanders, County Clerk for 17 completed hours of service for the year from the 37th Annual County and District Clerk's Continuing Education Seminar at Texas A & M.

County Judge Murrile congratulated Leroy E. Dettling, Commissioner Pct.1 for completing his Public Information Class.

County Judge Murrile stated the weigh station in Hungerford has been fixed, thanks to Paul Shannon, Maintenance Department.

Proclamation
09-15 El Campo
Memorial
Hospital Day

Commissioner Philip Miller read the proclamation 09-15 El Campo Memorial Hospital Day into the minutes.

Motion by Philip Miller, second by Leroy Dettling to observe March 31, 2009 for Proclamation 09-15 as El Campo Memorial Hospital Day with 30 years of service in Wharton County.

All Voted AYE. Motion Carried.

Steve Gularte and Donna Mikeska accepted the proclamation.

Revisit
Public
Comments

Diane Gertson addressed the court. They are having a child safety seat checkup event on April 9, 2009 at the Wharton County Courthouse Annex from 11:00 AM to 2:30 PM.

1.Resolution
09-16
Learning Center
El Campo

County Judge Murrile read resolution 09-16 The Parent Advisory Group for the Learning Center of El Campo.

Motion by Philip Miller, second by Chris King to approve resolution 09-16 The Parent Advisory Group for the Learning Center of El Campo.

All Voted AYE. Motion Carried.

2. Resolution
09-17 The Arc
of East Wharton
County

County Judge Murrile read resolution 09-17 The Arc of East Wharton County.

Motion by Philip Miller, second Chris King to approve resolution 09-17 The Arc of East Wharton County.

All Voted AYE. Motion Carried.

Bruce Williams along with members of Arc accepted the resolution.

3.Acceptance of
H-GAC Grant
for purchase of
vehicle.

Mark Somers addressed the court. They are needing approval to accept the grant from H-GAC so they can purchase vehicle in the amount of \$29,904.00 with an extended warranty.

Motion by Philip Miller, second by Leroy Dettling to accept grant front H-GAC in the amount of \$29,904.00 for the purchase of vehicle for the environmental officer.

All Voted AYE. Motion Carried.

Commissioner King absent for the vote.

- 4.Changing collection from MVBA to GHS-Net Data. JP.2 Cynthia Kubicek addressed this issue. All of the JP.'s have gotten together on this and have all agreed that GHS-Net Data would be a better system for all of them.
- Motion by Philip Miller, second by Chris King to authorize County Judge Murrile to sent letter to current provider (MVBA) and negotiate with GHS-Net Data for one year contract, bringing new contract to court.
All Voted AYE. Motion Carried.
- 5.10:00 A.M. Public Hearing on speed limit on CR 154 and CR 162 Open Public Hearing at 10:10 A.M. Commissioner Leroy Dettling addressed this issue. Commissioner Dettling has had citizen's approach him on posting speed limit signs on CR 154 also know as Old Caney Rd. and CR 162 also know as Community Center Rd. Commissioner Dettling got with the Sheriff's Department and they recommended a 45 MPH speed limit on both County Roads. CR 154 would have four signs and CR 162 would have two.
- Close Public Hearing at 10:12 A.M.
- 6.Set maximum speed limit on CR 154 and CR 162 Motion by Leroy Dettling, second by Chris King to set 45 MPH speed limit on CR 154 and CR 162.
- All Voted AYE. Motion Carried.
- 7.Renewal of Contract with the Sheriff's Dept. and Dr. Mark A. Marconi for Inmates Captain T.J. Sparkman with the Sheriff's Department addressed this issue. This is just a renewal of an existing contract.
- Motion by Philip Miller, second by Leroy Dettling to authorize County Judge Murrile to sign Agreement for Professional Licensed Medical Services for Inmates at the Wharton County Sheriff's Office between Wharton County and Mark A. Marconi, D.O. Fees are the same.
- All Voted AYE. Motion Carried.
- 8.Hiring freeze County Judge Murrile addressed this issue. County Judge is recommending a hiring freeze excluding the Sheriff's Department and the Jail. Notice to all departments no new positions can be created.
- Motion by Chris King, second by Philip Miller to authorize a hiring freeze with no new positions to be created and no part-time positions.
- All Voted AYE. Motion Carried.
- 9.Justice Software Solution (CIRA) Motion by Philip Miller, second by Chris King to authorize County Judge to sign Interlocal Participation Agreement for a Project to Develop Standards and requirements for a Common Integrated Justice System Solution for County

Government between County Information Resource Agency (CIRA) and Wharton County in the amount of \$13,433.00 to come from Commissioners' Court Legal 401-410.

All Voted AYE. Motion Carried.

10. Interlocal Agreement City Of El Campo Dove Meadows Subdivision

Motion by Philip Miller, second by Leroy Dettling to authorize County Judge Murrile to sign Interlocal Agreement between the City of El Campo and Wharton County for the use of the County's Heavy Equipment for Drainage Channel Associated with the Dove Meadows Subdivision.

All Voted AYE. Motion Carried.

23. Award bid for JP.3 building

Malcolm Gaus with RWS Architects addressed the court.

Motion by Chris King, second by Philip Miller to award proposal of Polasek Construction Inc., to build the JP.3 Building in the amount of \$256,828.00, Pending purchase of land closing.

All Voted AYE. Motion Carried.

13. Apply for Hazard Mitigation Grant Program

Motion by Philip Miller, second by Leroy Dettling to authorize County Judge Murrile to apply for Hazard Mitigation Grant Program for proposed "retrofit" project in the amount of \$129,000.00.

All Voted AYE. Motion Carried.

14. Pct.3 Engineering Services with Half Associates

Motion by Philip Miller, second by Chris King to authorize County Judge to sign Precinct 3 Engineering Services Work Authorization 6.3 with Half Associates.

All Voted AYE. Motion Carried.

15. Ratify payroll and Benefits

Motion by Philip Miller, second by Chris King to ratify approval of payroll in the amount of \$244,744.28 and payroll and benefits in the amount of \$99,637.29 as presented on March 9, 2009.

All Voted AYE. Motion Carried.

16. Ratify Time-Sensitive 03-09-09

Motion by Philip Miller, second by Leroy Dettling to ratify approval of time sensitive invoices in the amount of \$35,587.28 as presented on March 9, 2009.

All Voted AYE. Motion Carried.

18. 2008-2009 Budget Adjustments

County Auditor read the 2008 budget adjustments into the minutes.

Motion by Philip Miller, second by Leroy Dettling to approve the 2008 budget

adjustments as stated by the County Auditor.

All Voted AYE. Motion Carried.

County Auditor read the 2009 budget adjustments into the minutes.

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

All Voted AYE. Motion Carried.

19. Budget Amendments
No budget amendments.

17. Payroll and Benefits
03-31-09
Motion by Philip Miller, second by Leroy Dettling to authorize County Treasurer and County Auditor to pay and release time sensitive invoices presented in the amount of \$82,161.77, payroll and applicable benefits for March 31, 2009 to be ratified by Commissioners' Court on April 13, 2009.

All Voted AYE. Motion Carried.

Recess for break at 10:54 A.M.

Reconvene at 11:12 A.M.

11. Agreement with Kansas City Southern Railway Co. and the Texas Mexican Railway Co.
Pass at this time.

12. Order abandoning and vacating a portion of CR 448
Pass at this time

Revisit 17. Payroll And Benefits
03-31-09
Motion by Philip Miller, second by Leroy Dettling to authorize County Treasurer and County Auditor to pay and release time sensitive invoices presented in the amount of \$96,665.90, payroll and applicable benefits for March 31, 2009 to be ratified by Commissioners' Court on April 13, 2009.

All Voted AYE. Motion Carried.

County Judge Murrile back in at 11:14 A.M.

- 20.(HMGP)
E. Mustang
Creek Project
- Motion by Philip Miller, second by Chris King to authorize County Judge to apply for Hazard Mitigation Grant Program (HMGP) funds associated with East Mustang Creek Channelization Project.
- All Voted AYE. Motion Carried.
- 21.(HMGP) funds
associated with
San Bernard
Clearing Project
- Motion by Chris King, second by Philip Miller to authorize County Judge to apply for Hazard Mitigation Grant Program (HMGP) funds associated with San Bernard Clearing Project.
- All Voted AYE. Motion Carried.
- 22.Purchase timber
mulcher for Pct.2
- Commissioner King addressed this issue. Commissioner King is needing to purchase a timber mulcher for \$90,000.00 plus \$1,125.00 buyer fee. Commissioner King has \$50,000.00 budgeted for the clearing of the San Bernard. Commissioner King is asking the City of East Bernard for \$25,000.00 and will need \$16,125.00 to come from his Road Materials.
- Motion by Chris King, second by Philip Miller to move \$50,000.00 plus \$16,125.00 from Road Materials to purchase a timber mulcher chipper, asking the City of East Bernard for \$25,000.00 with a total purchase of \$90,000.00.
- All Voted AYE. Motion Carried.
- Mickey Reynolds with Halff Associates addressed the court on this issue. They can use purchase price as in kind amount for grant on the San Bernard Clearing Project.
- 24.Accept Monthly
Reports
- Commissioner Philip Miller read the monthly reports into the minutes.
- Motion by Philip Miller, second by Leroy Dettling to accept monthly reports as stated.
- All Voted AYE. Motion Carried
- 25.Permits
- Pct.'s 1-4 had no permits.
- 26.Pay claims
- Batch 50
Have a bill for \$280.00 to All-Tex Networking for work done at the library.
Have a bill for a Sheriff's Department employee for conference travel (167 miles)
Motion by Philip Miller, second by Leroy Dettling to pay bill to All-Tex Networking for \$280.00.
- All Voted AYE. Motion Carried.

Motion by Philip Miller, second by Chris King to approve paying 167 miles of conference travel pending approval from the County Attorney.

All Voted AYE. Motion Carried.

Have received a 2007 bill from Matagorda County Mental Health in the amount of \$529.00.

Have received a 2008 bill from Juris Publishing in the amount of \$60.00 for the District Attorney's office.

Motion by Philip Miller, second by Chris King to pay bills to Matagorda County Mental Health in the amount of \$529.00 and Juris Publishing in the amount of \$60.00 out of the 2009 budget.

All Voted AYE. Motion Carried.

\$135,409.87 all JP.'s

\$403.43

\$4,999.66

\$399,575.56

\$620.00 Jury

\$23,359.85 Batch 50 Less \$280.00, \$529.00, and \$60.00

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

All Voted AYE. Motion Carried.

ADJOURN

Motion by Philip Miller, second by Leroy Dettling to adjourn.

All Voted AYE. Motion Carried.