

Commissioners Court May 26, 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 *26th day of May 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. Take all appropriate action for extension of time to file audit report for Emergency Service District #2. (County Judge)
2. Take all appropriate action to authorize County Judge to execute Lease Renewal Amendment with Texas Facilities Commission for lease of CPS Building for a sixty month period ending December 31, 2014. (County Judge)
3. Take all appropriate action to set date and time for county auction. (Commissioner Kainer)
4. Take all appropriate action to authorize County Judge to execute Revised Schedule A with Tek-Com for monthly maintenance on county printers. (County Judge)
5. Take all appropriate action regarding payment of invoice from Bailey Architects for warranty work with Stoddard Construction. (County Judge)
6. Take all appropriate action to authorize County Judge to execute SAVNS Maintenance Grant Contract between the Office of the Attorney General and Wharton County for the State Fiscal Year 2010. (County Judge)
7. Take all appropriate action to authorize County Judge to execute R-06 Service Agreement Renewal Notice between Apriss and Wharton County for VINE. (County Judge)
8. Take all appropriate action to accept \$10,000 payment from Milagro Exploration to resurface CR 106 and CR 139. (Commissioner Dettling)
9. Take all appropriate action to execute order creating Emergency Service District #3. (County Judge)
10. Take all appropriate action to appoint Board of Directors for Emergency Service District #3. (County Judge)

11. Take all appropriate action to execute order creating Emergency Service District #4. (County Judge)
12. Take all appropriate action to appoint Board of Directors for Emergency Service District #4. (County Judge)
13. Take all appropriate action to change Commissioners Court meeting time to 9:00 A.M. on June 8, 2009. (County Judge)
14. Take all appropriate action to change letter grade of employee from 13A to 13B. (Commissioner Dettling)
15. Take all appropriate action to pay temporary employees at a different class. (Commissioner Dettling)
16. Take all appropriate action to ratify approval of payroll in the amount of \$249,105.82 and payroll benefits in the amount of \$102,646.67 presented May 11, 2009. (County Treasurer)
17. Take all appropriate action to approve changes to Sick Bank Leave Policy. (County Treasurer)
18. Take all appropriate action to authorize County Treasurer and County Auditor to pay and release time sensitive invoices presented, payroll and applicable benefits for May 29, 2009 to be ratified by Commissioners Court at the 1st court in June. (County Treasurer)
19. Take all appropriate action to ratify approval of time sensitive invoices presented May 11, 2009. (County Treasurer)
20. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code: § 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its Attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney To Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas Clearly conflicts with Texas Government Code Chapter 551.
 1. Pending litigation involving County Road 119
 2. Reimbursement of County funds paid through Wharton County Indigent Health Care
21. Reconvene in Open Session and consider taking action on the following matters:
 1. Take all appropriate action to approve resolution and order for legal services and authorize County Judge to sign Engagement letter with the law firm of Bickerstaff, Heath, Delgado and Acosta, LLP. (County Judge)
 2. Take all appropriate action for reimbursement of County funds paid through Wharton County Indigent Health Care. (County Judge)
22. Take all appropriate action to purchase two (2) program vehicles for Sheriff Office in accordance with Chapter 262 of Local Government Code.. (Sheriff)
23. Take all appropriate action to use surplus money in budget to pay overtime for Jail and Sheriff's Office. (Sheriff)
24. Take all appropriate action to authorize County Judge to execute renewal of property liability policy July 1, 2009 through July 1, 2010. (County Auditor)
25. Take all appropriate action to revise overtime/holiday amount needed from contingency. (County Auditor)
26. Take all appropriate action to submit order for re-appointment of the County Auditor and Oath of Office. (County Auditor)
27. Take all appropriate action to ratify bid opening date for PCT 4 Gradall. (County Auditor)
28. Take all appropriate action to authorize budget adjustments. (County Auditor)

- 29. Take all appropriate action to authorize budget amendments. (County Auditor)
- 30. Take all appropriate action regarding presentation of chemical and road material bid tabulations. (County Auditor)
- 31. Accept Monthly Reports
Veterans Service-April; District Clerk-April; JP 3 & 4-April; Constable 1-April; Treasurer-Revised December; Auditor-April
- 32. Permits
- 33. 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

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 8:47 a.m. on the 22nd day of May 2009.