

STATE OF TEXAS

COUNTY OF WHARTON

BE IT REMEMBERED that at Regular Court Session was held on Monday, September 14, 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
Jimmy Kainer,	Commissioner Pct.4

The meeting was called to order at 9:41 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.

Public Comments
 Commissioner Dettling stated they received much needed rain.
 Commissioner King stated now we have the mosquitoes that come with the rain.
 Commissioner Miller stated they had a good rain.
 Commissioner Kainer stated that it’s the first time in a long time that he’s seen water in the creeks and the grass is growing.

Mickey Reynolds addressed the court. He thanked the court for use of the grounds on Friday, September 11, 2009 for the resolution Proud America and also thanked Paul Shannon.

Presentations & Proclamations
 Resolution #09-32
 County Clerk Sandra K. Sanders read resolution #09-32 honoring Laura Dittmar into the minutes.
 Motion by Philip Miller, second by Jimmy Kainer to approve resolution #09-32 congratulating Laura Dittmar on her 26 years of service for Wharton County.

All Voted AYE. Motion Carried.

1. Accept Bureau of Justice System Grant
 Chief Bill Copeland with the Sheriff’s Department addressed the court. No money match is required.
 Motion by Philip Miller, second by Leroy Dettling to approve accepting the Bureau of Justice System Grant in the amount of \$34,327.00.

All Voted AYE. Motion Carried.

2. Approve joint election with Louise ISD Election Administrator Judy Owens addressed the court.
Motion by Philip Miller, second by Jimmy Kainer to approve joint election with Louise ISD.
All Voted AYE. Motion Carried.
9. Authorize continued use of DSL line for internet access IT Director Darlene Munoz and Election Administrator Judy Owens addressed the court. Judy has the funds in her Chapter 19 account that will cover this.
Motion by Jimmy Kainer, second by Philip Miller to authorize the Elections Office to continue use of DSL line for internet access.
All Voted AYE. Motion Carried.
3. High-speed DSL Line for El Campo Branch Library Liberian Barbara Goodell addressed the court.
Motion by Jimmy Kainer, second by Leroy Dettling to approve adding a new high-speed DSL line for El Campo Branch Library.
All Voted AYE. Motion Carried.
6. Grant permission for use of county property for the Wine & Arts Fair Jane Dorn and Ron Sanders, Executive Director with the Chamber of Commerce addressed the court.
Motion by Philip Miller, second by Leroy Dettling to grant permission for Wine and Arts Fair on County Property hosted by the Wharton Chamber of Commerce on October 10, 2009 from 4:00 P.M. - 8:00 P.M.
All Voted AYE. Motion Carried.
4. 10:00 A.M. Public Hearing on additional filing fee Open Public Hearing at 10:05 A.M. County Clerk Sandra K. Sanders addressed this issue. She is asking for the court to approve collecting additional filing fees for civil cases in county court under Sec. 51.708 Gov. Code not to exceed \$10.00.
Close Public Hearing at 10:06 A.M.
5. Set additional fee for the preservation of court records in certain civil cases Motion by Leroy Dettling, second by Philip Miller to approve setting additional fee not to exceed \$10.00 in county court under Sec. 51.708 Gov. Code to fund the preservation of court records in certain civil cases.
All Voted AYE. Motion Carried.

7. Approve the 2010 Holiday Schedule
 Motion by Philip Miller, second by Jimmy Kainer to approve the 2010 Holiday Schedule as presented.
 All Voted AYE. Motion Carried.
8. Adopt Drainage Review Ordinance
 Eric Scheibe with Halff Associates addressed the court.
 Pass till corrections are done.
10. 2009 Budget Adjustments
 County Auditor Sharon H. Boedeker read the 2009 budget adjustments into the minutes.
 Motion by Leroy Dettling, second by Philip Miller to approve the 2009 budget adjustments as stated.
 All Voted AYE. Motion Carried.
11. 2009 Budget Amendments
 County Auditor Sharon H. Boedeker read the 2009 budget amendments into the minutes.
 Motion by Philip Miller, second by Leroy Dettling to approve the 2009 budget amendments as stated with corrections.
 All Voted AYE. Motion Carried.
12. Approve changes to the Personnel Policy Manual
 County Treasurer Donna Kocurek read the changes to the Personnel Policy Manual. Add new retirement option, clarify emergency pay, change 160 hours to 171 in 28 day pay cycle.
 Pass till the next agenda, September 28, 2009.
13. Ratify time Sensitive 08-24-09
 Motion by Philip Miller, second by Jimmy Kainer to ratify approval of time sensitive invoices in the amount of \$40,382.81 as presented to Commissioners' Court on August 24, 2009.
 All Voted AYE. Motion Carried.
14. Ratify time sensitive 08-10-09
 Motion by Jimmy Kainer, second by Leroy Dettling to ratify approval of time sensitive invoices in the amount of \$14,121.28 as presented to Commissioners' Court on August 10, 2009.
 All Voted AYE. Motion Carried.

15. Ratify payroll and benefits for 08-24-09 Motion by Leroy Dettling, second by Chris King to ratify approval of payroll in the amount of \$249,390.01 and payroll benefits in the amount of \$383,272.94 as presented on August 24, 2009.
- All Voted AYE. Motion Carried.
16. Ratify ORCA check register \$2,083.00 Motion by Philip Miller, second by Jimmy Kainer to ratify ORCA check register in the amount of \$2,083.00.
- All Voted AYE. Motion Carried.
17. Resubmit JP's check register County Treasurer read the JP's check register amounts into the minutes.
January \$111,268.18
February \$135,600.83
March \$132,452.63
April \$119,621.69
- Motion by Philip Miller, second by Leroy Dettling to approve the resubmitted Justice of the Peace check registers as stated.
- All Voted AYE. Motion Carried.
18. Time sensitive and payroll benefits 09-15-09 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 \$77,39749 as presented, payroll and applicable benefits for September 15, 2009 to be ratified by Commissioners' Court on September 28, 2009.
- All Voted AYE. Motion Carried.
23. Approve August Minutes Motion by Philip Miller, second by Leroy Dettling to approve the August Commissioners' Court Minutes.
- All Voted AYE. Motion Carried.
24. Monthly Reports County Judge Murrile read the monthly reports into the minutes.
- Motion by Leroy Dettling, second by Jimmy Kainer to accept the monthly reports as stated.
- All Voted AYE. Motion Carried.

25. Permits

Pct.'s 1 & 2- no permits.

Pct.3-Ratify Bore, Glenn Kaluza on CR 371.

Motion by Philip Miller, second by Jimmy Kainer to ratify permit.

All Voted AYE. Motion Carried.

Pct.4-Heavy Load, Espada Operating, LLC., ingress from FM 961 turn left onto CR 463 to location.

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

All Voted AYE. Motion Carried.

26. Pay claims

Batch 50:
\$3,274.29

Pct.4-Centerpoint Energy \$1,082.14

Pct.2-Martin Marietta Materials \$1,690.15

Sheriff's Office-National Sheriff's Association \$502.00

Motion by Philip Miller, second by Leroy Dettling to approve batch 50.

All Voted AYE. Motion Carried.

Claims:

JP.4 \$115.00 transfer

\$843.00

\$487,963.31

Motion by Leroy Dettling, second by Philip Miller to pay claims.

All Voted AYE. Motion Carried.

Recess for lunch at 12:10 P.M.

Reconvene at 1:23 P.M.

Commissioner Jimmy Kainer absent.

19. 2010

Budget

Workshop

Assistant District Attorney Gordon Dudley addressed the court. They want to make a temporary employee a full time employee at an 8A. The District Attorney will fund the salary and benefits for this position for 2010. Put on the next agenda for the rest of 2009.

The County Auditor went over funds.

Set aside \$50,000.00 for DPS at the weigh station.

Discussed cell phone allowances. Need to adjust the 420 budget in departments.

Add cell phone allowance for District Judge Randy Clapp.
Pct.2 Solid Waste make Chris Jalowy a bump only.

Drainage budget:

Mickey Reynolds with Halff Associates addressed the court. He asked about the drainage district. When will the election be held? The cost of educating the public of advantages of a drainage district for the county.

Eric Scheibe with Halff Associates addressed the court.

Put \$34,000.00 into Drainage Budget.

Predatory boundary put on next agenda.

20. Adopt 2010
proposed
budget

Motion by Philip Miller, second by Leroy Dettling to set the 2010 proposed budget.

All Voted AYE. Motion Carried.

21. Set 2009
proposed
tax rate

Motion by Philip Miller, second by Leroy Dettling to set the 2009 proposed tax rate at 54.376 for 2010.

All Voted AYE. Motion Carried.

22. Schedule
public hearing
to adopt 2010
budget

Motion by Chris King, second by Philip Miller to set public hearing on the 2010 proposed budget and 2009 tax rate for September 28, 2009 at 10:30 A.M.

All Voted AYE. Motion Carried.

Adjourn

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

All Voted AYE. Motion Carried.