

**STATE OF TEXAS
COUNTY OF BROWN**

The Brown County Commissioners Court convened in a Special Session on May 18, 2009 at 9:00 A. M. in the Commissioner's Courtroom, Brown County Courthouse, 200 South Broadway Brownwood, Texas. Judge West called the meeting to order.

Members of the Court present were:

E. RAY WEST III	COUNTY JUDGE
STEVE ADAMS	COMMISSIONER, PRECINCT NO. 1
JOEL KELTON	COMMISSIONER, PRECINCT NO. 2
RICHARD GIST	COMMISSIONER, PRECINCT NO. 3
LARRY TRAWEEK	COMMISSIONER, PRECINCT NO. 4

Also present:

SHARON FERGUSON	COUNTY CLERK
NINA COX	COUNTY AUDITOR
AMY HAMRICK	ADMINISTRATIVE ASSISTANT

A. Opening prayer. Commissioner Gist led the Court in the invocation.

B. Reading and approval of minutes. Commissioner Gist moved moved that the minutes of the May 11, 2009 meeting be approved, as presented by County Clerk Sharon Ferguson. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve.

Commissioner Traweek moved that the minutes of the May 15, 2009 meeting be approved, as presented by County Clerk Sharon Ferguson. Commissioner Adams seconded the motion and the Court voted 4-0 to approve.

C. Recognition of visitors.

D. Matter of new business to be presented to the Court for its consideration and action as appropriate. Items may not be taken in the order that they are listed.

Item #1: Lisa Clopton, DTS-Presentation and action regarding satellite phones. After a presentation by Lisa Clopton, from Patterson Communications, Commissioner Kelton moved that the Court approve a month to month agreement, with DTS (DialToneServices), to activate three satellite phones for Brown County to be used by the Commissioners. The activation fee is \$49.00 per phone and a \$4.95 a month charge for each phone. Each phone has 300 minutes a month with no rollover. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve.

Additional discussion and action under Item #1 on the Agenda: Commissioner Gist moved that the Court approve an additional three satellite phones for Brown County to be used by the Sheriff's Department, Justice of the Peace Office and Constable's Office. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve. (Exhibit #1)

Item #2: Amy Hamrick-Discussion and approval regarding Rental Agreement for Brown County Precinct uniforms. Passed.

Item #3: Ann Krpoun-Renewal of Depository contract with Texas Bank for consideration and approval. Commissioner Adams moved that the Court approve the extension of the County's current depository contract, with Texas Bank, for another two-year period, with the same terms and conditions. Commissioner Kelton seconded the motion and the Court voted 4-0 to approve. (Exhibit #2)

Item #4: Bobby Grubbs-Employee changes. Commissioner Adams moved that the following personnel changes, at the Sheriff's Department, be approved:

**David Varner/Deputy/employed
effective 05-22-2009**

**Steve Means/Deputy/discontinued
effective 04-15-2009 (Exhibit #3)**

**William Jeff Benson/Deputy/employed
effective 05-13-2009**

**Brian Lundy/Deputy/promoted to CID
effective 04-01-2009 (Exhibit #4)**

**Dennis Watson/Sgt of Courthouse Security
new budget item position
effective 05-15-2009 (Exhibit #5)**

Commissioner Kelton seconded the motion and the Court voted 4-0 to approve.

Item #5: Larry Traweek, Precinct #4-Discussion and approval of Resolution concerning TXDOT federal off-system bridge program project matching funds, CR 114 (Turkey Creek). Commissioner Traweek moved that the Court adopt a Resolution that requests waiver of the local match fund participation requirement on the federal Off-System Bridge Program. The County will provide in-kind road work. Commissioner Gist seconded the motion and the Court voted 4-0 to approve. (Exhibit #6)

Item #6: Larry Traweek, Precinct #4-Notice of communication line installation, CR #123. Commissioner Traweek moved that a notice, made by Windstream Communications, of construction of a communication line within the right-of-way of County Road #123, in Precinct #4, be approved; subject to Brown County specifications for boring under a road. Commissioner Gist seconded the motion and the Court voted 4-0 to approve. (Exhibit #7)

Item #7: Tony Aaron-Resolution and approval for the 2009-2010 JAG Stimulus Grant. Commissioner Adams moved that the Court adopt a resolution that approves the submission of the grant application for the Proactive Law Enforcement Equipment upgrade Project and DWI Court to the Office of the Governor, Criminal Justice Division and to designate Captain Tony Aaron, Sheriff's Department, as the authorized official to apply for this grant. Commissioner Gist seconded the motion and the Court voted 4-0 to approve. (Exhibit #8)

Item #8: Tony Aaron-Permission for expenditures on law enforcement vehicles. After discussion, Commissioner Gist moved that the Court approve Law Enforcement vehicle expenditures, (approximately \$21,859.58), from the Sheriff Department's discretionary funds, to equip two vehicles, the new K-9 unit and a patrol unit. Commissioner Adams seconded the motion and the Court voted 4-0 to approve. (Exhibit #9 and #10)

Item #9: Tony Aaron-Re-designation of the door to be closed under the Courthouse Security proposal and equipment request and possible approval. After discussion, Commissioner Kelton moved that the Court authorize the re-designation of the main courthouse entryway, for courthouse security, from the North entrance to the South entrance and authorize a request for an additional \$600.00 for the security budget, to be paid out of Courthouse Security Funds. Commissioner Adams seconded the motion and the Court voted 4-0 to approve. (Exhibit #11)

Commissioner Adams moved that the Court recess to an Executive Session. Commissioner Kelton seconded the motion and the Court voted 4-0 to approve.

EXECUTIVE SESSION

The Court will convene into executive session pursuant to the provision of the open meetings law, Chapter 551, Texas Government Code, V.T.C.A. in accordance with the requirements and authority set out in Section 551.071 to discuss pending litigation with the County Attorney.

Judge West moved that the Court open the Executive Session. Commissioner Kelton seconded the motion and the Court voted 5-0 to approve. Those present for the Executive Session were:

E. Ray West III	County Judge
Steve Adams	Commissioner, Precinct #1
Joel Kelton	Commissioner, Precinct #2
Richard Gist	Commissioner, Precinct #3
Larry Traweek	Commissioner, Precinct #4
Sharon Ferguson	County Clerk
Barbara Shields	County Clerk Chief Deputy
Nina Cox	County Auditor
Amy Hamrick	Administrative Assistant
Shane Britton	Brown County Attorney
Bobby Grubbs	Brown County Sheriff
Bobby Duvall	Brown County Chief Deputy Sheriff

After discussion, Commissioner Adams moved that the Court recess to the Special Session. Commissioner Traweek seconded the motion and the Court voted 5-0 to approve.

Judge West called the Special Session back to order. No action was taken on the matter discussed in Executive Session.

SUPPLEMENTAL AGENDA

Item #1: Steve Adams, Precinct #1-Consideration and approval of replacement employee. Commissioner Adams moved that the following personnel changes in Precinct #1, be approved:

Toby Madsen/Road Hand/employed

effective 05-18-2009 (annual salary \$30,500.00)

Rickie D. Dowdy/Road Hand/promoted to Foreman

effective 12-31-2008 (Exhibit #12)

Commissioner Gist seconded the motion and the Court voted 4-0 to approve. After discussion, Commissioner Adams moved that the salary for Road Hand Toby Madsen be starting salary, \$30,000.00 annually. This motion rescinds the previous action. Commissioner Kelton seconded the motion and the Court voted 4-0 to approve.

E. Reports. The May 18, 2009 Combined Statement of Cash Position was presented by County Treasurer Ann Krpoun, for filing. (Exhibit #13)

The Texas Commission on Jail Standards Report was presented by Sheriff Grubbs, for filing. (Exhibit #14)

F. Consideration and approval of bills. Commissioner Kelton moved that the claims, as presented by County Auditor Nina Cox, be paid. Commissioner Adams seconded the motion and the Court voted 4-0 to approve. (Exhibit #15)

G. Recess. Commissioner Gist moved that the Court recess until June 1, 2009 at 9:00 A.M. in the Commissioners Courtroom. Commissioner Adams seconded the motion and the Court voted unanimously to approve.

