

**STATE OF TEXAS  
COUNTY OF BROWN**

**The Brown County Commissioners Court convened in a Special Session on November 7, 2011 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:**

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

**Also present:**

<b>SHARON FERGUSON</b>	<b>COUNTY CLERK</b>
<b>NINA COX</b>	<b>COUNTY AUDITOR</b>
<b>AMY HAMRICK</b>	<b>ADMINISTRATIVE ASSISTANT</b>

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

**B. Reading and approval of minutes. Commissioner Adams moved that the minutes of the October 17, 2011 meeting be approved, as presented by County Clerk Sharon Ferguson. Commissioner Kelton 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: Joel Kelton, Precinct #2-Consideration and possible approval of burn ban. Discussion, no action.**

**Item #2: Tony Aaron-Consideration and possible approval of purchase of equipment. Commissioner Kelton moved that the Court authorize the Sheriff's Department to spend up to the requested 2012 budgeted amount, of \$103,350.00, for Sheriff's Office Vehicles, to purchase and equip three (3) new replacement patrol vehicles. Commissioner Adams seconded the motion and the Court voted 4-0 to approve. (Exhibit #1)**

**Item #3: Amy Hamrick-Consideration and possible approval of 2012 County Holidays. Commissioner Adams moved that the Court adopt Holidays for Calendar Year 2012, as listed in Exhibit #2 to these minutes. Commissioner Gist seconded the motion and the Court voted 4-0 to approve. (Exhibit #2)**

**Item #4: Kitty Cavanaugh-Consideration and possible approval of Brown County Adoption Day Proclamation. Commissioner Traweck moved that the Court sign a Proclamation to proclaim November 14, 2011 as Brown County Adoption Day. Commissioner Gist seconded the motion and the Court voted 5-0 to approve. (Exhibit #3)**

**Item #5: Larry Traweek, Precinct #4-Application to install private line, CR #153. Commissioner Traweek moved that the Court approve an application, made by Burl Gifford and Brookesmith SUD, to install a buried water line within the right-of-way of 1200 County Road #153, in Precinct #4; subject to Brown County specifications for cutting a road. Commissioner Gist seconded the motion and the Court voted 4-0 to approve. (Exhibit #4)**

**Item #6: Sharon Ferguson-Consideration and possible approval of replacement employee. Commissioner Gist moved that the following personnel changes, at the County Clerk's Office, be approved:**

**Kim Bruner/Deputy County Clerk/employed  
effective November 1, 2011**

**Irene Holmes/Chief Deputy County Clerk/discontinued  
effective August 23, 2011 (Exhibit #5)**

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

**Item #7: Public Hearing-The Court will receive public input on the proposal to impose ad valorem tax, for tax year 2012 and following years, on goods in transit as defined by the amendments to Texas Tax Code Section 11.253 pursuant to Senate Bill One. Comments received.**

**Item #8: Ray West-Consideration and possible action on proposition to impose ad valorem tax on goods in transit (personal property) for tax year 2012 and each year thereafter. Judge West moved that the Court impose the ad valorem tax on goods- in-transit (personal property), in Brown County, as defined by the amendments to Texas Tax Code 11.253 under Senate Bill 1, for tax year 2012 and for every year thereafter, all as provided for and in accordance with Texas Tax Code 11.253. Commissioner Traweek seconded the motion and the Court voted 5-0 to approve. (Exhibit #6)**

**Item #9: Leo Smith-Request for waiver of delinquent county taxes on property conveyed to the City of Bangs. Judge West moved that the Court grant a request, from Bangs City Administrator Leo Smith, for waiver of all delinquent county taxes, penalty, and interest on property conveyed to the City of Bangs. See Exhibit #7 for the list of properties. Commissioner Traweek seconded the motion and the Court voted 5-0 to approve. (Exhibit #7)**

**Item #10: Don King-Consideration and possible approval of Holmberg Estates plat. Commissioner Traweek moved that the Court approve the filing of a plat for the Holmberg Estate, in Precinct #4. Judge West seconded the motion and the Court voted 5-0 to approve. (Exhibit #8)**

**Item #11: Steve Adams, Precinct #1-Consideration and possible approval for accepting bridge, CR #234, Vulcan Material Project. Commissioner Adams moved that the Court approve a Bill of Sale and Continuing Maintenance Agreement between Brown County and Vulcan Construction Materials, LP. Commissioner Kelton seconded the motion and the Court voted 4-0 to approve. (Exhibit #9)**

**Item #12: Nina Cox-Consideration and possible approval of 2012 Brown County Resolution for Indigent Defense Grant Program. Commissioner Adams moved that the Court adopt the 2012 Brown County Resolution Indigent Defense Grant Program. The Resolution must be adopted annually in order for Brown County to participate in the grant program. Commissioner Kelton seconded the motion and the Court voted 4-0 to approve. (Exhibit #10)**

**Item #13: Tax Resale Deed-James Nix, Southwest 53.33 feet of Lot 8 and the Northeast 6.67 feet of Lot 9, Block 16, Woodland Heights Addition; Jesse Bennie, all that certain tract or parcel of land being 72 feet by 50 feet out of Lots 8 and 9, Block 2, Weedon's Addition; all that certain tract or parcel of land being Lot 9, Block 2, Weedon's Addition; Ruben Diaz and Viola Diaz, 0.241 acres, more or less, situated in the Samuel Bangs Survey No. 108, Abstract 59.**

**Commissioner Kelton moved that the Court approve a Tax Resale Deed to James Nix, for the Southwest 53.33 feet of Lot 8 and the Northeast 6.67 feet of Lot 9, Block 16, Woodland Heights Addition, Brown County, Texas. Commissioner Gist seconded the motion and the Court voted 4-0 to approve. (Exhibit #11)**

**Commissioner Adams moved that the Court approve a Tax Resale Deed to Jessie Bennie, for all that certain tract or parcel of land being 72 feet by 50 feet out of Lots 8 and 9, Block 2, Weedon's Addition to the City of Brownwood, Brown County, Texas. Commissioner Gist seconded the motion and the Court voted 4-0 to approve. (Exhibit #12)**

**Commissioner Kelton moved that the Court approve a Tax Resale Deed to Jesse Bennie, for all that certain tract or parcel of land being Lot 9, Block 2, Weedon's Addition to the City of Brownwood, Brown County, Texas. Commissioner Adams seconded the motion and the Court voted 4-0 to approve. (Exhibits #13)**

**Commissioner Traweek moved that the court approve a Tax Resale Deed to Ruben Diaz and Viola Diaz, for 0.241 acres, more or less, situated in the Samuel Bangs Survey No. 108, Abstract 59, Brown County, Texas. Commissioner Kelton seconded the motion and the Court voted 4-0 to approve. (Exhibit #14)**

**E. Reports. The November 7, 2011 Combined Statement of Cash Position was presented by County Treasurer Ann Krpoun, for filing. (Exhibit #15)**

**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 #16)**

**G. Adjourn. Commissioner Gist moved that the Court adjourn until November 14, 2011 at 9:00 A.M. in the Commissioners Courtroom. Commissioner Kelton seconded the motion and the Court voted 4-0 to approve.**

