

**STATE OF TEXAS
COUNTY OF BROWN**

The Brown County Commissioners Court convened in a Special Session on October 5, 2015 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
JOEL KELTON	COMMISSIONER, PRECINCT NO. 2
WAYNE SHAW	COMMISSIONER, PRECINCT NO. 3
LARRY TRAWEEK	COMMISSIONER, PRECINCT NO. 4

Also present:

SHARON FERGUSON	COUNTY CLERK
NINA COX	COUNTY AUDITOR
T'ANNA MCCLURE	ADMINISTRATIVE ASSISTANT

A. Opening prayer. Rick Phelps led the Court in the invocation.

B. Reading and approval of minutes. Commissioner Traweek moved that the minutes of the September 28, 2015 meeting be approved, as presented by County Clerk Sharon Ferguson. Commissioner Shaw seconded the motion and the Court voted 3-0 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, Pct 2-Consideration and possible approval of action regarding burn ban. After discussion, no action was taken. The burn ban remains in effect.

Item #2: Scott Anderson, Extension Agent-Consideration and possible approval of Proclamation declaring October 5th through October 12th, 2014 (2015) as National 4H Week. Jessie Harris, Brown County 4-H Club member, read a Proclamation to the Court, and on behalf of Brown County 4-H participants, expressed their appreciation to the Commissioner Court members for their support of 4-H by presenting them with a basket of goodies. Judge West moved that the Court approve a Proclamation designating the week of October 4-10, 2015 as National 4-H Week in Texas. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve. See Exhibit #2 for a list of the Brown County 4-H members that were present in Court. ([Exhibit #1](#) and [Exhibit #2](#))

Item #3: Dale Henderson, Owens Extension Education Club-Consideration and possible approval of Texas Extension Association Proclamation. After discussion, with Brown County Extension Education Association members Dale Henderson, Martha Baker, JoAnn White, and Ruby Goodwin, Judge West moved that the Court proclaim the month of October as Texas Extension Education Association month in Brown County. Commissioner Shaw seconded the motion and the Court voted 4-0 to approve. ([Exhibit #3](#))

Item #4: Eric Bishop, Bangs City Manager-Consideration and possible approval of BEDC Progress Park Subdivision Plat. No action.

Item #5: Sheriff's Office-Employee changes. Commissioner Kelton moved that the Court authorize the following personnel changes at the Sheriff's Department:

**Laura Garcia/Jail Commissary Clerk PT/employed
effective 10-01-2015**

**Amanda Sanders/Jail Commissary Clerk PT/discontinued
effective 06-16-2015 ([Exhibit #4](#))**

**Armando J Arriaga/Jailer/employed
effective 10-01-2015**

**Charlotte Spinks/Jailer/discontinued
effective 07-14-2015 ([Exhibit #5](#))**

Commissioner Shaw seconded the motion and the Court voted 3-0 to approve.

Item #6: Don King, County Surveyor-Consideration and possible approval for County Surveyor to get authorization to file one lot subdivisions. After discussion, with Brown County Surveyor Don King, Judge West moved that the Court authorize Brown County Surveyor Don King to approve, subject to all other plat requirements, one lot subdivisions. Commissioner Traweck seconded the motion and the Court voted 4-0 to approve.

Item #7: Vance Hill, Sheriff's Office-Consideration and possible approval for purchase of ammunitions. No action.

Item #8: Vance Hill, Sheriff's Office-Consideration and possible approval to replace the part time courthouse security position to a full time position. After discussion, with Captain Vance Hill, Judge West moved that the Court authorize the Sheriff's Department to replace the part time Courthouse Security position with a full time Courthouse Security position. Commissioner Traweek seconded the motion and the Court voted 3-1 to approve. Commissioner Kelton voted nay.

Item #9: Larry Franks, Elections-Consideration and possible approval of precincts for November 3, 2015 Special Election. After discussion with Assistant Elections Administrator Larry Franks, Judge West moved that the Court approve the proposed polling locations, as submitted, for the November 3, 2015 Special Election (Constitutional Amendment). Commissioner Shaw seconded the motion and the Court voted 4-0 to approve. ([Exhibit #6](#))

Item #10: Wayne Shaw, Pct 3-Consideration and possible approval of reimbursement for legal fees. After discussion, with County Attorney Shane Britton, Judge West moved that the Court find that legal expenses, incurred by Commissioner Precinct #3 Wayne Shaw, for his defense during criminal proceedings, for which he was found not guilty, was for a County purpose, not for Mr. Shaw's personal interest and that the prosecution of the case was for actions that he took that were within the scope of his official duties and that Brown County reimburse Wayne Shaw, Commissioner Precinct #3, legal fees of \$57,047.52. Commissioner Kelton seconded the motion and the Court voted 3-0 to approve. Commissioner Shaw abstained from voting. ([Exhibit #7](#) and [Exhibit #8](#))

SUPPLEMENTAL AGENDA

Item #1: Ray West, County Judge-Consideration and possible approval of Interlocal Agreement between Brown County and the Regional Public Defender for Capital Cases (Lubbock County). Judge West moved that the Court approve an Interlocal Agreement, to provide court-appointed counsel for individuals charged with the offense of capital murder (death-eligible), between Lubbock County, Texas, acting through the West Texas Regional Public Defender for Capital Cases, and Brown County, Texas and authorize Judge West to sign the agreement on behalf of the county. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve. ([Exhibit #9](#))

Judge West recessed the Special Session, for a break, at 10:20 A.M. before considering the Supplemental Agenda at 11:30 A.M.

SUPPLEMENTAL AGENDA – 11:30 A.M.

Judge West called the Special Session back to order at 11:35 A.M.

Item #1: Sharon Ferguson, County Clerk-Consideration and possible approval of bond for Sheriff George Caldwell, Jr.

Judge West moved that the Court approve the Official Bond and Oath for Sheriff George Caldwell, Jr. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve. ([Exhibit #10](#))

E. Reports. The October 5, 2015 Combined Statement of Cash Position was presented by County Treasurer Ann Krpoun, for filing. ([Exhibit #11](#))

The Texas Commission On Jail Standards Jail Population Report was presented by the Sheriff's Department, for filing. ([Exhibit #12](#))

The Pretrial Report was presented by Indigent Defense Coordinator/Pretrial Services Director Nita Richardson, for filing. ([Exhibit #13](#))

F. Consideration and approval of bills. Commissioner Traweek moved that the claims, as presented by County Auditor Nina Cox, be paid. Commissioner Shaw seconded the motion and the Court voted 3-0 to approve. ([Exhibit #14](#))

G. Adjourn. Commissioner Kelton moved that the Court adjourn until October 19, 2015 at 9:00 A.M. in the Commissioners Courtroom. Commissioner Shaw seconded the motion and the Court voted 3-0 to approve.

