


## NOTICE TO THE PUBLIC

Notice is hereby given that a special meeting of the BROWN COUNTY COMMISSIONERS COURT will convene on the 23<sup>rd</sup> day of April, 2018, at 9:00 A. M. in the Brown County Commissioners Courtroom:



E. RAY WEST, III  
BROWN COUNTY JUDGE

### AGENDA

- A. Opening Prayer
- B. Reading and Approval of Minutes
- 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.
  - 1. Joel Kelton, Pct 2 – Consideration and possible approval of action regarding burn ban;
  - 2. Commissioners, Pct 1, 2, 3 & 4 – Open bids for paving, fog sealing, priming of roads, crushed caliche, 1 inch minus crushed limestone, grade 3, 4, & 5 cover stone as well as cold mix (all types), paving, seal coating, spot seal coating and all asphalt products, bulk hauling of road materials, blasting and crushing limestone and caliche rock to be sized at 1 inch minus;
  - 3. Commissioners, Pct 1, 2, 3 & 4 – Consideration and possible approval of bids for paving, fog sealing, priming of roads, crushed caliche, 1 inch minus crushed limestone, grade 3, 4, & 5 cover stone as well as cold mix (all types), paving, seal coating, spot seal coating and all asphalt products, bulk hauling of road materials, blasting and crushing limestone and caliche rock to be sized at 1 inch minus;
  - 4. Wayne Shaw, Pct 3 – Consideration and possible approval to declare vehicle/equipment as surplus;
  - 5. Wayne Shaw, Pct 3 – Consideration and possible approval to sell surplus vehicle/equipment on GovDeals;
  - 6. Wayne Shaw, Pct 3 – Consideration and possible approval to purchase vehicle/equipment;
  - 7. Sharon Ferguson, County Clerk – Consideration and possible approval of Department of State Health Services Contract for Vital Statistics;
  - 8. The Court will convene into Executive Session for discussion pertinent to pending litigation (Cassandra Evetts vs. Sharon Ferguson, Brown County Clerk) in accordance with the requirements and authority set out in section 551.071(1)(A) of the Texas Government Code.
  - 9. The Court will reconvene into open session;
- E. Reports
- F. Consideration and Approval of bills
- G. Approval of Treasurer's/Auditor's Report
- H. Adjournment or recess



**STATE OF TEXAS  
COUNTY OF BROWN**

**The Brown County Commissioners Court convened in a Special Session on April 23, 2018 at 9:00 A.M. in the Commissioner's Courtroom, Brown County Courthouse, 200 South Broadway Brownwood, Texas. Judge Pro-Tem Kelton called the meeting to order. Members of the Court present were:**

<b>E. RAY WEST III</b>	<b>ABSENT</b>	<b>COUNTY JUDGE</b>
<b>GARY WORLEY</b>		<b>COMMISSIONER, PRECINCT NO. 1</b>
<b>JOEL KELTON</b>		<b>COMMISSIONER, PRECINCT NO. 2</b>
<b>WAYNE SHAW</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>JOSIE CONTRERAS</b>	<b>ASSISTANT COUNTY AUDITOR</b>
<b>T'ANNA MCCLURE</b>	<b>ADMINISTRATIVE ASSISTANT</b>

- A. Opening prayer. Rick Phelps led the Court in the invocation.**
- B. Reading and approval of minutes. Commissioner Shaw moved that the minutes of the April 16, 2018 meeting be approved, as presented by County Clerk Sharon Ferguson. Commissioner Traweek 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, Pct 2-Consideration and possible approval of action regarding burn ban. After discussion, no action was taken. The burn ban remains lifted.**

**Item #2: Commissioners, Pct 1, 2, 3 & 4-Open bids for paving, fog sealing, priming of roads, crushed caliche, 1 inch minus crushed limestone, grade 3, 4, & 5 cover stone as well as cold mix (all types), paving, seal coating, spot seal coating and all asphalt products, bulk hauling of road materials, blasting and crushing limestone and caliche rock to be sized at 1 inch minus.**

**Commissioner Kelton opened sealed bids from the following:**

**Russell Construction-paving, fog sealing, priming of roads, seal coating (Exhibit #1)**

**Nobles Road Construction, Inc.-bulk hauling (Exhibit #2)**

**Nobles Road Construction, Inc.-paving, fog sealing, priming of roads, seal coating (Exhibit #3)**

**Nobles Road Construction, Inc.-limestone base blasting and crushing and oversize limestone crushing (Exhibit #4)**

**Fisher Sand & Gravel Co.-blasting and crushing limestone and caliche rock (Exhibit #5)**

**Diamond P Aggregates Ltd.-crushed base, oversize rock and bulk hauling (Exhibit #6)**

**Wright Asphalt Products Co. -asphalt products (Exhibit #7)**

**Trees Forever Pipe & Equip. (Tim Thornhill)-bulk hauling (Exhibit #8)**

**Rollin Rock Construction-bulk hauling (Exhibit #9)**

**Vulcan Materials Company- crushed caliche, crushed limestone, grade 3, 4, and 5 cover stone and cold mix (Exhibit #10)**

**Ergon-asphalt products (Exhibit #11)**

**Item #3: Commissioners, Pct 1, 2, 3 & 4-Consideration and possible approval of bids for paving, fog sealing, priming of roads, crushed caliche, 1 inch minus crushed limestone, grade 3, 4, & 5 cover stone as well as cold mix (all types), paving, seal coating, spot seal coating and all asphalt products, bulk hauling of road materials, blasting and crushing limestone and caliche rock to be sized at 1 inch minus.**

**After discussion, Commissioner Shaw moved that the Court accept each bid received, in Item #2, on its terms, except the bid from Nobles Road Construction, Inc. for limestone base blasting and crushing and oversize limestone crushing (Exhibit #4) and the bid from Fisher Sand and Gravel for blasting and crushing limestone and caliche rock (Exhibit #5). Commissioner Traweek seconded the motion and the Court voted 4-0 to approve.**

**Item #4: Wayne Shaw, Pct 3-Consideration and possible approval to declare vehicle/equipment as surplus. Commissioner Shaw moved that the Court declare a belly dump trunk, from Precinct #3, as surplus. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve.**

**Item #5: Wayne Shaw, Pct 3-Consideration and possible approval to sell surplus vehicle/equipment on GovDeals. Commissioner Shaw moved that he be authorized to list, for sale, a belly dump truck, from Precinct #3, on GovDeals online auction. Commissioner Traweek seconded the motion and the Court voted 4-0 to approve.**

**Item #6: Wayne Shaw, Pct 3-Consideration and possible approval to purchase vehicle/equipment. After discussion, no action was taken.**

**Item #7: Sharon Ferguson, County Clerk-Consideration and possible approval of Department of State Health Services Contract for Vital Statistics. Commissioner Traweek moved that the Court authorize the approval of the Department of State Health Services Contract for Vital Statistics, as presented by County Clerk Sharon Ferguson. Commissioner Worley seconded the motion and the Court voted 4-0 to approve. (Exhibit #12)**

**Item #8: The Court will convene into Executive Session for discussion pertinent to pending litigation (Cassandra Evetts vs. Sharon Ferguson, Brown County Clerk) in accordance with the requirements and authority set out in Section 551.071(1)(A) of the Texas Government Code. Commissioner Traweek moved that the Court convene into Executive Session, at 9:35 A.M. Commissioner Worley seconded the motion and the Court voted 4-0 to approve.**

**Item #9: The Court will reconvene into open session. Judge Pro-Tem Kelton reconvened the Special Session at 9:50 A.M. No action was taken.**

**E. Reports. The April 23, 2018 Combined Statement of Cash Position was presented by County Treasurer Ann Krpoun, for filing. (Exhibit #13)**

**F. Consideration and approval of bills. Commissioner Worley moved that the claims, as presented by County Auditor Jennifer Robison, be paid. Commissioner Shaw seconded the motion and the Court voted 4-0 approve. (Exhibit #14)**

**G. Recess. Upon motion duly made by Commissioner Traweek, seconded by Commissioner Shaw and carried unanimously, the Brown County Commissioners Court recessed at 10:45 A.M. until April 30, 2018 at 9:00 A.M. in the Commissioners Courtroom.**

Approved by the **BROWN COUNTY COMMISSIONERS COURT**  
on the 30 day of April, 2018.

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**COUNTY JUDGE**

  
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**COMMISSIONER, PRECINCT NO. 1**

  
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**COMMISSIONER, PRECINCT NO. 2**

  
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**COMMISSIONER, PRECINCT NO. 3**

  
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**COMMISSIONER, PRECINCT NO. 4**



I, Sharon Ferguson, Brown County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for **April 23, 2018.**

  
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**SHARON FERGUSON, County Clerk and Ex-Officio Member  
Clerk of Commissioner's Court, Brown County, Texas**

