

**CALLED MEETING OF THE  
BREWSTER COUNTY COMMISSIONERS COURT  
WEDNESDAY, SEPTEMBER 30, 2009, AT 9:00 A.M.**

*Judge Beard called this meeting to order. Officers present are listed as follows:*

<b>VAL CLARK BEARD</b>	<b>COUNTY JUDGE</b>
<b>ASA STONE</b>	<b>COMMISSIONER PCT. 1</b>
<b>KATHY KILLINGSWORTH</b>	<b>COMMISSIONER PCT. 2</b>
<b>RUBEN ORTEGA</b>	<b>COMMISSIONER PCT. 3</b>
<b>MATILDE PALLANEZ</b>	<b>COMMISSIONER PCT. 4</b>
<b>JERRY SOTELLO</b>	<b>J.P., PCT. 1</b>
<b>STEVE HOUSTON</b>	<b>COUNTY ATTORNEY</b>

**1. Minutes / additions / corrections / approval**

*The minutes from the Sept. 14, 2009, meeting were presented for approval.*

*Commissioner Ortega made a motion to approve the minutes, which was seconded by Commissioner Stone, and passed unanimously.*

**2. Treasurer**

**A. General Bills**

*Treasurer Ofenstein noted the large health insurance and unemployment insurance payments. Quarterly payments to the appraisal district, groundwater district and juvenile probation departments were also paid. The VINE maintenance contract for \$5,728 was also paid, as was other software at the jail. The VINE payment will be reimbursed by the state.*

*Commissioner Ortega made a motion to accept the bills as presented, which was seconded by Commissioner Killingsworth, and passed unanimously.*

**B. Infrastructure Projects Bills / Discussion and appropriate action**

*Mrs. Ofenstein said both Commissioner Stone and Judge Beard have reviewed a bill from Dinosaur Valley for \$353,000.*

*Commissioner Ortega made a motion to approve the bill, which was seconded by Commissioner Stone, and passed unanimously.*

***C. Other administrative matters related to Treasurer's Office / Discussion and appropriate action for work of Treasurer's office to go forward***

*Mrs. Ofenstein said four law enforcement grants are due for reimbursement at \$165,000. She has asked department heads to stop making purchases from those grants until the reimbursements are received. She said administrative "red tape" has caused the delay. Sheriff Dodson concurred with the treasurer, and said they are working on the issue in his department as well.*

***3. Sheriff's Department & Jail / Commissioners Court's duties as related to Jail***

***A. Executive Session Pursuant to Section §551.074, Government Code, VTCA, to discuss the appointment, employment, evaluation, reassignment, duties, compensation, or dismissal of a public officer or employee as related to Brewster County Jail, Jail Procedures and record keeping as required by Jail Standards Commission / Duties of Commissioners Court as related to Jail***

*At 9:07 a.m., Judge Beard announced that Commissioners Court was going into Executive Session to discuss personnel issues at the jail, jail procedure and record keeping as required by the Jail Standards Commission, as well as the duties of Commissioners Court related to the jail. She said Commissioners' duties would be taken up first, and the courtroom was cleared of all but Commissioners Court and the County Attorney*

***Reconvene in Open Session***

***B. Discussion and appropriate action resulting from Executive Session***

*At 10:37 a.m., the Commissioners Court reconvened in open session. Judge Beard announced that the Court had been in Executive Session pursuant to §551.074. Judge Beard asked if any action was to be taken as a result of the Executive Session.*

*No action was taken.*

*Judge Beard said personnel issues and other issues will be taken up again at the first October meeting.*

***4. Jail Modifications & Repairs / Update / Discussion and appropriate action to go forward with ongoing repairs and modifications***

*Judge Beard said new cell glass has been ordered. A couple of burned out heating elements in the water heaters will be taken care of by the contractor. She said the new console should be here in about three weeks.*

*Commissioner Ortega made a motion to adjourn, which was seconded by  
Commissioner Killingsworth, and passed unanimously.*

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***VAL CLARK BEARD, COUNTY JUDGE***

***ATTEST:***

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***BERTA RIOS MARTINEZ, COUNTY CLERK***