

**REGULAR MEETING OF THE
BREWSTER COUNTY COMMISSIONERS COURT
TUESDAY, JUNE 22, 2010, AT 10:00 A.M.**

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

VAL CLARK BEARD	COUNTY JUDGE
ASA "COOKIE" STONE	COMMISSIONER PCT. 1
KATHY KILLINGSWORTH	COMMISSIONER PCT. 2
RUBEN ORTEGA	COMMISSIONER PCT. 3
MATILDE "WACKY" PALLANEZ	COMMISSIONER PCT. 4
JERRY SOTELLO	J.P., PRECINCT 1
BERTA RIOS-MARTINEZ	COUNTY CLERK
CAROL OFENSTEIN	TREASURER

To discuss and take action as appropriate on the following:

1. Minutes / additions / corrections / approval

The minutes from the June 14, 2010, 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 / Discussion and appropriate action

Commissioner Ortega made a motion to approve the bills as presented, which was seconded by Commissioner Stone, and passed unanimously.

Commissioner Killingsworth abstained from 66480. Judge Beard abstained from any KALP bills.

One walk in bill from Ralph Mathieu for storage for Road and Bridge materials was presented for \$500.

Commissioner Ortega made a motion to approve the walk-in bill, which was seconded by Commissioner Killingsworth and passed unanimously.

B. Infrastructure Projects Bills / Discussion and appropriate action

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

3. Officials' Monthly Reports / Discussion and appropriate action

No reports were given.

4. Road & Bridge Department / Community Facilities

A. Road & Bridge Superintendent's Report

General updates on maintenance and repairs for all county roads; road materials including, fuel, supplies including usage & inventories & future needs; equipment including heavy equipment, (maintenance repairs, future needs, replacement and additions), pickups, trailers and other light vehicles and accessories, and small equipment, (usage, future needs), equipment rentals; facilities (yards in Alpine, Marathon and S. County) and community facilities (assistance with maintenance and other related issues); assistance to other governmental entities and emergency responders; personnel issues, (vacancies, new hires, performance and safety); permits for boring or trenching for utilities across County Roads

Supt. Frenchie Causey said crews cleared debris from the culverts on Terlingua Ranch Road following two big rains. They will be heading down there tomorrow to continue work. He said they will have to close the road for a little bit to fix a culvert on the down side of the road. They have also been tending to general repairs. Crews will be attending traffic control training on July 28. Commissioners are invited to attend.

B. Discussion and appropriate action for general work of Road & Bridge Department to go forward

5. Emergency Management Department

A. General Report including:

Recent emergency responses; emergency planning update; recent work with cooperating emergency responders: (ESD #1, all VFD's and EMS); update on needs, programs, training, recent work with other governmental entities; equipment for emergency response and updates regarding needs, maintenance, repairs, replacement and additions; emergency management issues related to public and private insurance coverage and personnel issues related to emergency response /Discussion and appropriate action

EMC Tom Santry said there have been no fires in the last week. He said chairs, tables, computers, a television and phone lines have been ordered for the EOC.

B. Update on Move into Alpine Volunteer Fire Department

Mr. Santry said the two bigger fire truck have been moved in. Otherwise, move in is slow.

C. Discussion and appropriate action for general work of Emergency Management Department to go forward

6. Pending Infrastructure Grant Matters

A. Colonia Construction Fund Application / (2nd Septic Tank Replacement Grant Application for S. Brewster County)

1. Update on Project & Application Process

2. General administrative matters related to going forward with program / Discussion and appropriate action to go forward with grant program

B. 2007 Texas Department of Rural Affairs Infrastructure Grant /Study Butte Water Corp. Improvements / Discussion and appropriate action

1. Update & General Administrative Matters regarding grant

Mr. Carvajal said he will submit the close-out paperwork next week.

2. Study Butte Water Corporation Tank Project

a. General update on completing project

b. Discussion and appropriate action for project to be completed

C. 2009/2010 Texas Department of Rural Affairs Rural Community Affairs Grant Program

1. Update

Mr. Carvajal said requests for bids will be published July 8 and 15; the bids will be opened Aug. 2, and Commissioners will be able to vote on bids Aug. 9. He said the contract must be signed by Aug. 30.

2. Adoption of Resolution Authorizing Acceptance of Additional Funding for Contract No. 729081 (TDRA) / Discussion and appropriate action

Commissioner Stone made a motion to accept the resolution, which was

seconded by Commissioner Killingsworth, and passed unanimously.

3. Discussion and appropriate action to go forward with Grant

7. Pending Community/ Public Safety Infrastructure Projects / Discussion and appropriate action to go forward with all projects, including:

Major Projects:

***South County Emergency Response Center (Housing for Terlingua Medics, Terlingua VFD, Deputy, J.P. & related support space)
Alpine/N. Brewster County Area Emergency Response Center
(Fire Station for Alpine VFD & Brewster County Emergency
Operations Center), Brewster County Jail Update***

***Marathon Law Enforcement Facility (Housing for Deputy, J.P. Pct.
3 & training room), Brewster County Jail Renovation***

***Construction Assistance for Alpine Public Library, a non profit
corporation***

Smaller Projects:

***Vehicle & Equipment Storage Building (shed design) for South
Brewster County on 23221 FM 170, near Terlingua & Study Butte,
covered outdoor area for Marathon Town Square Repairs &
Modifications to Old County Library Building, 203 N. 7th Street,
Alpine, Outdoor Meeting Space for Marathon Town Square,
adjacent to Community Center; Multipurpose slab for Pattillo
Community Center & Terlingua Fire & Medics***

A. Project Updates

***1. Marathon Justice Center / Discussion and appropriate action to
complete project***

a. Update on status of project

b. Discussion and appropriate action to complete project

***2. Alpine VFD Fire Station / Signage and other matters related to
VFD Move In / Discussion and appropriate action to complete
project***

3. South County Emergency Response Center

a. Update on status of project including exterior & interior finish work, cabinetry, signage, paving and related items

Commissioner Killingsworth said they are still waiting on cabinetry and one more coat of sealer on the floor. They are in the process of ordering tables and chairs, and they still need phone lines. The ESD will purchase blinds for the windows and pay to have them tinted.

b. Discussion and appropriate action to complete project

4. Alpine Public Library Project / Construction for Alpine Public Library, a non profit organization / Update

5. Covered Meeting Area for Marathon Town Square / Review Plans for Porches or covered outdoor areas at Marathon Community Center or nearby

a. Review of feasibility of porches as designed by engineer

Commissioner Ortega said he would like porches on both sides of the building with concrete.

b. Discussion and appropriate action concerning type of covered area to be constructed & going forward with project

6. Multipurpose concrete pad at Pattillo Community Center

a. Update

The engineer, Travis Roberts, has marked the corners for the pad.

b. Discussion and appropriate action to go forward with project

7. Brewster County Jail / Update on replacement of camera monitors in Jail, and replacement of console cabinetry and other minor work on jail / Discussion and appropriate action

The quote for replacement of the console is right at \$10,000. Judge Beard has authorized the order. Measurements for console cabinetry will be taken shortly.

C. Furnishings for all Projects

1. Updates on ordering/installation of appliances/office furniture and related items

Furnishings from the prison system will continue to trickle in.

2. Discussion and appropriate action

D. General Discussion concerning public dedication events for projects / Discussion and appropriate action

8. Census Update / Commissioner Killingsworth and Judge Beard / Discussion and appropriate action concerning any appropriate steps to help get an accurate count

Commissioners continued to express their concern about the Census Bureau's lack of understanding about how to count people in such a large, diverse and rural county.

Judge Beard noted that the complaint is not with the local enumerators. She said they are working hard, but haven't been given the proper tools. She said the County takes issue with the process.

Commissioner Killingsworth said the problems began in Phase I when so many people didn't even receive a packet. She said that when it's done, it's done, and the County will have to live with the result for 10 years.

The final count should be known by Aug. 1; however, Commissioner Killingsworth said she has been unable to get any preliminary data from the Census Bureau, although that was promised for June 15.

9. Public Comment

No public comment was made.

10. Update on June 15, 2010, Middle Pecos Groundwater Conservation District meeting in Fort Stockton concerning export permit by Fort Stockton Holdings, L.P. (Clayton Williams' application) / Conrad Arriola, General Manager, Brewster County Groundwater Conservation District / Discussion and appropriate action

Judge Beard reported that the Brewster County Groundwater Conservation District was given party status in the application process filed by Clayton Williams' Fort Stockton Holdings, which is seeking to pump millions of gallons of groundwater from his land in Pecos County to Midland.

At an earlier session of the Middle Pecos GWD, Brewster County's district had been denied party status. Conrad Arriola, the district's General Manager, argued that the district had concerns over the application, and that it is a partner with the MPGWD in a US Geological Survey study of the area.

Judge Beard and the Commissioners congratulated Arriola for the victory.

11. 2011 Budget Workshop / General Discussion concerning all aspects of County revenues/expenditures and upcoming financial needs for all County Departments and other entities funded by the County / Scheduling issues related to adoption of Budget & setting Tax Rate

Judge Beard said the M&O rate will most likely be the effective tax rate; she said they are still working toward a flat budget.

Contracting agencies will be given applications to complete, which are due back in mid-July.

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

VAL CLARK BEARD, COUNTY JUDGE

ATTEST:

BERTA RIOS MARTINEZ, COUNTY CLERK