

**PUBLIC NOTICE**

**REGULAR MEETING OF THE BREWSTER COUNTY COMMISSIONERS COURT  
TUESDAY, AUGUST 23, 2011, AT 10:00 A.M.  
BREWSTER COUNTY COURTHOUSE, COMMISSIONERS COURTROOM  
6<sup>TH</sup> & AVE E  
ALPINE, TEXAS**

**AGENDA**

To discuss and take action as appropriate on the following:

**FILED**  
At 2:40 o'clock P M  
Date 8/16/11  
By BERTA ROS-MARTINEZ  
County Clerk, Brewster County, TX  
Deputy

1. Minutes / additions / corrections / approval
2. Treasurer

A. General Bills / Discussion and appropriate action

B. Infrastructure Projects Bills / Discussion and appropriate action

C. Request for formal Resolution regarding participation in the Texas Class Fund / Discussion and appropriate action

D. 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

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, discipline, performance, safety and other general personnel matters); permits for boring or trenching for utilities across County Roads / Discussion and appropriate action

B. TxDot Border Colonia Access Paving Grant

1. Update on any remaining legal issues, scheduling, bid process and

**award of bids, construction issues and other matters related to preparing for and beginning construction**

**2. Report on work for pipeline for Study Butte Water Corporation, under roadway / Discussion and appropriate action concerning going forward with pipeline construction**

**3. Discussion and appropriate action to go forward with paving project, including appropriate action concerning bids and beginning construction on paving project**

**C. Discussion and appropriate action for general work of Road & Bridge to go forward**

**5. Corrective Delayed Plats / Jackrabbit Flats & 163 Rossi Road & vicinity West of Alpine**

**A. Update on status of both plats**

**B. Executive Session Pursuant to § 551.071, Government Code, VTCA, Pending Litigation and Consultation on a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter (Privileged Matters),**

**Reconvene in Open Session**

**C. Discussion and appropriate action to conclude corrective action regarding the above two plats**

**6. Sheriff's Department and Jail**

**A. Disposition of Two Constable's Vehicles / Proposal that these vehicles be disposed of in trade for newer vehicles / Discussion and appropriate action**

**B. Request to acquire ¾ Ton Pickup from Asset Forfeiture Fund / Discussion and appropriate action**

**C. Resolution approving Border Star JAG application / Discussion and appropriate action**

**7. Texas Historical Commission Historic Courthouse Preservation Program / Discussion concerning limited funding available and if an application for this round of the program is feasible (No action)**

**8. New County Public Safety Infrastructure Facilities / (Alpine Volunteer Fire Department Station & Emergency Operations Center, South County Emergency Response Center, Marathon Justice Center)**

- A. Update, including matters related to management, landscaping, grounds paving, punch lists, telecommunication, utilities, maintenance and other costs related to facilities, equipment and furnishings**
- B. Discussion and appropriate action concerning management and operation of these facilities**

**9. 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; burn bans, emergency management issues related to public and private insurance coverage, personnel issues related to emergency response, matters related to pending & future Homeland Security Grants / Discussion and appropriate action**

**B. Discussion and appropriate action for work of Emergency Management Department to go forward**

**10. Pending Infrastructure Grant Matters:**

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

**1. Update on Project & Application Process**

**2. General and administrative matters related to going forward with program including approval of additional applicants, bids & proposals & other related matters / Discussion and appropriate action to go forward with grant project**

**B. 2009/2010 Texas Department of Rural Affairs Community Grant Program (Study Butte Water Tank Project)**

**1. Update on Project**

**2. Discussion and appropriate action to go forward with grant program**

**C. Upcoming 2011 / 2012 Texas Department of Rural Affairs Grant Program / Discussion and appropriate action to go forward with grant Application**

**1. Pending Litigation / Confer with County Attorney concerning**

**Judgment in favor of Brewster County entered on August 2, 2011, and other related matters in Cause No. 2007- 03-B8551-CV, Michael J. McCulloch, Kathleen and Alice McCullum, Individually and d/b/a/ Osoba Ranch Company VS Brewster County, Texas, In The District Court of Brewster County, Texas 394<sup>th</sup> Judicial District / (Mills Road Case), and**

**Cause No. 2010-04-B8988-CV, Pasqual Q. Olibas, Individually and d/b/a Freedom Bail Bonds, Plaintiff VS. Ronny Dodson, as Sheriff of Brewster County, Texas, Defendant, In The District Court of Brewster County, Texas 394<sup>th</sup> Judicial District**

- A. Executive Session Pursuant to § 551.071, Government Code, VTCA, Pending Litigation and Consultation on a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter (Privileged Matters), and Pursuant to Section § 551.072, Government Code, VTCA, Deliberation regarding real property (Mills Road Case)**

**Reconvene in Open Session**

- B. Discussion and appropriate action resulting from Executive Session in regard to either of these pending cases**

**FILED**  
At 2:40 o'clock P M  
Date 8/16/11  
By BERTA BIOS-MARTINEZ  
County Clerk, Brewster County, TX