

**REGULAR MEETING OF THE BREWSTER
COUNTY COMMISSIONERS COURT
TUESDAY, AUGUST 9, 2016, AT 9:00 A.M.**

Judge Cano called the meeting to order and the following Elected Officials were present:

<i>Eleazar R. Cano</i>	<i>County Judge</i>
<i>Luc Novovitch</i>	<i>Commissioner Pct. 1</i>
<i>Hugh Garrett</i>	<i>Commissioner Pct. 2</i>
<i>Ruben Ortega</i>	<i>Commissioner Pct. 3</i>
<i>Mike ‘Coach’ Pallanez</i>	<i>Commissioner Pct. 4</i>
<i>Babett Mann</i>	<i>County Treasurer</i>
<i>Gilbert Valenzuela</i>	<i>JP #1</i>
<i>Ronny Dodson</i>	<i>County Sheriff</i>

1. Invocation, Pledge of Allegiance

Judge Cano led the Court in an Invocation and the Pledge of Allegiance

2. Public Comment

David Quinn, program manager for Public Power Pool (P3), informed the Court of some of the history of P3 and stated he would go further into detail when he came back with an in depth presentation.

3. Minutes / additions / corrections / approval

No minutes presented for approval

4. Road & Bridge Department / Community Facilities

- A. Road & Bridge Superintendent’s Report, General updates on maintenance and repairs for all county roads & state of County Roads System; road materials including, fuel, supplies including usage & inventories & future needs; budgetary matters; 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) cattle guards, fences and other means of containing livestock; safety issues and equipment; 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**



Superintendent Frenchie Causey reported that Mile High Road is complete and took the last load of tires to Denver City that were accumulated from Dump Days. Road & Bridge crews are blading roads in South County, spraying the side of highway with herbicide, doing regular maintenance on local Parks and continue work in the District Courtroom, reported Superintendent Causey.

Superintendent Causey asked the Court about the purchase of a dump truck and Judge Cano stated that there will be money set aside to make the purchase.

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

Nothing discussed

5. County Emergency Management Office

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 burn bans; emergency management issues related to communications & public information; emergency management issues related to County insurance coverage; personnel issues related to emergency response, exercises & drills; matters related to pending & future Homeland Security & FEMA Grants and other funding, matters related to 911 EMS in County and matters related to 911 & 911 addressing / Discussion and appropriate action

Emergency Manager Matt Van Ostrand reported that the generators in Marathon and Terlingua were tested and everything was good with Marathon but the generator in Terlingua failed and will be up and running after repairs in September. All work for the generator will be covered under warranty.

Van Ostrand stated that he has been installing COPsync911 to all employees in case of an emergency in the County. Van Ostrand explained briefly how it will work and will be setting up a training for all employees. Discussion of more security in and around the Courthouse took place.

B. Discussion and appropriate action for general administrative work of the Emergency Management Department to go forward

Nothing discussed

6. Treasurer's Office

A. General Bills / Discussion and appropriate action

Treasurer Mann reported that general bills total \$121,862.04 and walk-ins total \$122,257.99. Treasure Mann explained that the walk-ins are high because they include two TAC Payments. Discussion of having deadlines to present all bills to Treasurer Office in order to have no walk-ins.

Commissioner Ortega moved to approve General Bills and Walk-ins as presented. Commissioner Garrett seconded the motion, abstaining from his reimbursement, and the motion passed unanimously.

B. Financial Reports / Updates, Discussion, Review and appropriate action concerning the following:

Cash Receipts & Disbursements	Payroll Reports
Statement of Revenue & Expenses	Check Register
Receipt Register	Grant Reports
Other Financial Reports	
as requested by Commissioners	

Treasurer Mann reviewed statement of revenue & expenses, receipt register and check register. Discussion that State reimbursements for jury funds is possible and Treasurer Mann informed the Court that she is looking into it.

C. Approval to Review and Adopt the Authorized Investment Broker List / Authorized Investment Broker List: TexPool & Texas Class / Discussion and appropriate action

The Court reviewed the Investment Broker List: TexPool & Texas Class. Commissioner Ortega moved to approve the Investment Broker List which includes TexPool & Texas Class. Commissioner Pallanez seconded the motion and the motion passed unanimously.

D. Other general administrative & procedural matters related to Treasurer’s Office / Discussion and appropriate action for work of Treasurer’s Office to go forward

Nothing discussed.

7. Officials’ Monthly Reports

Commissioner Ortega read the Officials’ Monthly Reports into record.

Commissioner Ortega moved to approve the Officials’ Monthly Report as read. Commissioner Novovitch seconded the motion and the motion passed unanimously.

8. Justice of the Peace, Precinct 1

A. Constable Service Fees / Request to raise Constable Service Fees from \$65.00 to \$100.00 / Discussion and appropriate action

Judge Gilbert Valenzuela asked if the Fees for Constable could be increased to \$100.00 from \$65.00. Mr. Valenzuela further explained that with the risk the Constable takes on serving people he feels that the fee needs to be increased.

Commissioner Novovitch moved to increase the Constable fees from \$65.00 to \$100.00. Commissioner Garrett seconded the motion and the motion passed unanimously.

B. Presentation by Richard Morales, nCourt LLC, to provide Brewster County Justice of the Peace Precinct 1 with an electronic payment processing program / Discussion and appropriate action

Judge Gilbert Valenzuela informed the Court of how the electronic payment processing program would help in collecting fees after hours and on weekends when offices are closed. This program will be compatible with NetData stated Valenzuela.

Mr. Richard Morales with GHS informed the Court that there is no set up fee or maintenance fees. The call center is bilingual and only closed on Christmas and New Year's Day. Mr. Morales stated that 70% of calls are informational and at that point they try to receive payment to increase revenue.

Discussion of County Attorney reviewing the contract took place.

Commissioner Ortega moved to approve the electronic payment processing program with County Attorney Steve Houston's review. Commissioner Pallanez seconded the motion and the motion passed unanimously.

9. Elections / Election Contracts for Terlingua CSD, San Vicente ISD & Marathon ISD / Discussion and appropriate action

Jerri Street, Elections Clerk, explained that the contract is a general contract that Attorney Greg Hudson put together in 2014 for Brewster County. The contract states that Brewster County will provide any equipment and supplies needed and the School Districts will be billed.

Brewster County will not have to pay workers or anything else; each entity would be responsible to make payments to the vendor and will pay Brewster County for the use of equipment.

Commissioner Ortega moved to approve the Election Contracts with Terlingua CSD, San Vicente ISD and Marathon ISD. Commissioner Pallanez seconded the motion and the motion passed unanimously.

Court recessed at 10:30 A.M.

Court reconvened at 10:43 A.M.

10. Sheriff's Office / Presentation by Ralph Price, Secure Tech Systems, Inc., WAVE System Proposal for Brewster County / Discussion and appropriate action

Ralph Price stated Secure Tech Systems, Inc. has been around for about 22 years and Brewster County has been a customer for over 10 years. The new WAVE system is 10 dimensional whereas the old system is only one dimensional. Mr. Price explained the system in detail and stated after the setup fee there are no other charges and has a two year warranty. Mr. Price informed the Court that the cost is \$7,500.00 plus \$125.00 for each panic button ordered. Questions and discussion took place about the system, including the compatibility of the system with radios

Commissioner Novovitch moved to table Secure Tech Systems, Inc. proposal for Brewster County. Commissioner Garrett seconded the motion and the motion passed unanimously.

11. County Subdivision Regulations / Revision of Existing Boundaries concerning Private Property and County Roads specifically located in the Cul De Sac of Sunny Glenn/

A. Update

Commissioner Novovitch provided an update on the revision of the boundaries concerning the private property and the County roads located on Cul De Sac of Sunny Glenn. Judge Cano explained the plat that was in the possession of the Court and stated that it would be recorded after the approval of the Court.

B. Discussion and appropriate action

Commissioner Novovitch moved to approve the revised easement of the County road to private property. Commissioner Ortega seconded the motion and the motion passed unanimously.

12. Matters related to the Brewster County Procurement Policies and Procedures

A. Adopt Order approving sole source exemption for WTG Fuels in compliance of Local Government Code 262.024 MS2 for electric power and fuel

Superintendent Frenchie Causey explained that he has looked in other places for a better price but these have been the best. Judge Cano explained that the external Auditors recommended this be documented. Judge Cano read the Order into record.

Commissioner Ortega moved to adopt the order as read. Commissioner Novovitch seconded the motion and the motion passed unanimously.

B. Adopt Order approving sole source exemption for Ergon Asphalt and Emulsions Inc, the only provider in the area of MS2 Oil in accordance with Local Government Code, 262.024

13. Presentation of 2015 Audit by Gibson Ruddock Patterson, LLC (GRP) / Discussion and appropriate action

Vanessa and Erica Hernandez of Gibson Ruddock Patterson, LLC reported the findings of the 2015 audit. They reviewed the recommended changes to be made by Brewster County. GRP reviewed the report in detail. Please see attached.

14. Matters related to 2017 Budget and 2016 Tax Rate / Adjustments to Proposed Tax Rate and Budget / Discussion and appropriate action

Judge Cano explained that everything looked in line and the only change since the last meeting is the Effective Tax Rate of .0375400 was going to leave the County short about \$180,000.00. Judge Cano proposed to change the Effective Tax Rate to 0.395400 which will generate and additional \$150,768.00 for that Tax Rate.

Court recessed at 12:37 P.M.

Court reconvened at 12:50 P.M. and went to item 13 with the courts approval.

15. Schedule for Adoption of Budget and Tax Rate / Discussion and appropriate action

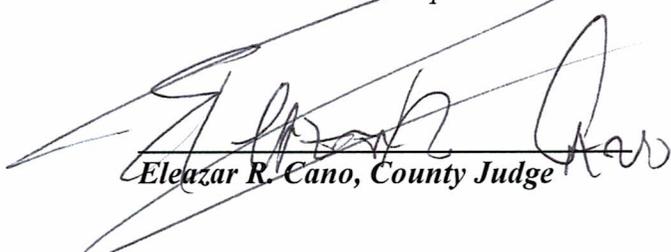
Nothing discussed.

16. Schedule next Commissioners Court Called Meeting on August 16, 2016

Judge Cano informed the court that the next meeting will be a called meeting on August 16, 2016.

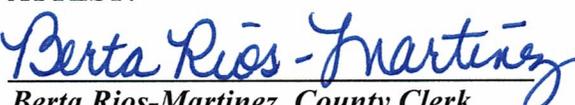
17. Adjourn

Commissioner Ortega moved to adjourn at 2:02 P.M.. Commissioner Pallanez seconded the motion and the motion passed unanimously.



Eleazar R. Cano, County Judge

ATTEST:



Berta Rios-Martinez, County Clerk

