

**PLEASE NOTE CHANGE IN TIME DUE TO LENGTH OF AGENDA**

**PUBLIC NOTICE**

**REGULAR MEETING OF THE BREWSTER COUNTY COMMISSIONERS COURT  
MONDAY MARCH 14, 2011, AT 9:00 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

1. Invocation and Pledge of Allegiance

2. Minutes / additions / corrections / approval

3. Treasurer

A. General Bills / Discussion and appropriate action

B. Infrastructure Projects Bills / Discussion and appropriate action

C. Pending 2011 State Budget & Current Legislative Session

1. Update & general discussion concerning State's practice of passing down responsibility for various State functions to local governments

2. Judge's & Treasurer's remarks and discussion regarding sources of County Revenues, and absence of State funding for County Operations

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

4. Officials' Monthly Reports / Discussion and appropriate action

5. Tax Assessor Collector

A. General update on work of office, including reports on tax collections, delinquent tax collections, recent tax sales, sales tax collections and related matters

B. Brewster County's role as tax collector for other County entities / Discussion and appropriate action

**FILED**  
At 10:50 o'clock AM  
Date 3-10-2011  
By BERTA RIOS-MARTINEZ  
County Clerk, Brewster County, TX  
YANNI KONNERS Deputy

**C. Discussion between Tax Assessor Collector, Judge, County Staff & Officials concerning AISD's Tax Collection Firm, Ray, Wood & Bonilla and it's Interactions with County Personnel as related to delinquent tax collections / Discussion and appropriate action**

**D. Discussion and appropriate action for work of Tax Assessor Collector to go forward**

**6. 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 / Discussion and appropriate action**

**B. TxDot Border Colonia Access Paving Grant / General Update / Discussion and appropriate action to go forward with and complete project**

**C. Funds for Used Tire Collection through Texas Association of Resource Conservation & Development Areas, Inc. (RC&D) / Discussion and appropriate action concerning participating in program**

**D. Request to facilitate transfer of Caliche / Road Materials from Alpine TxDot Facility to DPS Building on Hwy 118 / Discussion and appropriate action**

**E. Community Facilities (Marathon Community Center / Pattillo Community Center, Peña Park)**

**1. Update including recent improvements and maintenance**

**2. Discussion and appropriate action to maintain facilities**

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

**7. Sheriff's Office / County Jail**

**A. Renewal of Contract for Sheriff's Office Copier / Discussion and appropriate action**

**B. Citation Ratio Profiling Report / Discussion and appropriate action**

**8. Volunteer Big Bend Luncheon / Designate County Volunteers to be recognized at luncheon**

**9. 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. Approval of Additional Applicants for Program / Discussion and appropriate action**

**3. General and administrative matters related to going forward with program including approval of additional applicants, bids & proposals & other 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**

**D. State Comptroller's Energy Efficiency Grant (Energy efficient upgrade of Annex HVAC System)**

**1. Update by Conrad Arriola, Project Coordinator**

**2. Discussion and appropriate action to complete project**

**10. IT Department Report and Update**

**A. Commissioner Pct. II, IT Committee Chair / Update on Off Site Storage of County Electronic data / Discussion and appropriate action**

**B. Infrastructure Projects / Installation & Wiring for Computers / Networking and related issues / Update / Discussion and appropriate action**

**C. Networking / Jail and Law Enforcement Update / Discussion and appropriate action**

**D. County Road Map Project / Update on Digitizing County Road Map / Discussion and appropriate action**

**E. Update on development of schedule for replacement of County owned hardware / Discussion and appropriate action**

**F. Discussion and appropriate action for general work of I.T. Department to go forward**

**11. 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**

**12. Appointments / Request for approval of Board Members of County Historical Commission and Child Welfare Board/ Discussion and appropriate action**

**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**

**Reconvene in Open Session**

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

**13. Resolution in opposition to State unfunded mandates and in support of HJR 56 by Representative Burt Solomons and SJR 17 by Senator John Carona / Discussion and appropriate action**

**14. Resolution in Support of Commissioner Pct. 2 Kathy Killingsworth serving on the governing Board of the West Texas County Judges and Commissioners Association / Discussion and appropriate action**

**15. Proposed Municipal Utility District for Lajitas (previously discussed in Commissioners Court on January 31, 2011)**

**A. Update & Comments concerning modifications made to proposed bill**

**B. Opportunity for comment regarding changes in the proposed bill by interested parties**

**C. Discussion and appropriate action, if any**

**16. Alpine Public Library Project**

**A. Update on drywall for interior and next phases of project**

**B. Personnel Matters re County's Representative on APL Board**

- 1. 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**

**Reconvene in Open Session**

- 2. Discussion and appropriate action resulting from Executive Session**

**C. Discussion concerning issues, terms & conditions for further County participation in APL building project / Appropriate action**

**17. 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, personnel issues related to emergency response, matters related to pending & future Homeland Security Grants / Discussion and appropriate action**

**B. Big Bend Amateur Radio Club / Report on & Discussion concerning proposed Federal action which would impede the Club's ability to provide Emergency Services in Far West Texas / Discussion and appropriate action**

**C. Insurance Service Office (ISO) rating for North Brewster County & Alpine / Update on ISO inspection which took place on February 24, 2011**

**D. Personnel / Executive Session Concerning Duties and Responsibilities of Emergency Management Coordinator in working with other governmental entities and volunteer organizations**

- 1. 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**

**Reconvene in Open Session**

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

**18. Mills Road Case / (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) / Request to reaffirm that Commissioner, Pct. 1, is fully authorized to conduct negotiations and make appropriate decisions on behalf of Commissioners Court regarding this litigation**

**19. 2010 Census & Redistricting**

**A. Commissioner, Pct. 2, Killingsworth's report on undercount in Brewster County / Discussion and appropriate action**

**B. Judge's Recommendation for Commissioners to appoint a Citizens Advisory Committee to assist Commissioners in Redistricting Process**

**Recess If Necessary**

**Joint Meeting with Brewster County Groundwater Conservation District, as Posted for 11:00 A.M. — Commissioners will remain in Commissioners Courtroom with the Agenda to be as follows:**

**A. Update on issues related to Fort Stockton Holdings ("FSH") L.P.'s pending application for Production and Authorization to Transport as made to the Middle Pecos Groundwater Conservation District / Discussion**

**B. General discussion identifying issues between the District and the City that would correct Section 36.121, Texas Water Code, VTCA, currently affecting the District / Limitation on Rulemaking Power of Districts over Wells in certain Counties (Midland Exemption) Discussion and appropriate action to move forward concerning the inclusion of the City of Alpine's water wells in the Brewster County Groundwater Conservation District**

**C. Discussion & consideration of County's Role in Protecting Groundwater Resources and appropriate action by Commissioners Court concerning § 36.121, Texas Water Code, VTCA, & Midland Exemption**

**NOTE: Due to length of this agenda, Commissioners Court may take recesses during the course of the meeting**