

**Tom Green County Commissioners' Court**  
**July 23, 2002**

The Commissioners' Court of Tom Green County, Texas, met in Regular Session July 23, 2002 in the Edd B. Keyes Building, with the following members present:

Clayton Friend, Commissioner of Precinct #1  
Karl Bookter, Commissioner of Precinct #2  
Jodie R. Weeks, Commissioner of Precinct #3  
Richard Easingwood, Commissioner of Precinct #4  
Michael D. Brown, County Judge

**County Judge, Mike Brown, called the meeting to order at 8:33AM**

The Pledge of Allegiance was recited and **Commissioner Friend** offered the invocation.

**3. Commissioner Weeks moved to approve the Consent Agenda, with the exclusion of Item H, as presented. Motion was seconded by Commissioner Friend:**

- A. Approved the minutes of the from the Regular Meeting, July 9, 2002.
- B. Approved the Minutes from the Accounts Allowable from 7/10 – 16/02 in the amount of \$1,119,059.91 and from 7/17-23/02 in the amount of \$902,686.08 for a combined total of \$ 2,021,745.99; Purchase Orders from 7/8-12/02 in the amount of \$73,587.62 and from 7/15-19/02 in the amount of \$ 34,564.21 for a total of \$108,151.83.
- C. Accepted Personnel Actions as presented:

The following salary expenditures are being presented for your **Approval**:

<b><u>NAME</u></b>	<b><u>DEPARTMENT</u></b>	<b><u>ACTION</u></b>	<b><u>EFF. DATE</u></b>	<b><u>GRADE/ STEP</u></b>	<b><u>SALARY</u></b>	
Gilley, Amber N.	County Attorney	Salary Increase	07/24/02	Temp.	\$ 6.15	/HR
Davis, Connie J.	Elections	New Hire	07/10/02	Standby	\$ 6.00	/HR
Aguiar, Cynthia L.	Jail	New Hire	07/09/02	16/1	\$ 832.10	S/M
Balli, Erica N.	Jail	New Hire	07/17/02	16/1	\$ 832.10	S/M
Grantham, Shannon R.	Jai	New Hire	08/01/02	16/1	\$ 832.10	S/M
*Holcomb, Amanda R.	Jail	Trnsfr & Promotion	07/10/02	16/1	\$ 832.10	S/M
Juarez, Orlando R.	Jail	New Hire	08/01/02	16/1	\$ 832.10	S/M
McCorkle, Sean C.	Jail	New Hire	07/15/02	16/1	\$ 832.10	S/M
Skelton, David B.	Jail	New Hire	07/14/02	16/1	\$ 832.10	S/M
Carroll, Tyrie D.	Juv Detention (043)	New Hire	07/12/02	Standby	\$ 5.50	/HR
Jacques, Nyree L.	Juv Detention (043)	New Hire	07/12/02	Standby	\$ 5.50	/HR
***Morales, Andrew	Juv Detention (043)	Prom. & Sal. Inc.	07/16/02	N/A	\$ 775.00	S/M
**Martinez, Steven A.	Juv Probation (056)	Trnsfr & Promotion	07/22/02	N/A	\$ 958.33	S/M
Burleson, Henry B.	Road & Bridge 2/4	Salary Increase	07/16/02	15/5	\$ 875.17	S/M
Madrid, David P.	Road & Bridge 2/4	New Hire	07/15/02	13/1	\$ 717.58	S/M
Stevens, Robert M.	Road & Bridge 2/4	Salary Increase	07/16/02	15/5	\$ 875.17	S/M
Guthrie, Rita I.	Sheriff-Crisis Unit	Salary Increase	07/01/02	N/A	\$1182.30	S/M
Stallings, Cari E.	Sheriff-Crisis Unit	Salary Increase	07/01/02	N/A	\$ 921.88	S/M

\* Also Status Change from Standby to Full-Time  
\*\* Also Status Change from Part-Time to Full-Time  
\*\*\* Also Status Change from Standby to Full-Time

The following personnel actions are presented for **Acknowledgement** and as a matter of record:

<b><u>NAME</u></b>	<b><u>DEPARTMENT</u></b>	<b><u>ACTION</u></b>	<b><u>EFF. DATE</u></b>	<b><u>GRADE/ STEP</u></b>	<b><u>SALARY</u></b>	
DeWindt, Rebecca R.	County Attorney	Resignation	07/17/02	N/A	\$ 6.15	/HR
Dennis, Liza R.	Indigent Health	Resignation	07/31/02	12/1	\$ 682.91	S/M
Isley, Vincent A.	Jail	Resignation	07/11/02	16/1	\$ 832.10	S/M
Rich, Raymond C.	Jail	Resignation	07/24/02	16/4	\$ 896.18	S/M
Stanley, Tibby E.	Jail	Resignation	07/12/02	16/3	\$ 875.17	S/M
Vogt, Mark A.	Jail	Resignation	07/26/02	16/4	\$ 896.18	S/M
Navarro, Barbara A.	Juv Detention (043)	Dropped	07/12/02	Standby	\$ 5.50	/HR
Baez, Wanda L.	RKR Post Adjud	Lay Off	07/16/02	N/A	\$1166.66	S/M
Hargrove, Gary L.	CRTC (235)	New Hire	07/16/02	N/A	\$ 751.42	S/M
Hubbard, Andra N.	CSCD (218)	Rehire	08/01/02	N/A	\$1036.82	S/M
Lambert, Christie J.	CSCD (218)	New Hire	07/16/02	N/A	\$ 997.04	S/M
Landry, Benjamin A.	CSCD (218)	Salary Increase	07/16/02	N/A	\$1036.92	S/M

- D. Accepted the Extension Service Monthly Schedule of Travel as a matter of record. (Recorded with these minutes)
- E. Accepted Indigent Health Care Expenditure Report for June, 2002. (Recorded with these minutes)
- F. Approved right of way easement by Central Texas Telephone Cooperative, Inc.
- G. Accepted the Collections Quarterly Report as a matter of record. (Recorded with these minutes)
- H. **Excluded** Consulting Contract with CalTech Computer for hardware and software pending review of the contract by County's Attorney.
- I. Approved request from Wall Gas Pipeline, Inc., to bore under City Farm Road, Debus Road, Krupala Road, Bean Road and cut across Wilde Road in Precincts 1 & 2.
- J. Approved Verizon's request to place communication lines in west right of way of Walnut Grove Road, one mile north of W. Grape Creek Road in Precinct 3.
- K. Approved Verizon's request to place communication lines in north road right of way on Atkins Road, east of Toe Nail Trail in Precinct 4.
- L. Approved Verizon's request to place communication lines in south right of way on Myrtle Oak Road 6/10 of a mile west of Post Oak Road in Precinct 3.

**All voted in favor of the motion.**

- 4. Herb Straach, of Templeton Construction, reported that they were cleaning the lot off on First Street. They are waiting on some wire to finish up the communication smoke purge system then the door can be opened between Phase I and Phase II of the jail in the Justice Center. **The offices of the Justice of the Peace and the Constable from Precinct 1, the County Judge, the County Attorney (except for the Domestic Violence Unit), the County Courts at Law 1&2 and the Collection Department have been moved into Phase III of the Tom Green County Justice Center and are started conducting business Monday, July 22,2002 in their new location on Harris Street. The Court announced that an "Open House" will be held August 8, 2002 beginning at 4:00 PM until 6:00 PM for anyone who would like to view the new facility.**
- 5. Keith Davis, Attorney for the County, reviewed the proposed changes made in the proposed contract between Tom Green County and Avalon regarding the management of the Roy K. Robb Post Adjudication Center . **Commissioner Easingwood moved to approve the Contract with noted deletions, corrections and exceptions to the contract between Tom Green County and Avalon regarding the management and operations of the Roy K. Robb Post Adjudication Center. The motion was seconded by Commissioner Bookter. Commissioners Friend, Bookter, Weeks and Easingwood voted in favor of the motion. Judge Brown voted in opposition of the motion. The motion passed 4 to 1.**
- 6. Keith Davis reported on the negotiations between Thomas Paine DBA TKP Pipeline and Tom Green County regarding the relocation of the pipeline that was placed, in error, under Tweedy Road instead of in the right of way in 1996. **Commissioner Easingwood moved to authorize the 10 excavation points on the line to determine the depth of the pipeline and have Mr. Davis notify TKP to shut down the line during the excavation process. Commissioner Weeks seconded the motion and all voted in favor.**
- 7. Arnold Patrick with CSCD explained to the Court that an error had been made in providing a 30 hour part time employee with insurance benefits for the past year and the error had just been brought to their attention within the last week. He requested that a waiver be granted and this employee be allowed to continue with the insurance benefits for this individual. After checking with the Treasurer's office and the Personnel office, the position was advertised with benefits. **Commissioner Easingwood moved to grant the waiver to continue with insurance for one employee with CSCD. The motion died for lack of a second. Commissioner Friend moved to grant a 30 day waiver to continue the insurance**

pending more information. Commissioner Easingwood seconded the motion and all voted in favor.

8. Commissioner Weeks moved to accept the Treasurer's monthly report for June, 2002 as presented. Judge Brown seconded the motion and all voted in favor.
9. There was no representative present from TNRCC to discuss the pros & cons of the ground water availability rules and regulations.
26. Commissioner Friend moved to rescind the ground water availability TNRCC rules that had been included in our Subdivision Rules and Regulations, Section 230.3. An additional disclaimer will be added to the plats "Tom Green County Commissioners' Court makes no representation whatsoever as to the ground water availability for any tract in this subdivision." Commissioner Weeks seconded the motion and all voted in favor.
- 10,11,12,13. Judge Brown moved to approve:
  - Plat of Los Palomas Estate, Section Two
  - Replat of Tract 1G of the Replat of Tract 1, Hasty Subdivision
  - Plat of Alford Subdivision, Section One
  - Plat of East Concho VFD Subdivision, Section One.

Commissioner Friend seconded the motion and all voted in favor.

14. Commissioner Easingwood moved upon the recommendation of Molly Taylor, Elections Administrator to approve the Amendment of Appointment of Alternate Judges for Voting Precincts # 348 – Quail Valley Baptist Church – Carrie Geller and for #351- Beacon Baptist Church – Stanley Wood. The motion was seconded by Judge Brown and all voted in favor.
15. The amendment to Contract between Tom Green County and the Office of Rural Community Affairs for the Christoval Water Project was **tabled** for review.
16. Judge Brown moved to adopt the following Indigent Health Optional Services for the Tom Green County Indigent Health Care Program:
  - Advanced Practice Nurse
  - Ambulatory Surgical Center
  - Colostomy medical supplies and/or Equipment
  - Dental Care –service for emergency dental conditions; Life Threatening Conditions only
  - Diabetic Supplies and/or Equipment
  - Federally Qualified Health Center
  - Physician Assistant

Commissioner Weeks seconded the motion and all voted in favor.

Judge Brown moved to approve the charging of a \$10.00 co-pay when utilizing the emergency room services for clients of the Tom Green County Indigent Health Care Program pursuant to Section 5, page 2 listed under County Options of the CIHCP manual revised January, 2002. The motion was seconded by Commissioner Friend and all voted in favor.

17. See line item transfers under #28.
18. Judge Brown moved to table consideration of a financial contribution to the Diocese of San Angelo for the 9/11 Memorial monument awaiting more information. The motion was seconded by Commissioner Friend and all voted in favor.
19. Judge Brown moved to grant the request for a 45 day extension for The Shaver Company to relinquish the building. Upon the termination of the 45 day extension (September 15, 2002) a fee of \$100.00 per day will be charged. Commissioner Friend seconded the motion and all voted in favor.
20. Commissioner Bookter moved to adopt a Resolution requesting a portion of abandoned state highway to be removed from the state highway system and placed under the jurisdiction and maintenance of the County of Tom Green and authorize the County Judge to sign all necessary papers. (Abandoned portion of US Hwy 87 located west of Vancourt) Judge Brown seconded the motion and all voted in favor. (Recorded in the Official Public Records of Tom Green County.)
21. Commissioner Friend moved to have the fees relating to the registration of vehicles in Tom Green County to remain at \$10.00. Commissioner Weeks seconded the motion and all voted in favor.

22. **Commissioner Weeks moved to accept the Deed of Conveyance for a .327 acre of land out of Block 31, Mason Perry Co. Subdivision #4 ,a strip of land between US Hwy 87N and Gaston Road, commonly known as a portion of Post Oak Road. Conveyance is granted by Lamb Partnership, a Texas General Partnership comprised of Larry Norris, Mary Agnes Demere Norris, Linda Sue Norris Swartz, Nancy Ann Norris Woolway, Karen Kay Norris Stroope and Deana Lyn Norris Gray. Commissioner Friend seconded the motion and all voted in favor.** (Recorded in the Official Public Records of Tom Green County)
23. **Commissioner Weeks moved to deny the request for a waiver of a septic system permit fee by Maurice Lozano, but to allow the payment to be paid in two installments of \$105.00 each to be paid by September 1, 2002. Judge Brown seconded the motion and all voted in favor.**
24. Gary Monico, Deputy County Clerk, explained to the Court that Criminal records have to be retained for 20 years after the last entry. The normal filing is approximately 3600 cases a year and these are rotated to storage to make room for new cases each year. The Probate and Guardianship records are retained indefinitely, so therefore more space for storage will be necessary by December. The County Clerk wanted to make the Court aware of the need for more storage before it becomes a mandatory issue, to allow time for preparation and planning. **No action was taken by the Court at this time.**
25. There was no action taken regarding illegal construction and depths in the right of way . TX Dot has forms available to make notification of construction along right of way prior to beginning construction.
27. **Clarification regarding application fees: Application fees shall be paid whether filing a new plat or a re-plat.** The County Clerk will prepare an application form to be filled out and submitted with each plat application fee after approval of the form by the Court.
28. **Judge Brown moved to approve the following line item transfers:**

<u>Department</u>	<u>Account</u>	<u>Budget Increase</u>	<u>Budget Decrease</u>
119 County Court at Law	0413 Court Appointed Attorneys	150,000.00	
019 District Courts	0413 Court Appointed Attorneys	135,000.00	
192 Contingency	0601 Reserve		285,000.00
036 Treasurer	0428 Travel & Training	210.00	
006 Collections	0428 Travel & Training		210.00
078 Indigent Health Care	0108 Salary/Parttime		500.00
078 Indigent Health Care	0428 Travel & Training	500.00	

**Commissioner Easingwood seconded the motion and all voted in favor.**

### **Future Agenda Items:**

1. Consider application form for filing of plats/replats
2. Consider recommendations by Space Allocation Committee.
3. Consider CalTech Computer hardware and software Consulting Contract as a matter of record.
4. Consider request for waiver of Insurance Policy for 1 CSCD employee.
5. Consider Amendment #1 to Contract #722769 between Tom Green County and ORCA for the Christoval Water Project.

### **Announcement:**

1. Next Commissioners' Court Meeting will be August 13, 2002.
2. Budget and Tax rate will be voted on August 27,2002.
3. Space Allocation Committee Meeting July 31, 2002 in Judge Brown's office at 9:00 AM.

**Meeting was adjourned at 11:24 AM**

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Michael D. Brown, County Judge

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Elizabeth McGill, County Clerk and Ex-officio Clerk of the Commissioners' Court