

**Tom Green County Commissioners' Court
December 9, 2003**

The Commissioners' Court of Tom Green County, Texas, met in Regular Session December 9, 2003, (Monday), 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 8:33 AM.

The Pledge of Allegiance to the United States and the Texas flags were recited. **Pastor Robert Budewig, Senior Pastor at Trinity Lutheran Church**, offered the invocation.

4. Commissioner Friend moved to approve the Consent Agenda as presented. Commissioner Weeks seconded the motion. The following items were presented:

- A. Approved the Minutes of the November 25, 2003 meeting.
- B. Approved Bills November 26th, 2003 to December 2, 2003 in the amount of 1,012,251.96 and from December 3rd - 9th, 2003 in the amount of \$412,759.92 for a combined total of \$1,425,011.88;
Approved the purchase orders from November 24th - 28th, 2003 in the amount of \$13,730.41 and from December 1st - 5th, 2003 in the amount of \$8,793.98 for a combined total of 22,524.39.
- C. Accepted Personnel Actions as presented.

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

<u>NAME</u>	<u>DEPARTMENT</u>	<u>ACTION</u>	<u>EFF. DATE</u>	<u>GRADE/STEP</u>	<u>SALARY</u>
STURTZ, Steven E.	Extension	New Hire	01/01/04	N/A	\$ 576.42 S/M
DECKER, Pamela A.	Library	New Hire	12/08/03	N/A	\$ 5.55 /HR

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

<u>NAME</u>	<u>DEPARTMENT</u>	<u>ACTION</u>	<u>EFF. DATE</u>	<u>GRADE/STEP</u>	<u>SALARY</u>
NORRIS, Susanne M.	County Attorney	New Hire	12/01/03	N/A	\$ 6.30 /HR
ALLEN-ARMOUR, Jorie	CSCD (157)	Rehire	12/08/03	N/A	\$ 773.08 S/M
VASQUEZ, Armando	CSCD (218)	Rehire	11/24/03	N/A	\$ 14.74 /HR
BYRD, Karen Gay	Juvenile Detention	Job Abandonment	11/26/03	N/A	\$ 759.25 S/M
BARTA, Mark J.	Risk Management	Resignation	12/15/03	N/A	\$1,708.34 S/M
BUTLER, Brandy Janai	Sheriff	Resignation	12/18/03	12/2	\$ 718.29 S/M

- D. Approved Solid Waste Report for October, 2003 as a matter of record. (Recorded with these minutes.)
- E. Accepted report by Justice of the Peace-Precinct 1 and Precinct 2 pursuant to Section 114.044 of the Local Government Code for November 2003 as a matter of record. (Filed in the Clerk's office for review.)
- F. Granted request from Verizon Southwest to construct a buried communication line within County right-of-way starting Northeast corner of Mt. Nebo Rd and Eagle LN to bore and push a 2-inch GT80 for 50 ft in a Westerly direction from ROW to ROW a minimum of 24 inches in depth.
- G. Accepted the Indigent Health Care Monthly Report for November 2003 as a matter of record. (Recorded with these minutes.)

All voted in favor of the motion.

- 5. Becky Harris, Director, reported that the current population at the Roy K. Robb Post Adjudication Center is 26. They are waiting on 1 referral and 2 pending referrals. **No action taken.**

- 7a. Anne Bramble presented the list of 1 Front Runner, 20 Double Fair Share and

69 Fair Share contributors to the United Way. They helped Tom Green County pledge contributions totaling \$21,833.00. Judge Mike Brown presented vouchers to the recipients.

6. Anne Bramble requested funds to hire a full time temporary assistant. The assistant is needed as Ms. Bramble is taking on the duties of Personnel Director as well as Risk Manager. She pointed out that no funds are being expended from the Personnel Directors salary at this point and that these funds could be used to pay for the assistant. **Commissioner Weeks moved that the County approve a temporary position for up to 40 hours a week and \$8.00 an hour until such time as a permanent position becomes available or the person comes back. Commissioner Friend seconded the motion. Commissioner weeks modified his motion to \$10.00 an hour. Commissioner Friend seconded the modification and all voted in favor.**
- 7a. Johnny Grimaldo, Purchasing, requested **setting** December 19, 2003 as the opening date for two bids: RFB 04-014 "Repair of Jail Door Mechanisms at Tom Green County Jail" and RFB 04-015 "Re-roofing of Jail Barracks".
Tabled.
8. **Judge Brown moved that they award RFB-011 "Crew Cab Pickup" to Philpott Motors, RFB 010 "New Police Package Vehicles" to Philpott Motors, RFB 009 "Used SUV" to Golding Motors, RFB 013 "Used Model Full Size Vehicle" to Philpott Motors and RFB 012 "1 or More Used Model 2002 Midsize 4 door" to Golding. Commissioner Friend seconded the motion. All voted in favor.**
9. Mark Barta, Risk Management Office, requested consideration of the Safety, Fire, Hazardous Communication, and Emergency Preparedness manuals. He pointed out that the court had already approved these and no changes had been made to them and this was just the annual renewal. The Bloodborne Pathogens and Fleet Safety manuals are being sent to legal for some definitions and should be ready by the next Commissioners Court meeting. **Judge Brown moved that the Safety, Fire, Hazardous Communication, and Emergency Preparedness manuals be accepted as a matter of record. Commissioner Easingwood seconded the motion and all voted in favor.**
10. **Judge Brown moved that the county award Workers Compensation bid 04-003 to Texas Political Subdivisions Joint Self-Insurance fund in the amount of \$191, 583.00 for a nine-month period. Commissioner Friend seconded the motion and all voted in favor.**
11. **Commissioner Weeks moved that the court approve the Replat of Big Sky Estates Section. 2 as so noted to make a 20' easement instead of a 10' easement for lots 1-16. Judge Brown seconded and voted in favor along with Commissioner Weeks and Commissioner Friend. Commissioner Bookter was absent for this vote.**
12. Commissioner Easingwood stated that the pipeline on Tweedy Road had been capped and was no longer a high-pressure gasoline. **Commissioner Easingwood moved to rescind the easement for Tweedy Road through Thomas K. Payne and acknowledge that those lines have been capped and cut and there are no longer any type of utilities in the roadway. Commissioner Weeks seconded the motion. All voted in favor.**
13. **Judge Brown moved that the Resolution regarding unfunded State mandates be adopted. Commissioner Easingwood seconded. All voted in favor.** (Recorded with these minutes.)
14. Joe Hunt, County Sheriff, addressed the court concerning upgrading handguns for the Sheriff's Office. He has two offers, one from Smith & Wesson and the other from Glock. He recommended that the contract go to Glock based on cost. **Commissioner Friend moved to approve the upgrade of handguns for the Sheriffs Office. Commissioner Weeks seconded the motion. The motion passed unanimously.**
15. Commissioner Weeks discussed future procedures for the clean up proposed for the lots in Carlsbad that have surplus junk and trash stored on them. He has secured several bids to do the clean up. This was the only issue

discussed relating to the Tom Green County Subdivision and Manufactured Home Rental Community Development Regulations.

16. There were no line item transfers for consideration.

17. Future Agenda Items:

- a. Consider Investment Committee report as a matter of record.
- b. Consider acceptance of the Extension Agents Monthly travel reports as a matter of record.
- c. Consider setting December 19, 2003 as opening date for RFB 04-014 "Repair of Jail Door Mechanisms at Tom Green County Jail.
- d. Consider setting December 19, 2003 as opening date for RFB 04-015 "Re-roofing of Jail Barracks".
- e. Consider approval of Manuals: Bloodborne Pathogens manuals as a matter of record.
- f. Consider adoption of a new ETJ control area map.

18. Announcements:

- a. Next Commissioners' Court meeting will be December 16, 2003.
- b. Commissioner Easingwood read a letter received regarding the Children's Advocacy Center dealing with family violence.
- c. Information technology will be replacing the Commissioners' old computers with lap top upgrades.
- d. The Commissioners' Court was presented with a plaque from the Child Welfare Board for their contributions.

Judge Brown adjourned the meeting at 10:15 AM.

I, Gary Monico, Chief Deputy for Elizabeth McGill, County Clerk of Tom Green County, Texas do hereby attest that this is an accurate accounting of the proceedings of the Commissioners' Court Meeting that met in Regular Session on December 9th, 2003.

I hereby set my hand and seal to this record December _____, 2003.

Gary Monico, Chief Deputy, for Elizabeth McGill,
County Clerk and Ex-officio Clerk of the
Commissioners' Court

OCTOBER 2003
FY 2004 TGC SOLID WASTE REPORT
 12/4/2003

WALL

DATE	9-10am	10-11am	11-12am	12-1pm	TOTAL	CUSTOMERS
OCT. 4	0	3/\$48	0	0	\$48	3
OCT. 11	0	0	0	0	0	0
OCT. 18	0	0	0	0	0	0
OCT. 25	0	2/\$48	0	0	\$48	2

	WALL	OCT 02	OCT. 2003	FY '04 TO DATE	SAME PERIOD FY03
Salary=\$6.15 hr x 4.5 x 4					
	-\$110.70				
Duncan Disposal	-\$137.99	Expense	-\$319.73	-\$306.64	-\$319.73
Reliant Acct. 2385599 METER # 96328571	\$0.00	Revenue	\$20.00	\$96.00	\$20.00
Cellular Phone	-\$17.95	Loss	-\$299.73	-\$210.64	-\$299.73
Mrs. Its (land)	-\$50.00				
Total Expense	(\$306.64)				

CHRISTOVAL

DATE	11-12	12-1	1-2	2-3	3-4	4-5	TOTAL	Customers
OCT. 4	0	0	0	0	1/\$48	1/\$27	\$75	2
OCT. 11	0	0	0	0	1/\$20	0	\$20	1
OCT. 18	2/\$30	0	0	0	2/\$44	0	\$74	4
OCT. 25	0	0	1/\$20	1/\$10	0	0	\$30	2

	CHRISTOVAL	OCT 02	OCT 2003	FY '04 TO DATE	SAME PERIOD FY03
Salary = \$6.70hr x 6x4	-\$160.80				
Duncan Disposal	-\$116.62	EXPENSE	-\$475.86	-\$308.53	-\$475.86
Reliant Acct # 2385566 Meter # 84860129	-\$13.16	REVENUE	\$157.00	\$199.00	\$157.00
Cellular Phone	-\$17.95	LOSS	-\$318.86	-\$109.53	-\$318.86
Total Expense	(\$308.53)				

GRAPE CREEK

DATE	9-10	10-11	11-12	12-1	1-2	2-3	3-4	4-5	TOTAL	Customers
OCT. 4	3/\$63	4/\$75	1/\$22	0	1/\$22	0	1/\$12	1/\$12	\$206	11
OCT. 11	0	0	0	0	1/\$12	0	1/\$12	0	\$24	2
OCT. 18	3/\$78	7/\$111	2/\$44	0	1/\$22	1/\$22	1/\$12	2/\$34	\$318	17
OCT. 25	2/\$24	2/\$41	3/\$70	2/\$44	0	1/\$22	0	0	\$201	10

	GRAPE CREEK	OCT. 02	OCT 2003	FY '04 TO DATE	SAME PERIOD FY03
Salary=\$6.45hrx10x4	-\$258.00				
Duncan Disposal	-\$1,256.13	Expense	-\$1,567.79	-\$1,555.81	-\$1,567.79
Reliant Acct. #2385605 Meter #21072528	-\$23.73	Revenue	\$540.00	\$749.00	\$540.00
Cellular Phone	-\$17.95	LOSS	-\$1,027.79	-\$806.81	-\$1,027.79
Total Expense	(\$1,555.81)				

OCTOBER 2003 SOLID WASTE COMPARISONS

	OCT 2002	OCT 2003	FY2004 TO DATE	SAME PERIOD FY03
EXPENSES	-\$2,363.38	-\$2,182.96	-\$2,182.96	-\$2,363.38
REVENUE	\$717.00	\$835.00	\$835.00	\$717.00
LOSS TO DATE	-\$1,646.38	-\$1,347.96	-\$1,347.96	-\$1,646.38

CIHCP MONTHLY FINANCIAL/ACTIVITY REPORT

County Name TOM GREEN COUNTY

Report for (Month/Year) 11/2003

Amendment of the Report for (Month/Year) _____

I. Caseload Data

Number of eligible individuals at the end of the report month	166
Number of SSI appellants within caseload at the end of report month	47

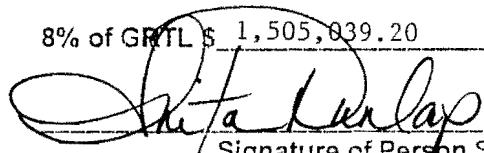
II. Creditable Expenditures During Report Month

Physicians Services	1.	16,936.27	
Prescription Drugs	2.	6,196.53	
Hospital, Inpatient Services	3.	32,622.44	
Hospital, Outpatient Services	4.	46,243.69	
Laboratory/X-Ray Services	5.	4,425.84	
Skilled Nursing Facility Services	6.	—	
Family Planning Services	7.	—	
Rural Health Clinic Services	8.	—	
State Hospital Contracts	9.	—	
Optional Services	10.	7,613.45	
Total Expenditures (Add #1 through #10.)			11. 114,038.22
Reimbursements Received (Do not include State Assistance.)	12.	(1,419.44)	
6% Case Review Findings (\$ in error)	13.	(—)	
Total to be deducted (Add #12 + #13.)			14. (1,419.44)
Credit to State Assistance Eligibility/Reimbursement (#11 minus #14)			15. 112,618.78

STATE FISCAL YEAR (September 1 - August 31) TOTAL \$ 226,394.82

General Revenue Tax Levy (GRTL) \$ 18,812,990.00

8% of GRTL \$ 1,505,039.20 6% of GRTL \$ 1,128,779.40



Signature of Person Submitting Report

12-1-03

Date

Print Name and Title Anita I. Dunlap, TGC Indigent Health Care Administrator

Liz

11.24.03

RFB 04-009 "Used SUV" Spread Sheet

VOL. 78 PG 366

Vendor	Golding Motors San Saba, TX	Jim Bass Ford San Angelo, TX	Grande Truck Center Wimberley, TX	Philpott Nederland, TX 77627
Make	Ford Explorer	Chevy 4 dr Blazer	2001 Ford Expedition XLT	NO BID
Cash Price	\$10,390.00	\$10,675.00	\$17,495.00	
Current miles	38,100	25,000	44,000	
Est. Delivery	Immediate	In stock	7-10 working days	
Manufacturer's Original Warranty	3yr/36,000 parts/labor	36/36	36/36 EXPIRED	
Manufacturer's Extended warranty	5yr/75,000months parts/labor	72/72	36/36	
Cost	\$825.00	\$850.00	\$1,280.00	
Nearest Vendor to perform warranty Repairs	Golding Motors, Inc 310 E. Commerce San Saba, TX 76877	Jim Bass ford 2801 Sherwoodway San Angelo, TX	Any Ford Dealership in the Nation	
Total	\$10,390.00	\$10,675.00	\$17,495.00	NO BID
Total with Warranty	\$11,215.00	\$11,525.00	\$18,775.00	

Bid will be withdrawl if SUV
sells prior to the award.

11.24.03

RFB 04-010 "1 or more New Model Police Package Vehicle" Spread Sheet

Vendor	Philpott Motors Nederland, Tx	Jim Bass Ford San Angelo, TX	Golding Motors Inc San Saba	Grande Truck Center Wimberley, TX
Make	Ford 2004 Crown Victoria police package	Ford 2004 Crown Victoria police package	Ford 2004 Crown Victoria police package	NO BID
Cash Price	\$19,977.00	\$20,778.00	\$22,567.36	
Current miles				
Est. Delivery	60-90days	45-60 days	in stock	
Manufacturer's Original Warranty	36/36	36/36		
Manufacturer's Extended warranty				
Cost				
Nearest Vendor to perform warranty Repairs	Any Ford Lincoln Mercury dealer	Jim Bass Ford 2801 Sherwood Way San Angelo, Tx	San Saba	
Total	\$19,977.00	\$20,778.00	\$22,567.36	
Total with Warranty				

Deviations from Specs:
none noted

11.24.03

RFB 04-011 "1 or More New 3/4 Ton Crew Cab Vehicle" Spread Sheet

Vendor	Philpott Ford LTD. Nederland, TX	Jim Bass Ford San Angelo, TX	Charles Bahlman Chevrolet Winters, TX	Randolph Chrysler-Dodge-Jeep Brownwood, TX	Grande Truck Center Wimberley, TX	Golding Motor, Inc. San Saba, TX
Make	2004 D-250 SD	2004 Ford F250 Crew Cab	2004 Silverado 2500 HD*	2500 Quad Cab ST	2004 Ford F250** Crew Cab	2004 F-250 Crew Cab
Cash Price	\$19,080.00	\$20,077.00	\$21,214.00	\$22,214.00	\$20,375.00	\$20,782.50
Current miles						
Est. Delivery	60-90 days	45-60 days		2.10.04	7-10 working days	6-10 weeks
Manufacturer's Original Warranty	36/36	36/36	36/36	36/36	36/36	36/36
Manufacturer's Extended warranty Cost		72/72 72 months/75K mi \$990.00			60/60 0 deductable 36/36.00 mi	
Deductible						
Nearest Vendor to perform warranty Repairs	Any Ford Lincoln Mercury dealer	Jim Bass Ford 2801, Sherwood Way San Angelo, TX	Charles Bahlman 7540 TX Hwy 153 Winters, TX 79567	N/A	Any Ford Dealership	Golding Motors, Inc. San Saba, TX
Total without Warranty	\$19,080.00	\$20,077.00	\$21,097.85	\$22,214.00	\$20,375.00	\$20,782.50
Total with Warranty						

Deviations from Specs:

* Charles Bahlman Chev. #10 3.73 not available in 3/4 ton with engine specified # 2 / # 3 not answered # 26 not available

**Grande Bid will be withdrawn if truck sells before bid award. # 3, # 4, and #13 answered "no".

11.24.03

RFB 04-012 "1 or More Used Model 2002 Midsize 4 Door Vehicle" Spread Sheet

Vendor	Charles Bahlman Chevrolet, Inc. Winters, TX	Phillpott Ford LTD. Nederland, TX 77627	Golding Motors, Inc. San Saba, TX 76877	Jim Bass Ford San Angelo, TX	Jim Bass Ford San Angelo, TX	Grande Truck Center Wimberley, TX 78676
Make	2001 Chevrolet Malibu *	Ford Taurus	(2) Ford Taurus SE (in tan)	2003 Ford Taurus SE Tan & Lt. Green	2002 Ford Taurus SES	NO BID
Cash Price	\$7,500.00	\$9,540.00	\$9,373.00	\$11,375.00	\$8,650.00	
Current miles	22470 **		25,978 23,673	17,000-19,000	32,000***	
Est. Delivery	11/21/03 (or when needed) in stock	20 working days	immediate	In Stock		
Manufacturer's Original Warranty	3yr/36,000 continues until 03/26/04		3yr/36mo parts & labor			
Manufacturer's Extended warranty	72 mo/100,00 mi sheet metal coverage rust through, 96 mo/80,000 federal emission catalytic converter and PCM		5 yr/75,000 Ford Base Care Plan	72 mo parts & labor		
Cost			\$825.00	\$850.00		
Nearest Vendor to perform warranty Repairs	Charles Bahlman Chevrolet 7540 TX Hwy 153 Winters, TX 79567	Any Ford, Lincoln, Mercury Dealer	Golding Motors, Inc./ Jim Bass Ford 310 E. Commerce San Saba, TX 76877	Jim Bass Ford 2801 Sherwoodway San Angelo, TX 76901	Jim Bass Ford 2801 Sherwoodway San Angelo, TX 76901	
Total	\$7,500.00	\$9,540.00	\$9,373.00	\$11,375.00	\$8,650.00	
Total with Warranty			\$10,198.00	\$12,225.00		NO BID

DEVIATIONS FROM SPECIFICATIONS:

* 2001 year model with 22,470 miles.

** 106.3 wheel base.

***32,000 miles.

Jim Bass Ford has agreed to price all used vehicles for Tom Green County at N.A.D.A trade in values or less.

11.24.03

RFB 04-013 Used Model Full Size Vehicle" Spread Sheet

Vendor	Philpot Ford Ltd. Nederland, TX	Jim Bass Ford San Angelo, TX	Golding Motor San Saba	Grande Truck Center Wimberley, TX
Make	2003 Ford Crown Victoria	2003 Ford Crown Vic	Ford Crown Victoria	2001 Ford Expedition*
Cash Price	\$16,700.00	\$15,675.00	\$13,867.00	\$16,995.00 plus TT&L
Current miles				
Est. Delivery	20 working days	in stock	immediate	7-10 days
Manufacturer's Original Warranty	3yr/36k from time of in service date	3yr/36k from time of in service date	36/36	36/36 expires 1.20.04
Manufacturer's Extended warranty				
Cost				
Nearest Vendor to perform warranty Repairs	Any Ford Lincoln Mer. dealer	Jim Bass Ford 2801 Sherwood Way San Angelo, TX	Golding Motors 310 East Commerce San Saba, TX	any ford dealership
Total	\$16,700.00	\$15,675.00	\$13,867.00	\$16,995.00
Total with Warranty				

* Grande Truck Center- Did not meet specs.

**County of Tom Green
State of Texas**

Resolution

WHEREAS, Tom Green County is responsible for the operation and management of many and various governmental programs as required or authorized by law; and

WHEREAS, some county government programs are fully or partially supported with funds disbursed by the state of Texas pursuant to the state appropriations process; and

WHEREAS, the state of Texas, acting through the Texas Legislature or through a state agency or executive order, may enact laws or promulgate rules that have the effect of imposing mandatory financial obligations upon Texas counties; and

WHEREAS, the state of Texas, through the Texas Legislature or through a state agency or executive order, mandates that counties implement certain governmental programs or perform certain duties and obligations including financial commitments by a county to expend county funds in connection therewith; and

WHEREAS, during each regular session of the Texas Legislature, all state funds that support county programs are reviewed through the state appropriation process and by other state budgetary review systems; and

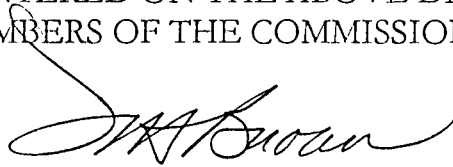
WHEREAS, the aforementioned review process may result in a reduction, or cessation, of state financial support of county government programs causing an unforeseeable disruption and reduction of the county budget and operations; and

WHEREAS, Texas counties cannot achieve reliable financial planning and the necessary bond ratings sufficient to support county related obligations when the state mandates a new program that is not fully funded or under conditions where the state reduces or fully withdraws prior funding and disbursement for county government programs.

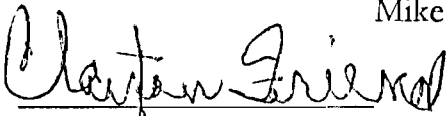
NOW, THEREFORE, the County of Tom Green does hereby resolve that for the foregoing reasons, it is in the best interests of Texas counties and their taxpayers to support and favor the passage of legislation, including an amendment to the Constitution of the State of Texas, that would expressly prohibit the imposition of a mandatory governmental program on Texas counties, whether by an act of the Texas Legislature or a state agency or by executive order, unless the state of Texas has fully funded and disbursed all necessary funds to enable Texas counties to operate said governmental program.

ADOPTED THE 9th DAY OF November 2003.

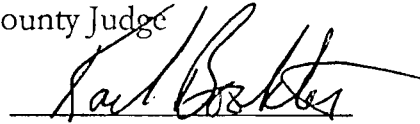
SIGNED AND ENTERED ON THE ABOVE DATE BY THE FOLLOWING MEMBERS OF THE COMMISSIONERS COURT



Mike Brown, County Judge



Clayton Friend, Commissioner
Precinct No. 1



Karl Bookter, Commissioner
Precinct No. 2



Jodie R. Weeks, Commissioner
Precinct No. 3



Richard S. Easingwood,
Commissioner, Precinct No. 4