

**COMMISSIONERS' COURT SPECIAL MEETING
AUGUST 27, 2012**

THE STATE OF TEXAS
COUNTY OF SUTTON

BE IT REMEMBERED that on this the 27TH day of August, 2012, the Honorable Commissioners' Court of Sutton County, Texas, was duly convened in a Special Meeting in the Sutton County Annex Meeting Room, Sonora, Texas, with the following officers of the Court present to wit:

COUNTY JUDGE	CARLA GARNER
COMMISSIONER	MIKE VILLANUEVA, PRECINCT NO 1
COMMISSIONER	JOHN WADE, PRECINCT NO 2
COMMISSIONER	MILTON CAVANESS, PRECINCT NO 3
COMMISSIONER	FRED PEREZ, PRECINCT NO 4
COUNTY CLERK	RACHEL CHAVEZ DURAN

The Court having duly opened, the following proceedings were had, to-wit:

APPROVAL OF MINUTES OF PRIOR MEETINGS

Motion to approve the minutes was made by Commissioner Villanueva and seconded by Commissioner Perez. Motion carried unanimously.

ACCOUNTS PAYABLE

Motion was made by Commissioner Wade to approve for payment of the accounts listed on Exhibit A attached hereto. Motion was seconded by Commissioner Cavaness. Motion carried unanimously.

J.P. REPORT

Total collections were as follows:

Collections: \$104,726.01

County retained: \$66,508.32

Commissioner Cavaness made a motion to approve the report and was seconded by Commissioner Perez. Motion carried unanimously.

COMMISSIONERS' REPORT

No Action

COUNTY JUDGE'S REPORT

Judge Garner reported that she had spoken to R&B Supervisor, Jimenez, in regards to the street signs in the Loma Alta and Sinaloa neighborhoods, questioning him if he remembers who paid for the signs, Sutton County or the City of Sonora. She did not recall, for it had been some time ago. Garner stated that the signs needed to be replaced do to a 911 call in the area that resulted in a delay getting to the residence because the signs could not be read or seen clearly. Commissioner Villanueva recalled that the signs were purchased through 911 funds many years ago. Judge Garner confirmed with Auditor Weingart that there were funds available in the 911 budget and the signs could be purchased through that line item.

CONCESSION STAND FOR ALUMNI

Jimmy Cahill addressed the court on behalf of the Alumni, requesting permission to use the rodeo ground's concession stand to serve a meal during the homecoming celebration, of which most of the proceeds collected will go towards graduate scholarships. Motion to allow the Alumni to use the concession stand to

serve a meal along with rules and restrictions required for use, was made by Commissioner Wade and seconded by Commissioner Perez. Motion carried unanimously.

BURN BAN RESOLUTION

Motion to adopt the Burn Ban Resolution was made by Commissioner Cavaness and Seconded by Commissioner Wade. Motion carried unanimously. Aforementioned is attached as Exhibit B.

RETIREMENT CONTRIBUTION RATE

Motion was made by Commissioner Cavaness to continue the 7% contribution rate. Motion was seconded by Commissioner Perez and carried unanimously.

ELECTION JUDGE APPOINTMENT

Motion to appoint the following Judges:

Pct 1: Maria Mesa, Judge – Loma Surber, Alternate

Pct 2: Linda Johnson, Judge – Diane Malone, Alternate

Pct 3: Rex Ann Friess, Judge – Donna Hill, Alternate

Pct 4: Tommie D. Sanchez, Judge – Mary Perez, Alternate

was made by Commissioner Wade and seconded by Commissioner Cavaness. The motion carried unanimously.

BUDGET ADOPTION

Commissioner Wade made a motion to adopt the 2012-2013 Budget. Commissioner Perez seconded the motion and carried unanimously.

EXECUTIVE SESSION, GOVERNMENT CODE 551.074; PERSONNEL-MAINTENANCE

Commissioner Cavaness made a motion to convene into an executive session under government code 551.074, personnel-maintenance. The Motion was seconded by Commissioner Perez and carried unanimously.

RECONVENE IN OPEN SESSION

Session opened at 10:06 am with action being a motion by Commissioner Villanueva to change the maintenance personnel working hours to 7:00am - 11:00am then 1:30pm - 5:30pm. Commissioner Perez stated he would like to try the change and seconded the motion. Commissioner Villanueva and Commissioner Perez voted Aye. Judge Garner asked for any opposition, of which Commissioner Wade, Commissioner Cavaness and Judge Garner opposed. The motion failed.

Judge Garner said "any time anybody sees something that they think can be improved; they need to call it to our attention, there is no question about that, and I think that we all need to be paying attention so that we be sure that this meeting served a purpose." County Clerk, Rachel Duran, then asked to say "something" in regards to that statement. She stated that she had reported the conditions of the bathrooms and facilities several times; she continued by naming specific areas of concern, to which Judge Garner interjected and advised that she could not continue; it would be a violation because it is not posted on the agenda for discussion by her and the accused personnel were not present. Commissioner Villanueva made an inquiry to County Attorney David Wallace if he had a right to bring the subject up. Wallace stated that it was his job as a Commissioner therefore within his rights to do so. Auditor Maura Weingart asked Judge Garner when these "things" should be brought to the attention and to whom. Judge Garner responded that it could be brought to one of the Commissioners and they could ask for a special session or whatever, but you can't just have a field day on employees when they are not present. Commissioner Perez suggested to Judge Garner that these issues be brought to the attention of the effected personnel and monitored closely, then should there not be any favorable improvement, a special session would be called. Judge Garner stated that she "absolutely" would and also, comprise a list of the specific areas of concern.

Commissioner Villanueva stated to County Attorney Wallace that years ago he remembers that a Commissioner was trying to make "somebody do something" and he understood, back then, that one

Commissioner cannot, it must be brought "here" with the other three Commissioners and the Judge. Attorney Wallace confirmed that he was correct.

Judge Garner asked for any other business. Auditor Weingart reported that she has been paying the utility bills as they come in to avoid paying late fees because most are due between meetings. She wanted the Court to be aware that these bills are listed on the accounts payable as being paid before the meeting, realizing that by law she should not, but wanted the Court to be aware of the procedure. The Court unanimously agreed to pay those bills in the manner she has adopted to avoid the late fees and to be ratified as needed.

COURT ADJOURNED

Motion to adjourn was made by Commissioner Cavaness and seconded by Commissioner Wade. Motion carried unanimously.

ATTEST: Raciel Cordova-Duran
COUNTY CLERK

APPROVED: Carla Brewer
COUNTY JUDGE
Miguel Villanueva
COMMISSIONER, PRECINCT NO 1
John Wade
COMMISSIONER, PRECINCT NO 2
Michelle Cavaness
COMMISSIONER, PRECINCT NO 3
Fred C. Perez
COMMISSIONER, PRECINCT NO 4

**SUTTON COUNTY COMMISSIONERS COURT
SPECIAL MEETING
AUGUST 27, 2012**

FMFC FUND			CK#
A+ Fabrication	Repairs on Asphalt Heater Inv#008912	\$ 260.00	
West Texas Industrial Tire	Repairs-Tires Case Tractor Mower Inv#0187	\$ 849.80	
BJ's Garage & Auto Parts	Vehicle Maintenance Inv#D8112	\$ 14.50	
		TOTAL \$ 1,124.30	

GENERAL FUND			CK#
Dawn Marie Radtke	Jp Refund Overpayment of DSC Dkt#2012-069852	\$ 140.00	
Mack Skinner Tech Support	Library Dues/Conv Tech Support Inv#08082012	\$ 35.00	
Medical arts press	District Attorney Ofc Supplies Inv#5577651,5638142,5638466	\$ 264.76	
Credit Systems Int'l Inc.	EMS Debt Collection Inv#55613	\$ 102.99	
Eddie Arteaga	Tax Assessor Voter Registration Inv#081812TAC	\$ 469.00	
Gale	Library Books Inv#96853314	\$ 73.47	
Bobby Joe Slocum	JP Refund Overpayment of fine Dkt#2012-070016	\$ 100.00	
Efrain Chinchilla Cruz	JP Refund Overpayment of fine Dkt#2012-070016	\$ 26.00	
Irma Zook	Civic Center Rental Refund Rental Date 042713	\$ 100.00	
TX State University/San Marcos	JP Clerk Registration Fees	\$ 100.00	
		TOTAL \$ 1,411.22	

SEIZURE FUND		
OnStar Subscription Center	Sheriff Onstar for Vehicle Acct#118-715-024	\$ 199.00
InterAct Public Safety Systems	Software Booking Inv#RMS000113	\$ 4,144.00

EXHIBIT A TOTAL \$ 4,343.00

**SUTTON COUNTY COMMISSIONERS COURT
SPECIAL MEETING
BILLS PAID BEFORE COMMISSIONERS' COURT
AUGUST 27, 2012**

			CK#
FMFC FUND			
Green Mountain Energy	Warehouse Utilities Inv#1422369	\$	62.20 1832
TOTAL			\$ 62.20
 GENERAL FUND			
Perdue Brandon Fiedler Collins & Mott LLP	Co/Dist Clerk Reimbursement Title Search Fee Cause#5690	\$	200.00 3485
Card Service Center	Extension H.E. Travel & Program Exp Credit Card Ending #0072	\$	515.43 3486
FMFC Fund	Transfer 1st Half of 2012 Gross Weight from State Comptroller	\$	4,718.99 3487
TX College of Probate Judges	Dist/Co Clerk Registration	\$	375.00 3489
Bullock Scott PC	Co/Dist Clerk Refund Cause#1431	\$	23.00 3490
Sutton Co Probation	Co/Dist Clerk Restitution Cause#10809	\$	500.00 3491
Super S Foods	Co/Dist Clerk Restitution Cause#10828	\$	122.94 3492
Green Mountain Energy	Jail, Annex, Cemetery, Cth, Old Pol Stn, CSCD & Library Inv#1421642,1421641,1425940, 1421637,1421638,1421640,1421639	\$	7,298.23 3493
TOTAL			\$ 13,753.59

+VENDOR # / NAME	INVOICE	DATE	DESCRIPTION	NET	CHECK #
010					
110 AFLAC	810338-GEN	IN 8/12/2012	GEN CANCER/LIFE INS 09/12	1,124.52	
123 AMERITAS DENTAL	GEN 09/12	IN 8/08/2012	GEN DENTAL INS 09/12	1,727.32	
136 ANSWERING SERVICE	21695	IN 8/01/2012	NONDEPT LIFELINE	150.00	
139 AMERITAS VISION	GEN 09/12	IN 8/08/2012	GEN VISION INS 09/12	726.88	
160 BEAR GRAPHICS, INC.	0632022-1	IN 7/31/2012	TREASURER OFFICE SUPPLIES	432.23	
	0632157	IN 7/31/2012	JP OFFICE SUPPLIES	145.39	
			** CHECK TOTAL **	577.62	
167 BEN E KEITH FOODS	04299630	IN 8/10/2012	JAIL FOOD	426.28	
241 CALTECH	7054-CW-3	IN 2/01/2012	CSCD BAL ON INVOICE	14.00	
257 CENTER POINT PUBLISING	1035652	IN 8/01/2012	LIBRARY BOOKS	43.74	
270 THE CITY OF SONORA	01014000-0	IN 8/01/2012	JAIL	422.02	
319 DEVILS RIVER AUTO PARTS	9288-71934	IN 8/14/2012	PARK R/M FOR VEHICLE	6.86	
	9288-71936	IN 8/14/2012	PARK R/M FOR VEHICLE	62.16	
	9288-72191	IN 8/18/2012	SHERIFF VEHICLE MTCE	16.82	
			** CHECK TOTAL **	85.84	
334 GEORGE E SMITH ESTATE	092012-CSC	IN 8/21/2012	CSCD OFFICE RENT	370.00	
337 DUCKWALL/ALCO #304	30406691	IN 8/10/2012	JAIL MISC COFFEE	13.98	
412 PROFESSIONAL TURF PRODUCT	1195212-00	IN 8/06/2012	PARK R/M EQUIP	188.88	
477 GREEN MOUNTAIN ENERGY	1437232	IN 8/22/2012	PARK	2,016.66	
492 VERIZON SOUTHWEST	5693-08/12	IN 8/07/2012	DRIVERS LICENSE	192.77	
	6093-08/12	IN 8/07/2012	SR CITIZEN LIFELINE	49.44	
			** CHECK TOTAL **	242.21	
598 LAW OFFICE OF JIMMY STEWA	2307	IN 8/14/2012	DIST CT APPT ATTY	688.68	
599 LONGHORN OFFICE PRODUCTS	238122-0	IN 8/08/2012	TAX ASSESSOR OFC SUPPLIES	30.62	
	238125-0	IN 8/08/2012	JP OFFICE SUPPLIES	47.44	
			** CHECK TOTAL **	78.06	
623 JOHN E SUTTON	2306	IN 8/10/2012	DIST CT APPT ATTY	840.00	
640 LILLIAN M. HUDSPETH	152296	IN 7/22/2012	JAIL INMATE MEDICAL FEES	1,161.96	
673 MCCREARY VESELKA BRAGG &	53407	IN 8/13/2012	JP DEBT COLLECTION	247.83	

+VENDOR # / NAME	INVOICE	DATE	DESCRIPTION	NET	CHECK #
010	53677	IN 8/20/2012	JP DEBT COLLECTION	630.79	
			** CHECK TOTAL **	878.62	
700 MAYFIELD PAPER COMPANY	1194999	IN 7/13/2012	JAIL R/M SUPPLIES	24.25	
	1198690	IN 7/20/2012	JAIL R/M SUPPLIES	32.33	
	1198691	IN 7/20/2012	JAIL R/M SUPPLIES	14.00	
	1202231	IN 7/27/2012	JAIL R/M SUPPLIES	4.55	
	1209789	IN 8/10/2012	ANNEX R/M SUPPLIES	73.77	
	1213126	IN 8/17/2012	CIVIC CTR R/M SUPPLIES	150.24	
	1213211	IN 8/17/2012	ANNEX R/M SUPPLIES	4.71	
	1213217	IN 8/17/2012	CTH R/M SUPPLIES	13.40	
	1215857	IN 8/23/2012	ANNEX R/M SUPPLIES	53.40	
			** CHECK TOTAL **	370.65	
729 OFFICE DEPOT	6198080480	IN 8/12/2012	CO/DIST CLK OFC SUPPLIES	149.99	
	6198097420	IN 8/08/2012	CLERK PRINTER SVC PLAN	28.74	
	6198982530	IN 8/08/2012	CO/DIST CLK OFC SUPPLIES	59.29	
	6198997280	IN 8/08/2012	CO/DIST CLK OFC SUPPLIES	7.83	
			** CHECK TOTAL **	245.85	
735 NTS COMMUNICATIONS	1070211-08	IN 8/05/2012	COUNTY ATTORNEY	5.14	
	150069-08/	IN 8/18/2012	JP	12.29	
	150071-08/	IN 8/18/2012	EXTENSION AG/H.E.	6.54	
	150073-08/	IN 8/18/2012	JUDGE	7.93	
	150074-08/	IN 8/18/2012	AUDITOR	10.23	
	150080-06/	IN 6/18/2012	SHERIFF	16.49	
	150080-08/	IN 8/18/2012	SHERIFF	21.69	
	150081-08/	IN 8/18/2012	JAIL	9.95	
	150083-08/	IN 8/18/2012	LIBRARY	18.11	
			** CHECK TOTAL **	108.37	
744 ANTHONY MUNGIA	2396	IN 8/08/2012	LIBRARY R/M BLDG	313.50	
751 CHARLES MCDONALD	082012-TES	IN 8/01/2012	NONDEPT SPTIC/TSTIN/SURVE	600.00	
	082012-TNR	IN 8/01/2012	NONDEPT TNRCC EXPENSE	770.00	
	187	IN 8/20/2012	NONDEPT OSSF INSPECTION	325.00	
			** CHECK TOTAL **	1,695.00	
756 PARKER LUMBER	69237	IN 7/03/2012	JAIL R/M SUPPLIES	11.98	
	70534	IN 8/06/2012	CEMETERY R/M SUPPLIES	7.45	
	70727	IN 8/10/2012	CTH R/M SUPPLIES	11.38	
	70768	IN 8/13/2012	CTH R/M SUPPLIES	29.99	
	71116	IN 8/22/2012	CTH R/M SUPPLIES	14.99	
	71168	IN 8/23/2012	ANNEX R/M SUPPLIES	5.79	
			** CHECK TOTAL **	81.58	
767 PEDERNALES ELECTRIC COOP	118693-072	IN 7/08/2012	CAMP ALLISON PARK	50.46	
784 LOWE'S PAY AND SAVE	119590-100	IN 7/10/2012	EXT H.E. PROG EXP	23.27	

+VENDOR # / NAME	INVOICE	DATE	DESCRIPTION	NET	CHECK #
010					
	119590-101	IN 7/05/2012	EXT H.E. PROG EXP	33.82	
	119590-401	IN 7/02/2012	EXT H.E. PROG EXP	65.33	
			** CHECK TOTAL **	122.42	
839	RECORDED BOOKS, LLC	74577588	IN 8/15/2012	LIBRARY BOOKS	108.63
840	RED HAWK FIRE & SECURITY	7020389572	IN 8/17/2012	CTH FIRE ALARM MONITORING	30.00
937	SONORA TIRE SERVICE	58584	IN 7/09/2012	PARK TIRE REPAIRS	18.50
		58610	IN 7/11/2012	PARK TIRE REPAIR	10.00
		58693	IN 7/20/2012	PARK TIRE REPAIR	10.00
				** CHECK TOTAL **	38.50
949	MELODYS SOUTHWEST CONSORT	17560	IN 8/17/2012	NONDEPT DRUG SCREENING	280.00
960	SOUTHWEST TEXAS ELECTRIC	3542001-08	IN 7/31/2012	SHERIFF RADIO TOWER	52.36
989	SUN LIFE FINANCIAL	GEN 092012	IN 8/23/2012	GEN LIFE INS 09/12	697.70
1125	UNIFIRST HOLDINGS L.P.	70927	IN 8/16/2012	CEMETERY R/M SUPPLIES	56.93
		8390083160	IN 6/29/2012	JAIL R/M SUPPLIES	30.05
		8390083161	IN 6/29/2012	JAIL R/M SUPPLIES	40.15
		8390084196	IN 7/13/2012	JAIL R/M SUPPLIES	29.61
		8390084197	IN 7/13/2012	JAIL R/M SUPPLIES	39.56
		8390087054	IN 8/22/2012	CTH R/M SUPPLIES	50.34
		8390087055	IN 8/22/2012	LIBRARY R/M SUPPLIES	18.92
		8390087056	IN 8/22/2012	CIVIC CENTER R/M SUPPLIES	53.02
		8390087057	IN 8/22/2012	ANNEX R/M SUPPLIES	13.97
				** CHECK TOTAL **	332.55
1126	UNIFIRST HOLDING-II	8390086563	IN 8/15/2012	GENERAL EMPLOYEE UNIFORMS	11.03
		8390087070	IN 8/22/2012	GEN EMPLOYEE UNIFORMS	8.03
				** CHECK TOTAL **	19.06
1195	WEST PAYMENT CENTER	825499693	IN 8/04/2012	JUDGE OFFICE SUPPLIES	106.50
1290	XEROX CORPORATION	063054922	IN 8/01/2012	CO/DIST CLERK COPIER	454.82
		063250257	IN 8/03/2012	LIBRARY COPIER/SUPPLIES	279.95
				** CHECK TOTAL **	734.77
110	*** FUND TOTAL ***				17,165.17

+VENDOR # / NAME	INVOICE	DATE	DESCRIPTION	NET	CHECK #

015					
110	AFLAC	810338-FMF IN	8/12/2012 FMFC CANCER/LIFE 09/12	191.16	
119	AMERICAN TIRE DISTRIBUTOR	SO27350987 IN	8/21/2012 FMFC TIRES/TRACTOR MOWER	349.58	
123	AMERITAS DENTAL	FMFC 09/12 IN	8/08/2012 FMFC DENTAL INS 09/12	209.64	
139	AMERITAS VISION	FMFC 09/12 IN	8/08/2012 FMFC VISION INS 09/12	89.60	
298	CISCO EQUIPMENT	6225339 IN	7/18/2012 FMFC REPAIRS	27.31	
436	FLEETPRIDE, INC.	48921506 IN	7/19/2012 FMFC REPAIR PARTS	51.25	
700	MAYFIELD PAPER COMPANY	1209738 IN	8/10/2012 FMFC R/M SUPPLIES	168.33	
756	PARKER LUMBER	69488 IN	7/10/2012 FMFC R/M SUPPLIES	16.68	
919	SONORA AIR COOL ENGINES	8684 IN	8/13/2012 FMFC OPER SUPPLIES	119.99	
937	SONORA TIRE SERVICE	58814 IN	7/23/2012 FMFC REPAIRS	10.00	
		58839 IN	7/25/2012 FMFC REPAIRS	10.00	
			** CHECK TOTAL **	20.00	
989	SUN LIFE FINANCIAL	FMFC 09201 IN	8/23/2012 FMFC LIFE INS 09/12	56.50	
1114	UNITED FUEL & ENERGY CORP	1325973-IN IN	8/15/2012 FMFC FUEL	3,518.48	
1126	UNIFIRST HOLDING-II	8390086563 IN	8/15/2012 FMFC EMPLOYEE UNIFORMS	23.04	
		8390087070 IN	8/22/2012 FMFC EMPLOYEE UNIFORMS	23.04	
			** CHECK TOTAL **	46.08	
1138	VERIZON WIRELESS	213364068- IN	8/03/2012 FMFC CELL SERVICE	54.36	
160	*** FUND TOTAL ***			4,918.96	

+ (01) Sutton County

A/P COMMISSIONER'S REPORT

AUG 24, 2012

07:31-PM

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+VENDOR # / NAME	INVOICE	DATE	DESCRIPTION	NET	CHECK #

019					
160 BEAR GRAPHICS, INC.	0632271	IN 8/08/2012	RCDS MGMT SUPPLIES	586.96	
123 *** FUND TOTAL ***				586.96	

+ (01) Sutton County

A/P COMMISSIONER'S REPORT

AUG 24, 2012

07:31-PM

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+VENDOR # / NAME	INVOICE	DATE	DESCRIPTION	NET	CHECK #
050					
123 AMERITAS DENTAL	TXPT 09/12 IN	8/08/2012	TXPT DENTAL INS 09/12	17.32	
139 AMERITAS VISION	TXPT 09/12 IN	8/08/2012	TXPT VISION INS 09/12	8.96	
989 SUN LIFE FINANCIAL	TXPT 09201 IN	8/23/2012	TXPT LIFE INS 09/12	6.75	
425 *** FUND TOTAL ***				33.03	

+ (01) Sutton County

A/P COMMISSIONER'S REPORT

AUG 24, 2012

07:31-PM

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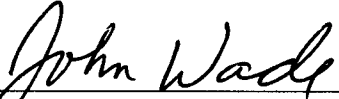
+VENDOR # / NAME	INVOICE	DATE	DESCRIPTION	NET	CHECK #
060					
425 JOE FINCHER	08142012	IN	8/14/2012 LEOSE TRAINING (MEALS)	33.00	
551 *** FUND TOTAL ***				33.00	

+(01)Sutton County A/P COMMISSIONER'S REPORT AUG 24, 2012 07:31-PM P

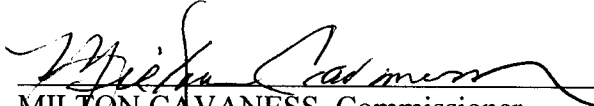
+VENDOR # / NAME INVOICE DATE DESCRIPTION NET CHECK #

088

551	CROP PRODUCTION SERVICES,	212513	IN	8/22/2012 FLOOD CTRL REP TO DAM		496.00
	*** FUND TOTAL ***					496.00
	**** TOTAL DUE ****					23,233.12



JOHN WADE, Commissioner
Precinct Two, Sutton County, Texas




MILTON CAVANESS, Commissioner
Precinct Three, Sutton County, Texas



FRED PEREZ, Commissioner
Precinct Four, Sutton County, Texas

Attest:



RACHEL CHAVEZ DURAN,
Sutton County Clerk
Sutton County, Texas