

**Kleberg County Commissioners' Court Minutes**



**Regular Session March 14, 2011 @ 9:00 A.M.**

BE IT REMEMBERED, that on this the 14<sup>th</sup> day of March, 2011, the Commissioners' Court of Kleberg County, Texas, met in Regular Session in the Courthouse Annex, of the Law Enforcement Center, 1500 E. King, Kingsville, Texas with the following present:

**Kleberg County Commissioners Court:**

Hon. Juan M. Escobar, Co. Judge  
David Rosse, Commissioner Pct. #1  
Chuck Schultz, Commissioner Pct. #2  
Roy Cantu, Commissioner Pct. #3  
Romeo Lomas, Commissioner Pct. #4  
Leo H. Alarcon, County Clerk

**Also present were:**

Sonja D. Reyna, Deputy Clerk  
Melissa Munoz, Auditor (Not Present)  
Delma Rios-Salazar, Co. Attorney (Not Present)

COURT WAS OPENED and called to order by Judge Escobar to consider the following agenda items, Commissioner Schultz gave the invocation, and Commissioner Cantu led the Court in the Pledge of Allegiance of the United States and Texas.

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AGENDA ITEM #1 (Rec.60-189)

**Public Comments On Agenda Items**

Comments were made on Agenda #20 by Mr. Robert Viera, Vice President of LNV Engineering.

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AGENDA ITEM #2 (Rec.190-232)

**In The Matter Of Discussing And Acting On Approving Previous Minutes**

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Schultz to approve the previous Regular Session and Special Session minutes dated February 18, 25, 28, 2011 and March 7, 2011. Upon vote, the motion carried unanimously and so ordered.

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**Announcement**

At this time a statement was made for the record that County Attorney Delma Rios-Salazar was not present along with Auditor Melissa Munoz due to an investigation that was currently happening by the Texas Rangers at the Kleberg County Courthouse.

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AGENDA ITEM #3 (Rec.233-282)

**In The Matter Of Discussing And Acting On Monthly Departmental Reports**

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to receive the monthly reports as presented and make them part of public record. Upon vote, the motion carried unanimously and so ordered.

**MONTHLY REPORTS**

Co. Attorney Investigator – February 2011  
J.P. Pct #3 – February 2011  
SeaWind – February 2011  
Tax Assessor / Collector – February 2011

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AGENDA ITEM #4 (Rec.283-461)

**In The Matter of Discussing And Acting On Approving Payment of Bills**

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Lomas to approve all purchase order's of \$250 & above as presented. Upon vote, the motion carried unanimously and so ordered.

**BILLS**

Texas Association of Counties Risk Management Pool -- \$16,733  
Quill Corporation (Non Dept.) -- \$929.10  
Municipal Emergency Services Depository Acct. (Non Dept.) -- \$632.86  
Pro Medic EMS (Non Dept.) -- \$33,333  
Kingsville Publishing -- \$410.40  
The Productivity Center, Inc. (Sheriff) -- \$750  
CMI (Non Dept.) -- \$855  
Ramirez - Salinas Funeral Home -- \$1,999  
Turcotte - Piper Mortuary -- \$995

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AGENDA ITEM #6 (Rec.462-711)

**In The Matter Of Discussing And Acting On Budget Amendments**

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to approve the budget amendments as presented. Upon vote, the motion carried unanimously and so ordered.

**BUDGET LINE-ITEMS**

Constable Pct. #3 -- \$662.67  
Jail -- \$3,500  
Constable Pct. #2 -- \$212.85  
Human Services -- <\$11,216.48>  
Grant #729095 -- \$7,596

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AGENDA ITEM #7 (Rec.712-1395)

**In The Matter Of Discussing And Acting On Operation Of L.E. Ramey Golf Course By Kleberg County Beginning March 16, 2011**

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to keep the L. E. Ramey Golf Course open beginning March 16, 2011 under the direction of Kleberg County and to follow the guidelines that have been set and for the Court to appoint a member of the Commissioners' Court to be involved on a daily basis to oversee and have a monthly meeting with the golfers and submit a monthly report to the Court. Upon vote, the motion carried unanimously and so ordered.

Sheriff Mata informed the Court of the SPUR Program that will be proposed at the March 28, 2011 meeting; if approved, the program would offset expenditures for the County by utilizing individuals on community supervision as a condition of probation.

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AGENDA ITEM #8 (Rec.1396-1414)

**In The Matter Of Discussing And Acting On Authorizing The County Judge To Sign An Interlocal Cooperation Agreement Between The City Of Kingsville and Kleberg County That Provides One-Half Of The Monthly Electric Bill For L.E. Ramey Golf Course; And For The City To Provide Manpower Equal To A Maximum of Four 8-Hour Days Per Month To Assist With Work At The Golf Course**

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to authorize the County Judge to sign an Interlocal Cooperation Agreement between the City of Kingsville and Kleberg County that provides one-half of the monthly electric bill for L.E. Ramey Golf Course; and for the City to provide manpower equal to a maximum of four 8-hour days per month to assist with work at the golf course. Upon vote, the motion carried unanimously and so ordered.

**\*\* At this time, Commissioners' Court recessed for a 3 minute break\*\***  
**\*\* At approximately 9:51 a.m. the Court reconvened\*\***

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AGENDA ITEM #9 (Rec.1508-1655)

**In The Matter Of Discussing And Acting On Awarding Bid For Riviera Wastewater Treatment Plant Clarifier Unit Emergency Repair**

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Rosse to award the bid for Riviera Wastewater Treatment Plant Clarifier Unit Emergency Repair to a company named PEECO in the amount of \$24,300. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #10 (Rec.1656-1681)

**In The Matter Of Discussing And Acting On Authorizing County Judge To Sign Construction Contracts And Small Purchase Procurement Record In Relation To TXCDBG 710809 Grant**

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Lomas to authorize the County Judge to sign the construction contracts and small purchase procurement record in relation to TXCDBG 710809 Grant. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #11 (Rec.1682-1735)

**In The Matter Of Discussing And Acting On Amending County Handbook To Include The Political Affiliation Or Belief Provision Policy And The Provision To Prohibit Retaliation Against Any Person Reporting A Violation, In Order To Comply With The Findings Of The Texas Department Of Housing And Community Affairs After Their Review Of The 2010 CEAP Program For Kleberg County Human Services**

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Rosse to amend the County Handbook to include the Political Affiliation or Belief Provision Policy in Section 1.7 of the Equal Employment Opportunity and the Provision to Prohibit Retaliation against any person reporting a violation to comply with the findings of the Texas Department of Housing and Community Affairs. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #12 (Rec.1736-1849)

**In The Matter Of Discussing And Acting On Authorizing The Removal Of All Hard Drives From Computers That Have Been Declared Surplus / Salvage Prior To Sale Or Disposal**

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to authorize the staff of the County Maintenance department to coordinate with Brian Birdwell and to remove hard drives from computers that have been declared surplus / salvage prior to sale or disposal. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #13 (Rec.1850-1970)

**In The Matter Of Discussing And Acting On Approval Of Revised Requirements For Use Of Athletic Facilities**

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Lomas to approve the revised requirements for use of athletic facilities. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #14 (Rec.1971-1980)

**In The Matter Of Discussing And Acting On Request By  
Parks Dept. To Purchase 900 Gallons Of Gasoline**

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Cantu to allow the Parks Department to purchase 900 gallons of gasoline. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #15 (Rec.1981-2021)

**In The Matter Of Discussing And Acting On Request By  
Parks Dept. To Purchase New Blades For Six Mowers**

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Rosse to allow the Parks Department to purchase new blades for six mowers. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #16 (Rec.2022-2044)

**In The Matter Of Discussing And Acting On Request By Parks Dept.  
To Purchase Materials to Complete Field #1 Dugouts  
Using Funding From Certificates Of Obligation**

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Cantu to approve the request by the Parks Department to purchase materials to complete Field #1 dugouts using funding from the Certificates of Obligation. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #17 (Rec.2045-2114)

**In The Matter Of Discussing And Acting On Receiving Donations  
For Ball Field Improvements And Spring Break Activities**

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Lomas to accept the donations for the ball field improvements and spring break activities. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #18 (Rec.2115-2226)

**In The Matter Of Discussing And Acting On Approval To Pay \$1,420.90 Bill To  
Kingsville Fire Protection For Recertifying All Extinguishers And Exit Signs At  
All Park Buildings; And Consider Payment Of An Additional \$755.70 To  
Replace Six Additional Exit Signs As Ordered By Kingsville Fire Marshall**

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Lomas to approve the payment of a bill in the amount of \$1,420.90 to the Kingsville Fire Protection for recertifying all extinguishers and exit signs at all Park Buildings and an additional payment of \$755.70 to replace six additional exit signs as ordered by the Kingsville Fire Marshall. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #19 (Rec.2227-2295)

**In The Matter Of Discussing And Acting On Eliminating The Selection Committee  
From The Procurement Process For Current And Future Contracts With  
The Coastal Impact Assistance Program And The Texas  
Community Development Block Grant Program**

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Schultz to eliminate the Selection Committee from the Procurement Process for current and future contracts with the

Coastal Impact Assistance Program and the Texas Community Development Block Grant. Upon vote, Judge Escobar voted aye, Commissioner Rosse voted nay, Commissioner Schultz voted aye, Commissioner Cantu voted aye and Commissioner Lomas voted aye. The motion passes and so ordered.

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AGENDA ITEM #20 (Rec.2297-2317)

**In The Matter Of Discussing And Acting On Awarding Engineer Services Contracts For The 2008 – 2010 Coastal Impact Assistance Program**

The above matter coming on for consideration, a motion was made by Judge Escobar and seconded by Commissioner Cantu to table the agenda item. Upon vote, Judge Escobar voted aye, Commissioner Rosse voted aye, Commissioner Schultz voted aye, Commissioner Cantu voted aye and Commissioner Lomas voted nay. The motion passes and so ordered.

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AGENDA ITEM #21 (Rec.2318-2381)

**In The Matter Of Discussing And Acting On Allowing The County Clerk And District Clerk To Attend And Drive Together Each Day To The County And District Clerk’s Region VIII Conference In Rockport From March 31 – April 1, 2011**

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Lomas to authorize the County Clerk and District Clerk to attend the Region VIII Conference in Rockport and driving together each day from March 31 – April 1, 2011 to receive continue education units. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #22 (Rec.2382-2400)

**In The Matter Of Discussing And Acting On Allowing J.P. Pct #2 Carmen Cortez To Attend Mandatory New Justice Of The Peace Training To Be Held In San Antonio, Texas On April 17 – 20, 2011**

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Rosse to allow J.P. Pct #2, Carmen Cortez to attend mandatory New Justice of the Peace training to be held in San Antonio, Texas on April 17 – 20, 2011. Upon vote, the motion carried unanimously and so ordered.

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WITH NO FURTHER BUSINESS AT HAND TO BE CONSIDERED BY THE COURT AT THIS TIME, ADJOURNMENT WAS HAD.

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Juan M. Escobar, County Judge

ATTEST:

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Leo Alarcon  
County Clerk and Ex-Officio Member  
Of the Commissioners Court  
Kleberg County, Texas

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