

Kleberg County Commissioners' Court Minutes



Regular Session March 28, 2011 @ 1:30 P.M.

BE IT REMEMBERED, that on this the 28th 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:

Melissa Munoz, County Auditor
Delma Rios-Salazar, County Attorney
Sonja D. Reyna, Deputy Clerk

COURT WAS OPENED and called to order by Judge Escobar to consider the following agenda items, Commissioner Rosse 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.115-197)

Public Comments On Agenda Items

Chris Maher introduced himself to the Court as the new Associate Publisher for the Kingsville Record.

James Oakley, from govdeals.com, commented on agenda #17 regarding the County Surplus Auction.

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AGENDA ITEM #2 (Rec.198-211)

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 March 14, 2011 and March 21, 2011. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #3 (Rec.212-283)

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

- Sheriff – February 2011
- Sheriff (Inmate Billing) – February 2011
- Constable Pct #3 – February 2011
- J.P. Pct #1 – February 2011
- J.P. Pct #4 – February 2011
- County Clerk (Annual Funds In Registry) – 2010
- County Clerk (Bank Reconciliation) – February 2011
- County Clerk (Special & Court Fees) – February 2011
- District Clerk (Fee Account) – January 2011
- District Clerk (Criminal Collection) – January 2011
- Auditor (Financial) – January 2011; February 2011

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AGENDA ITEM #4 (Rec.284-359)

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 pay the bill from Jerry's Heating and Air Conditioning in the amount of \$520 and approved to pay the purchase orders \$250 and over items as presented. Upon vote, the motion carried unanimously and so ordered.

P.O.'S \$250 AND OVER

Ramirez-Salinas Funeral Home
Rodriguez & Sons Plumbing
101 Bar Ranch LTD.
Wal-Mart Business/GEMB
Kleberg County Appraisal District

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AGENDA ITEM #5 (Rec.360-428)

In The Matter Of Discussing And Acting On Budget Line-Item Transfers

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

BUDGET LINE-ITEMS

Human Services – 059-643-115 to 059-643-102 -- \$374.96
Human Services – 059-643-333 to 059-643-102 -- \$88.83
Human Services 059-643-333 to 059-643-180 -- \$155.05
Human Services – 059-643-339 to 059-643-180 -- \$80.37
Human Services – 059-643-339 to 059-643-181 -- \$543.14
Human Services – 059-643-339 to 059-643-182 -- \$1,348.65
Human Services – 059-643-339 to 059-643-184 -- \$349.89
Human Services – 059-643-420 to 059-643-184 -- \$5.57
Human Services – 059-645-550 to 059-645-102 -- \$386.48
Human Services – 059-645-550 to 059-645-180 -- \$315.82
Human Services – 059-645-550 to 059-645-180 -- \$880.57
Human Services – 059-645-550 to 059-645-183 -- \$192.85
Human Services – 059-645-550 to 059-645-184 -- \$147-14
Human Services – 059-645-550 to 059-645-185 -- \$201.14
Human Services – 059-645-550 to 059-645-201 -- \$156.22
Human Services – 059-645-550 to 059-645-203 -- \$199.09
Human Services – 059-645-550 to 059-645-497 -- \$3,630.24
Human Services – 059-644-202 to 059-644-180 -- 147.99
Human Services – 059-644-202 to 059-644-201 -- \$10.49
Human Services – 059-644-202 to 059-644-203 -- \$15.25
Human Services – 059-643-427 to 059-643-184 -- \$23.00
Human Services – 059-643-462 to 059-643-184 -- \$13.90
Human Services – 059-643-497 to 059-643-184 -- \$90.61
Human Services – 059-643-575 to 059-643-184 -- \$5.08
Human Services – 058-637-182 to 058-637-498 -- \$7,623.00
Veterans – 010-407-454 to 010-407-330 -- \$1,000
Co. Maintenance – 010-510-573 to 010-510-353 -- \$2,500
Co. Maintenance – 010-510-573 to 010-510-453 -- \$3,000

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AGENDA ITEM #6 (Rec.429-423)

In The Matter Of Discussing And Acting On Budget Amendments

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Schultz to approve the budget amendments as presented with the exception of J.P. Pct #1 budget amendment in the amount of \$155.16. Upon vote, the motion carried unanimously and so ordered.

BUDGET AMENDMENTS

Human Services -- \$620.40
Human Services -- \$51,000
CIAP -- \$78,210
JP Tech Fund & Ch 59 Revenues -- \$74.70
General Fund -- \$10,736.61
Certificate of Obligation -- \$1,317,799.32
Sheriff Jail School – (\$16,500)
Parks-Grant 079 -- \$10,700
Office of the Governor/CJD -- \$17,147.85
Office of the Governor/CJD -- \$15,705.59
Grant 710809 -- \$9,600
License & Weights -- \$4,366.61
StoneGarden -- \$3,402.07
CIAP Grant -- \$3,350
Certificate of Obligation -- \$0
2009 StoneGarden Grant -- \$4,610

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AGENDA ITEM #7 (Rec.624-652)

In The Matter Of Discussing And Acting On Reimbursing Commissioner David Rosse For His Out-Of-Pocket Golf Course Expenses: Water Deposit To City Of Kingsville-\$200; Petty Cash To Begin Daily Operations-\$100; Opening Of Account At Wells Fargo-\$100

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Schultz to pay Commissioner David Rosse for his out-of-pocket golf course expenses; reimbursement is to be paid from

the golf course revenues. Upon vote, Judge Escobar voted aye, Commissioner Rosse abstained, 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 #8 (Rec.653-905)

In The Matter Of Discussing And Acting On Establishing A Steering Committee Regarding Operation Of L.E. Ramey Golf Course

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Rosse to establish and appoint the following members to a Steering Committee for the operation of the L. E. Ramey Golf Course: 1) Ken Oliver, TAMUK Athletic Director (Alesandra Dominguez, Alternate), 2) Glen Jones, Kingsville NAS liaison officer 3) a Kingsville City Commission member, 4) Co. Commissioner Chuck Schultz, 5) Susan Ivy, Parks Director, 6) Al Gala, Golf Course Manager and 7) a Golfer (plus an Alternate Golfer). Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #9 (Rec.906-987)

In The Matter Of Discussing And Acting On Allowing County Attorney To Fill Two Vacant Essential Positions

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Schultz to authorize the County Attorney to fill the two vacant positions. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #10 (Rec.988-1054)

In The Matter Of Discussing And Acting On Authorizing LNV, Inc. To Proceed With Bidding The 2011 Riviera Wastewater System Improvement Project

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Rosse to allow LNV, Inc. to proceed with advertising for bids for the 2011 Riviera Wastewater System Improvement Project. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #11 (Rec.1055-1097)

In The Matter Of Discussing And Acting On The Placement Of A 2011 Tahoe On The Kleberg County Auto Physical Damage Policy For Constable Pct. 1

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to add the 2011 Tahoe purchased for Constable Pct. #1 to the Kleberg County Auto Physical Damage Policy. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #12 (Rec.1098-1432)

Presentation By Donna M. Johnson, Home Program Manager Of GrantWorks, Inc. Regarding A Resolution To Apply For A Texas Department Of Housing And Community Affairs (TDHCA) Home HRA (Housing/Homeowner Rehabilitation Assistance) Grant

Donna M. Johnson, GrantWorks Home Program Manager made a presentation on a HOME Program Information (Owner Occupied Reconstruction). She explained if the County received the grant, there would be a total of \$5,000 in-kind match contribution and the County would pay \$80,000 as a cash reserve to pay program costs before reimbursements are received from the program.

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AGENDA ITEM #13 (Rec.1433-1470)

In The Matter Of Discussing And Acting On Approving Resolution To Apply

For A Texas Department Of Housing And Community Affairs (TDHCA) Home HRA (Housing/Homeowner Rehabilitation Assistance) Grant Presented By Donna M. Johnson, GrantWorks

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Cantu to adopt the Resolution to apply for a Texas Department of Housing and Community Affairs (TDHCA) Home HRA (Housing/Homeowner Rehabilitation Assistance) Grant. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #14 (Rec.1481-1574)

In The Matter Of Discussing And Acting On Susan Ivy, Parks Director Requesting That The Naval Air Station Restore Jet Plane Model Located At The Dick Kleberg Park

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Lomas to allow Parks Director Susan Ivy to request from Kingsville NAS to restore the Jet Plane Model located at the Dick Kleberg Park. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #15 (Rec.1575-1611)

In The Matter Of Discussing And Acting On Replacing Present Member Of The Coastal Bend Council Of Government, Romeo L. Lomas, Voting Representative For Kleberg County, With County Judge Juan Escobar

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Cantu to appoint County Judge Juan M. Escobar as the Voting Representative Member of the Coastal Bend Council of Government. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #16 (Rec.1612-1687)

In The Matter Of Discussing And Acting On Authorizing County Judge To Send A Letter On Behalf Of The Commissioners' Court To Spohn Health Network Regarding A Request For Provider Directories For County's Medical Plan On A Regular Basis

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Cantu to authorize the County Judge to send a letter on behalf of the Court to Spohn Health Network requesting Provider Directories for the County's Medical Plan on a regular basis. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #17 (Rec.1688-1997)

In The Matter Of Discussing And Acting On Contract For County Surplus Auction

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Lomas to approve an agreement with Texas Auto Title & Registration Consultants Inc., for one year with automatic renewal unless terminated, to auction all small surplus items. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #18 (Rec.1998-2274)

In The Matter Of Discussing And Acting On Receiving And Reviewing Bids For Riviera Pier Sanitary Drainage Field Relocation Project

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Lomas to receive the following two bids from 1) Schonefeld Construction Co. - \$10,037.65 and 2) Hubert Construction Co. - \$8,618.50 and to authorize LNV Engineering Juan Pimentel to review the bids with the construction companies and make the recommendation at the next Commissioners' Court meeting. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #20 (Rec.2279-2318)

In The Matter Of Discussing And Acting On Declaring Pile Of Old Metal Piping And Playground Equipment As Salvage And Approval To Take To Salvage Yard

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to declare the pile of old metal piping and playground equipment as salvage and approve to take it to the salvage yard. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #21 (Rec.2319-2370)

In The Matter Of Discussing And Acting On Passing Resolution In Support Of HJR 56 And SJR 17, Constitutional Amendments That Would Restrict The Power Of The Legislature To Mandate Requirements Upon Certain Local Governments

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Cantu to approve passing the Resolution in support of HJR 56 and SJR 17, Constitutional Amendments that would restrict the power of the legislature to mandate requirements upon certain local governments. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #22 (Rec.2371-2570)

In The Matter Of Discussing And Acting On Approval Of DRAW 3 For The 2007 CIAP Master Plan For Coastal Needs Project M10AF20026

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Schultz to approve DRAW 3 for the 2007 CIAP Master Plan for Coastal Needs Project M10AF20026. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #23 (Rec.2571-2728)

In The Matter Of Discussing And Acting On Approval Of The Final Financial And Final Performance Reports For The 2007 CIAP Master Plan For Coastal Needs Project M10AF20026

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Schultz to approve the Final Financial and Final Performance Reports for the 2007 CIAP Master Plan for Coastal Needs Project M10AF20026. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #24 (Rec.2729-2888)

In The Matter Of Discussing And Acting On Resolution Authorizing The De-Obligation Of Funds From 2007 CIAP Master Plan For Coastal Needs Project M10AF20026 And The Re-Obligation Of Funds To Other 2007 CIAP Projects

The above matter coming on for consideration, a motion was made by Commissioner Cantu and seconded by Commissioner Rosse to approve and authorize the County Judge to sign the Resolution authorizing the de-obligation of funds from 2007 CIAP Master Plan for Coastal Needs Project M10AF20026 and the re-obligation of funds to other 2007 CIAP Project. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #25 (Rec.2889-2903)

In The Matter Of Discussing And Acting On Authorizing Commissioner David Rosse To Solicit Sponsorships For Golf Tournament To Save L.E. Ramey Golf Course

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Cantu to allow Commissioner

David Rosse to solicit Sponsorships for Golf Tournament to save L.E. Ramey Golf Course. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #26 (Rec.2904-3319)

In The Matter Of Discussing And Acting On Authorizing The Kleberg County Sheriff's Office To Create And Initiate An Alternative Incarceration Program To Help Relieve Jail Overcrowding And To Reduce The Cost Of Inmate Housing (SPURS Program)

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Lomas to authorize the Kleberg County Sheriff's Office to create and initiate an alternative Incarceration Program (SPURS Program). Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #27 (Rec.3320-3743)

In The Matter Of Discussing And Acting On Allowing The Creation Of Four Corporal Positions At The Sheriff's Department By Eliminating One Officer Position And Using The Pay To Supplement The Pay Of The Four Corporals

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Schultz to allow the Sheriff to create four Corporal positions at the Sheriff's Department by eliminating one Officer position and using the pay to supplement the pay of the four Corporal positions being created. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #28 (Rec.3744-4217)

In The Matter Of Discussing And Acting On Approving Resolution For The Victim Coordinator And Liason Grant Being Applied For By The Kleberg/Kenedy District Attorney's Office

The above matter coming on for consideration, a motion was made by Commissioner Lomas and seconded by Commissioner Cantu to approve the Resolution for the Victim Coordinator and Liason Grant being applied for by the Kleberg/Kenedy District Attorney's Office. Upon vote, the motion carried unanimously and so ordered.

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AGENDA ITEM #29 (Rec.4218-4444)

In The Matter Of Discussing And Acting On Authorizing The County Judge To Enter Into An Interlocal Agreement Between The City Of Kingsville And Kleberg County Relating To The Justice Assistance Grant (JAG)

The above matter coming on for consideration, a motion was made by Commissioner Rosse and seconded by Commissioner Schultz to authorize the County Judge to enter into an Interlocal Agreement between the City of Kingsville and Kleberg County relating to the Justice Assistance Grant (JAG). 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.

Juan M. Escobar, County Judge

ATTEST:

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

