

COMMISSIONER COURT MINUTES**JANUARY 24, 2012****STATE OF TEXAS
COUNTY OF SAN AUGUSTINE**

Be it remembered, the Commissioners Court met in a regular meeting, January 24, 2012 at 9:00 a.m., with Judge Samye Johnson presiding.

CALL TO ORDER

Establish Quorum- Judge Samye Johnson, Commissioners Tommy Hunter, Dale Mixon, and Rodney Ainsworth were present.

Invocation- Sheriff David Smith opened the meeting with prayer.

Pledge of Allegiance- James Gary Andrews, Army Veteran

James Gary Andrews served in the 3rd of the 7th Air Calvary in Vietnam in 1968-1969. He was a Specialist E-4 helicopter mechanic.

Mr. Andrews received the following medals: Vietnam Service Medal, National Defense Service Medal, and the Vietnam Campaign Medal.

The Court thanked Mr. Andrews for his service.

Acknowledge Guests

Judge Johnson welcomed Phil Yocom, Jamie Doherty, Robert Fitzpatrick, Woody Harrison, Roger Holt, and Mayor Shirley J. Parker to the meeting.

1. **Consider approval of the minutes of the Regular Commissioners Court meeting held January 10, 2012 and the Open Meeting held January 18, 2012.**
Commissioner Mixon made the motion to approve the January 10, 2012 meeting, followed by a second motion by Commissioner Hunter. The minutes were approved with all ayes.
Commissioner Mixon made the motion to approve the January 18, 2012 Open meeting, seconded by Commissioner Ainsworth. The minutes were approved with all ayes.
2. **Monthly Reports:**
 - Payroll- Commissioner Mixon made the motion to approve payroll, seconded by Commissioner Hunter. Payroll was approved with all ayes.**
 - Bills- Commissioner Mixon made the motion to approve bills, seconded by Commissioner Ainsworth. Bills were approved with all ayes.**
 - Treasurer- Treasurer Smith gave her 1st Quarter report, and explained the fund balance at the end was in error, and would be corrected. Commissioner Mixon made the motion to approve, Commissioner Ainsworth seconded the motion. The report was approved with all ayes.**
 - Tax Office- Tax Assessor Collector Barthol gave the collections for November and December, 2011. Commissioner Mixon made the motion to approve. Commissioner Ainsworth made the second motion. The reports were approved with all ayes.**
 - Sheriff's Department- Sheriff Smith presented his report. Commissioner Ainsworth made the motion to approve, seconded by Commissioner Mixon. The report was approved with all ayes.**
3. **Discuss and take action on the proposed lease between SM Energy and the County with a motion for Commissioners Court to confer authority to Judge Johnson to sign the lease.- County Attorney Hoyt**
Wesley Hoyt told the Commissioners this involved 3 acres which includes a cemetery deeded to San Augustine County in 1902.
SM Energy is offering a three year lease, at \$1,500 an acre, 25% royalty, no deductions.

Commissioner Court Minutes
San Augustine County, Texas
January 24, 2012
Page Two

County Attorney Hoyt asked the Court to approve the lease. Commissioner Mixon made the motion to approve the lease and approve Judge Johnson to execute the lease. Commissioner Ainsworth seconded the motion. The motion was approved with all ayes. The lease is being made a part of the minutes.

4. Discuss and consider approval to lease the tower on Hwy 103 to provide internet service to the community- Jeremy Burcham
Mr. Burcham told the Court he had been working to get high-speed internet to the County since 2010. County Attorney Hoyt had reviewed the lease and saw no problem with it. The commence date is February 1, 2011, with an expiration date of January 31, 2022. The monthly rent, \$25.00.
Commissioner Mixon made the motion to adopt the lease and also to be signed by the County Judge. Commissioner Ainsworth seconded the motion. The motion carried with all ayes.
The lease and legal description are being made a part of the minutes.
5. Discuss and consider approval to complete an application for a T-1 communication line for the new phone system- Jeremy Burcham
Mr. Burcham recommends the AT&T T-1 line. He said the cost includes \$250.00 for the trunks, broad box; \$425.00 for the T-1 circuit; \$495.00 for the internet circuit. This is in line of the cost which was discussed in a previous meeting. This is one third the cost of the current monthly cost.
Commissioner Hunter made the motion to move forward with the T-1 line, Commissioner Mixon made the second motion. The item was approved with all ayes. Documents filed in minutes.
6. Discuss and consider approval of the updated information on the generator installation for the Courthouse- Jeremy Burcham
Commissioner Ainsworth made the motion to approve the proposal made by LUDCO for the emergency standby generator system at a cost of \$8,200.00, which is including an additional \$500.00. Commissioner Hunter seconded the motion. The motion was approved with all ayes.
The proposal is made a part of the minutes.
Mr. Burcham told the Court, it would be March before it could be installed.
7. Discuss and consider the request by the San Augustine Chamber of Commerce for funds from the county to help fund an ad that will be coming out in the February issue of Texas Farm & Home Magazine. Cost of the ad is \$600.00, requesting \$150-\$200.00.- Tracy Cox
Mr. Woody Harrison, representing the Chamber, told the court there would be a seven page article in the February issue. He is asking the court to approve \$200.00 to help with the cost.
Commissioner Hunter made the motion to approve the \$200.00. Commissioner Mixon made the second motion. The funds were approved with all ayes.
8. Discuss and take action on equipment auction- Auditor Johnson
Commissioner Mixon made the motion to table this item, with Commissioner Hunter making the second motion. This item was tabled with all ayes.

**Commissioner Court Minutes
San Augustine County, Texas
January 24, 2012
Page Three**

- 9. **Discuss and consider a bid on property in Suit No. 10-1720; San Augustine County vs. Darryl Sparks, et al.- Tax Assessor Barthol**
Mr. Colton J.H. Garrett submitted a bid of \$2,000.00.
Commissioner Ainsworth made the motion to accept the bid. Commissioner Hunter seconded the motion. The bid was accepted with all ayes.
The bid and map is being made a part of the minutes.

- 10. **Adjourn**
All business complete, Commissioner Hunter made the motion to adjourn, with Commissioner Mixon making the second motion. The meeting was adjourned with all ayes.

Respectfully Submitted,

Diana Kovar, Clerk of Court

Approved in open court, February 14, 2012.

_____, **Samye Johnson, County Judge**

_____, **Tommy Hunter, Commissioner Pct. #1**

_____, **Dale Mixon, Commissioner Pct. #3**

_____, **Rodney Ainsworth, Commissioner Pct. #4**

Attest:

Diana Kovar