

1. **APPROVAL OF MINUTES:** Approval of the minutes from the September 8, 2014, and September 11, 2014, Potter County Commissioners' Court meetings.

MOTION was made by Judge Ware: I approve.

SECOND was made by Commissioner Murguia.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

2. **VOUCHERS:** To consider and act upon the approval of the payment of vouchers processed by the County Auditor's office for the period of September 3, 2014 through September 16, 2014. [Hood]

Commissioner Kelly, Judge Pro Tem, referenced Vouchers checks Nos. 157923-158188 and wire #432-440 in the total amount of \$2,787,893.19.

MOTION was made by Commissioner Church: I move we approve the Vouchers as presented.

SECOND was made by Judge Ware.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

See Documentation

3. **INSURANCE REPORT:** To recognize the insurance report. [Holland]

The Insurance Fund Report was so recognized. See Documentation

4. **TREASURER'S REPORT:** To recognize the monthly treasurer's report. [Jennings]

Leann Jennings, Treasurer, gave a report to Commissioners' Court.

The Treasurer's Report was so recognized. See Documentation

5. **POTTER COUNTY PROJECTS:** To hear a report on various Potter County Projects and to take any action necessary. [Head]

Mike Head, Facilities Maintenance Director, gave a report on various projects to Commissioners' Court.

6. **POTTER COUNTY EXTENSION OFFICE:** To hear an agent update regarding activity hosted by the Potter County Extension Office. [Murguia]

Lizabeth Grisham, Potter County Extension Office, gave an activities update to Commissioners' Court.

7. **TEXAS HISTORICAL COMMISSION:** To consider and act upon the request from the Texas Historical Commission for Potter County to host the Texas Historical Commission Regional Stewardship Program and Workshop on November 13, 2014. [Head]

Mike Head, Facilities Maintenance Director, reported to Commissioners' Court that the Texas Historical Commission Regional Stewardship Program and Workshop that was scheduled for November 13, 2014, has been cancelled.

See Documentation

8. **BUSHLAND – SMISER ROAD – RELEASE OF ROAD DEDICATION:** To consider and act upon a request to release a dedication of an undeveloped road in Bushland adjacent to 2309 Smiser Road. [Kemp]

MOTION was made by Commissioner Church: I move that we release the dedication of an undeveloped road in Bushland adjacent to 2309 Smiser Road.

SECOND was made by Commissioner Vaughn.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

See Documentation

9. **TAX RATE – FISCAL YEAR 2014-2015 – FINAL ADOPTION:** To adopt the proposed tax rate for Fiscal Year 2014-2015. [Kemp]

MOTION was made by Commissioner Church: I move that we accept the proposed tax rate for Fiscal Year 2014-2015: .60270 for Maintenance & Operation; .03132 for Debt Service for a total of .63402.

SECOND was made by Judge Ware.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

See Documentation

10. **WIRELESS TELEPHONE POLICY:** To consider and act upon amending the Wireless Telephone Policy to comply with IRS regulations. [Kemp]

MOTION was made by Commissioner Church: I move that we approve the amendment to the Wireless Telephone Policy to comply with IRS regulations.

SECOND was made by Commissioner Murguia.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

See Documentation

- 11. RESOLUTION-TEXAS INDIGENT DEFENSE COMMISSION:** To consider and act upon a resolution for the Indigent Defense Formula Grant Program. [Hood]
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MOTION was made by Commissioner Murguia: I make a motion that we accept a resolution for the Indigent Defense Formula Grant Program.

SECOND was made by Judge Ware.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

See Documentation

- 12. EQUIPMENT PURCHASE:** To consider and act upon purchasing two pickups from Grapevine Dodge in the amount of \$53,527.00 utilizing a Tarrant County cooperative purchasing contract. [Harder, Head]
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MOTION was made by Commissioner Kelly: I make a motion that we approve, with a budget amendment of \$3,527.00 to cover the overage.

SECOND was made by Judge Ware.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

See Documentation

- 13. FIXED ASSETS:** To consider and act upon replacing a 1997 Ford Pickup (PC#12823) with a 2005 Ford Escape (PC#16990) to be a temporary vehicle for use and evaluation prior to the two new vehicles being received. There will be no increase in Facility Maintenance's vehicle fleet size. [Harder, Ward, Head]
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MOTION was made by Judge Ware: I approve.

SECOND was made by Commissioner Church.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

- 14. EQUIPMENT DONATION:** To consider and act upon donating a vehicle spike strip set (PC#14856) to Randall County for use by a Randall County Constable. [Harder]
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MOTION was made by Commissioner Vaughn: I make a motion to donate a vehicle spike strip set, PC #14856, to Randall County for use by a Randall County Constable.

SECOND was made by Commissioner Church.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

- 15. FIRE/RESCUE:** To consider and act upon giving permission to the post office to set mailboxes at the Valle De Oro fire station. [Lake]

Pat Fitzpatrick, Fire/Rescue, gave an explanation to Commissioners' Court.

MOTION was made by Judge Ware: I approve.
SECOND was made by Commissioner Vaughn.
AYES: Commissioners Murguia, Church, Vaughn and Judge Ware.
NOES: None.
ABSTAIN: Commissioner Kelly.
Motion carried by 4-0-1 vote.

16. ASSET FORFEITURES:

- (a) To hear a status report on assets forfeitures in reference to the legislature and the future of those assets forfeitures.
- (b) To consider and act upon a resolution supporting assets forfeitures as they exist at current. [Sims]

An Asset Forfeitures status report was given to Commissioners' Court by Randall Sims, District Attorney.

MOTION was made by Judge Ware: I approve.
SECOND was made by Commissioner Church.
AYES: Commissioners Kelly, Church, Vaughn and Judge Ware.
NOES: None.
ABSTAIN: Commissioner Murguia – Commissioner Murguia would like the record to reflect that she would certainly welcome or entertain an additional resolution once a bill is filed.
Motion carried by 4-0-1 vote. See Documentation

17. EXECUTIVE SESSION-CONTRACT NEGOTIATIONS – AMARILLO LOCAL GOVERNMENT CORPORATION:

- a. To consider whether deliberation in open session would have detrimental effect on negotiations with LGC in regard to the county's participation in a parking garage project.
- b. If unanimous, to hold an executive session as authorized by Texas Government Code Sec. 551.0725 to deliberate business and financial issues relating to a proposed contract with LGC, or, if not authorized, to deliberate in open session.
- c. To take any action after the executive session or deliberation in open session.

MOTION was made by Commissioner Murguia: I make a motion that we hold an Executive Session as authorized by Texas Government Code Sec. 551.0725 to deliberate business and financial issues relating to a proposed contract with LGC.
SECOND was made by Commissioner Vaughn.
AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.
NOES: None.

Motion carried by 5-0 vote.

See Documentation

Commissioners' Court went into Executive Session at 10:07 a.m. and returned to Open Session at 10:25 a.m. No action was taken in Executive Session.

No action was taken on this Item at this time.

- 18. EMPLOYMENT ITEMS:** To consider and act upon the following employment items:
- A. ROAD AND BRIDGE:** The termination of Tryston Qualls, Summer Mower, effective 9/2/14. See Documentation
 - B. ROAD AND BRIDGE:** The termination of Isaiah Darnes, Summer Mower, effective 8/21/14. See Documentation
 - C. INFORMATION TECHNOLOGY:** The employment of Clifford Osburn, Application Developer, effective 10/1/14. See Documentation
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MOTION was made by Judge Ware: I approve.

SECOND was made by Commissioner Murguia.

AYES: Commissioners Kelly, Murguia, Church, Vaughn and Judge Ware.

NOES: None.

Motion carried by 5-0 vote.

- 19. EXECUTIVE SESSION:** To hold an executive session, if necessary, on the above agenda items as allowed by Chapter 551, Texas Government Code.
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No additional Executive Session was held.

- 20. JAIL REPORT:** To hear a report on the Potter County Detention Center and to take any action necessary.
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Jail population of 484 (102 female, 10 in Childress) was given by Commissioner Kelly, Judge Pro Tem.

- 21. COUNTY INSURANCE ITEMS:** To consider and act upon any insurance claims, accidents, etc. against the county.
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No insurance items were presented.

- 22. AGENDA ITEMS:** To receive agenda items for the next Commissioners' Court.
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#17 of this agenda will be added to the next agenda on October 13, 2014.

Commissioner Kelly, Judge Pro Tem, adjourned the Potter County Commissioners' Court until 9:00 a.m., Monday, October 13, 2014, in the Potter County Commissioners' Courtroom at 500 S. Fillmore, Room 106, Amarillo, Texas.

I attest that the above proceedings are the true and correct notes/minutes taken in my capacity as ex-official for the Commissioners' Court of Potter County.
Signed this the 22nd day of September, 2014.

Julie Smith, Potter County Clerk

By: Stephnie Menke, Deputy