

1. **APPROVAL OF MINUTES:** Approval of the minutes from the December 22, 2014, Potter County Commissioners' Court meeting.

MOTION was made by Commissioner Murguia: I make a motion that we accept the minutes as presented.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

2. **BUDGET AMENDMENT:** To consider and act upon budget amendments for the 2014-2015 fiscal year. [Hood]

No budget amendments were presented.

Roger Cumpston, Road and Bridge Superintendent, was presented a Certificate of Retirement by Commissioners' Court for 25½ years of dedicated service to Potter County.

See Documentation

3. **VOUCHERS:** To consider and act upon the approval of the payment of vouchers processed by the County Auditor's office for the period of December 17, 2014, through January 7, 2015. [Hood]

Judge Tanner referenced Vouchers checks Nos. 159826-160062 and wire #481-492 in the total amount of \$2,461,134.09.

MOTION was made by Commissioner Kelly: I make a motion to approve.

SECOND was made by Commissioner Murguia.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

4. **OFFICIAL BONDS-TERMS BEGINNING JANUARY 1, 2015:** If necessary, to approve official bonds for elected officials taking office as of January 1. [Kemp]

MOTION was made by Commissioner Church: I move that we approve the bonds for JP Herman, JP Jones, and Commissioner Vaughn.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

The bond was recognized for WF “Corky” Roberts, County Court at Law 1 Judge.

See Documentation

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

The insurance fund report was so recognized.

See Documentation

6. **TAX OFFICE:** To consider and act upon refunds for over-payment of taxes. [Aylor]

Sherri Aylor, Tax Assessor/Collector, came before Commissioners’ Court to answer questions.

MOTION was made by Commissioner Church: I move that we refund the over-payment of taxes as presented to the Court.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

7. **TAX OFFICE:** To recognize the continuing education of the Honorable Sherri Aylor, Potter County Tax Assessor-Collector.

Continuing Education of Sherri Aylor, Tax Assessor/Collector was so recognized.

See Documentation

8. **POTTER COUNTY CONSTABLE PRECINCT 1:** To review the Tier 1 Partial Exemption Racial Profiling Report, and take other action as necessary. [Wertz]

Tier 1 Partial Exemption Racial Profiling Report for Constable, Pct. 1, was so recognized.
See Documentation

9. **POTTER COUNTY CONSTABLE PRECINCT 3:** To review the Tier 1 Partial Exemption Racial Profiling Report, and take other action as necessary. [Duval]

Tier 1 Partial Exemption Racial Profiling Report for Constable, Pct. 3, was so recognized.
See Documentation

10. **POTTER COUNTY MEMORIAL STADIUM – LEASE TO SOUTHERN INDEPENDENT LEAGUE:** [Kemp]

- a. To receive an update on stadium improvements and maintenance and take appropriate action;
- b. To consider and act upon negotiating lease amendments for the current lease term.

Stephanie Tucker, Amarillo Sox General Manager - Southern Independent League, spoke before Commissioners' Court.

MOTION was made by Commissioner Church: I move that we say that the contract is in compliance and that we will address the amendments to the contract at our next Commissioners' Court meeting.

SECOND was made by Judge Tanner.

AYES: Commissioner Church and Judge Tanner.

NOES: Commissioners Kelly, Murguia, and Vaughn.

Motion failed by 2-3 vote.

MOTION was made by Commissioner Murguia: I make a motion to review the outstanding collectables as a part of the amendment process.

SECOND was made by Commissioner Kelly.

AYES: Commissioners Kelly, Murguia, and Vaughn.

NOES: Commissioner Church and Judge Tanner.

Motion carried by 3-2 vote.

See Documentation

11. **STRATEGIC PLANNING COMMITTEE:** To consider and act upon appointing Judge Tanner, Commissioner Kelly, David Harder (Purchasing), Kerry Hood (Auditor), Mike Head (Facilities), John Kiehl (PRPC) and David Kemp (Asst. County Attorney) as members of the committee, and take other action as necessary. [Kemp]

Judge Tanner requested that Jason Patrick, Information Technology, be added to the Strategic Planning Committee.

MOTION was made by Commissioner Church: I move that Commissioners' Court appoint Judge Tanner, Commissioner Kelly, David Harder (Purchasing), Kerry Hood (Auditor), Mike Head (Facilities), John Kiehl (PRPC), Dave Kemp (Asst. County Attorney), and Jason Patrick (Information Technology) as members of the Strategic Planning Committee.

SECOND was made by Commissioner Murguia.

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

NOES: None.

Motion carried by 5-0 vote.

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12. **ROAD & BRIDGE DEPARTMENT – DEPARTMENT HEAD:** To consider and act upon appointing Sebastian Ysaguirre as head of the Road & Bridge Department and to set the salary for the position. [Kemp]

Kay Holland, Human Resources Director, gave a report to Commissioners' Court.

MOTION was made by Commissioner Church: I move that Commissioners' Court appoint Sebastian Ysaguirre to the position of Road and Bridge Administrator (Superintendent) at the full budgeted salary of \$66,972.00.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

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13. **FIRE STATION #6:** To consider and act upon approving the scopes of work and contracts with the various vendors listed for the remodel of Fire Station #6. Funds budgeted in the 2014/2015 budget year. [Harder, Head, Lake]

Mike Head, Facilities Maintenance Director, gave an update to Commissioners' Court.

MOTION was made by Commissioner Vaughn: I move that we approve of the scope of work and the contracts with the various vendors listed for the remodel of Fire Station #6 and funds to be budgeted out of the 2014-2015 budget year.

SECOND was made by Commissioner Church.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

- 14. FIRE TRUCK CHANGE ORDER:** To consider and act upon approving change order #1 with Daco Fire Equipment to add additional equipment to an earlier approved fire truck in the amount of \$23,929.00. Grant funds to be used to cover addition. [Harder, Lake]
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MOTION was made by Commissioner Murguia: I make a motion that we approve change order #1, Fire Equipment, in the amount of \$23,929.00, funds to come from Phillips 66 Grant.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

- 15. FORMAL BIDS:** To consider and act upon the following:

- a. Allow the purchasing agent to open single bid responses for Formal Bid #1098-14 Plumbing Services and Formal Bid #1099-14 HVAC Services.
 - b. To award the single bids, after review by Director of Facilities Maintenance, to Allen's Tri-State Mechanical, Inc. [Harder, Head]
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- a. MOTION was made by Commissioner Church: I move that we allow Purchasing Agent to open the single bid response for Formal Bid #1098-14 Plumbing Services and Formal Bid #1099-14 HVAC Services.

SECOND was made by Commissioner Murguia.

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

NOES: None.

Motion carried by 5-0 vote.

- b. MOTION was made by Judge Tanner: I make a motion to award the single bid to Allen's Tri-State Mechanical, for HVAC and plumbing.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

- 16. INSURANCE VEHICLE REPLACEMENT:** To consider and act upon purchasing a 2014 Chevrolet Tahoe from Caldwell Country Chevrolet in the amount of \$30,370.00 from Buyboard Contract #430-13. This is to replace a 2011 Chevrolet Tahoe (PC#19941) that was totaled by insurance. [Harder, Duval]

Mike Duval, Constable Pct. 3, came before Commissioners' Court to answer any questions.

MOTION was made by Commissioner Vaughn: I move that we allow the Purchasing Agent to purchase a 2014 Chevrolet Tahoe from Caldwell Country Chevrolet in the amount of \$30,370.00 from Buyboard Contract #430-13 replacing a 2011 Chevrolet Tahoe (PC#19941) that was totaled by insurance, additional funds to come from the Insurance Account.

SECOND was made by Commissioner Murguia.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

- 17. 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 County projects to Commissioners' Court.

No action was taken.

See Documentation

- 18. EMPLOYMENT ITEMS:** To consider and act upon the following employment items:

- a. **FACILITIES MAINTENANCE:** The employment of Nicholas Wade Leathers, Groundskeeper I, beginning January 1, 2015.

MOTION was made by Commissioner Church: I move we approve the maintenance item for Facilities Maintenance for the employment of Nicholas Wade Leathers, Groundskeeper I.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

19. EXECUTIVE SESSION – CONSULTATION WITH ATTORNEY:

- a. To hold an executive session to consult with the county attorney to seek advice about the settlement of an employment matter, pursuant to Texas Government code § 551.071 allowing a governmental body to conduct a private consultation with its attorney about pending or contemplated litigation.
- b. To take any action appropriate after the executive session.

Commissioners' Court went into Executive Session at 9:55 a.m. and returned to Open Session at 10:41 a.m. No action was taken in Executive Session.

MOTION was made by Commissioner Church: I make a motion that we allow our attorneys to negotiate with the counsel of a former employee to come up with an agreement.

SECOND was made by Commissioner Vaughn.

AYES: Commissioners Murguia, Church, Vaughn and Judge Tanner.

NOES: Commissioner Kelly.

Motion carried by 4-1 vote.

20. EXECUTIVE SESSION: To hold an executive session, if necessary, on the above agenda items as allowed by Chapter 551, Texas Government Code.

No additional Executive Session was held.

21. JAIL REPORT: To hear a report on the Potter County Detention Center and to take any action necessary.

Jail population of 482 (87 female, none in Childress) was given by Judge Tanner.

22. COUNTY INSURANCE ITEMS: To consider and act upon any insurance claims, accidents, etc. against the county.

No insurance items were presented.

23. AGENDA ITEMS: To receive agenda items for the next Commissioners' Court.

No future agenda items were given.

County Judge, Nancy Tanner, adjourned the Potter County Commissioners' Court until 9:00 a.m., Monday, January 26, 2015, 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 12th day of January, 2015.

Julie Smith, Potter County Clerk

By: Stephnie Menke, Deputy