

1. **APPROVAL OF MINUTES:** Approval of the minutes from the August 10, 2015 Potter County Commissioners' Court meeting.

Commissioner Murguia suggested and Judge Tanner clarified that the time for the Public Hearing on September 8th will be changed to 10:30 a.m. instead of 9:00 a.m., as the motion on Item 17 was approved.

MOTION was made by Commissioner Murguia: I make a motion that we accept the minutes with the noted correction.

SECOND was made by Commissioner Kelly.

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 a budget amendment for the fiscal year 2014-2015. [Hood]

MOTION was made by Commissioner Church: I move we approve the budget amendment for the fiscal year 2014-2015 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.

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 August 5, 2015 through August 19, 2015. [Hood]

Judge Tanner referenced Vouchers Nos. 163920-164182 and wire #590-598 in the total amount of \$2,340,223.18.

MOTION was made by Commissioner Vaughn: I move that we approve the Vouchers as noted and read by the County Judge.

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

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

The Insurance Report was so recognized.

See Documentation

5. 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

6. VETERAN’S HIGHWAY DESIGNATION: To consider and act upon approving an expenditure of approximately \$5,000 to place an official sign recognizing the Veteran’s Highway designation, and to approve a revised resolution if needed. [Tanner, Kemp]

MOTION was made by Commissioner Kelly: I make a motion that, as a Veteran, that we make this available and use the funding out of the Sign Shop Account.

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. AMARILLO-POTTER EVENTS VENUE DISTRICT – PRESENTATION OF BUDGET: Presentation and consideration of the proposed 2015-2016 budget of the Amarillo Potter Event Venue District. [Swearingen]

Michelle Bonner, Assistant City Manager, gave a presentation to Commissioners’ Court.

MOTION was made by Commissioner Murguia: I make a motion that we approve the 2015-2016 budget for the Amarillo-Potter Events Venue District.

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

8. TECHSHARE PROGRAM: To hear an update from Potter County District Attorney, Randall Sims, on the Techshare Program and to take any action necessary. [Sims]

Randall Sims, District Attorney, gave an update to Commissioners’ Court.

No action was taken on this item.

9. **FIRE RESCUE STATION 3 PROJECT:** To receive and recognize the 100% Construction Documents and OPC, and to take the necessary action required to proceed with the Project Bidding Phase. [Lake, Fitzpatrick, Hare, Harder, Head]

Pat Fitzpatrick, Fire Rescue Assistant Chief, Paul Hare, Parkhill, Smith and Cooper, Inc., and Mike Head, Facilities Maintenance Director, spoke before Commissioners' Court.

MOTION was made by Commissioner Vaughn: I move that we receive and recognize the 100% Construction Documents and OPC, and take the necessary actions required to proceed with the Project Bidding Phase.

SECOND was made by Commissioner Church.

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

NOES: Commissioner Murguia.

Motion carried by 4-1 vote.

See Documentation

10. BUDGET AND TAX RATE FOR FISCAL YEAR 2015-2016:

- a. To conduct a public hearing on the proposed budget for Fiscal Year 2015-2016, and make any appropriate changes in the proposed budget. At the conclusion of the public hearing, to adopt the final budget for Fiscal Year 2015-2016 and budgets for the Potter County Specials funds.
- b. After adoption of the budget, to recommend a proposed tax rate for M&O and Debt Service for Fiscal Year 2015-2016; to confirm dates for two public hearings on the tax rate; and to confirm a date for a final vote adopting a tax rate. [Kemp, Hood]

a. Judge Tanner called for public comment. No public comments were received.

- b. MOTION was made by Judge Tanner: I make a motion that we approve and set the budget for the Fiscal Year 2016 - the M&O rate will be 0.63306, the Debt rate will be 0.03096, total tax rate will be 0.66402, and that's a 3cent increase from last year, and that includes a 2% salary increase for employees.

SECOND was made by Commissioner Kelly.

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

NOES: Commissioner Murguia.

Motion carried by 4-1 vote.

See Documentation

Public hearings are set to be held on Thursday, September 3, 2015, at 5:30 p.m., and Tuesday, September 8, 2015, at 10:30 a.m. Final vote on the 2015-2016 budget and adoption of a tax rate will be at the Regular Commissioners' Court meeting on September 14, 2015.

- 11. TAX INCREMENT REINVESTMENT ZONE 1 (TIRZ):** To hear a report on the TIRZ Board meeting of August 13. [Church]

A TIRZ report was given by Commissioner Church.

- 12. BAILIFF'S FEES:** To consider and act upon imposing a \$5.00 bailiff fee pursuant to Local Government Code Section 118.131 on all civil cases filed after January 1, 2016. [Fowler]

MOTION was made by Commissioner Murguia: I would make a motion that we approve the \$5.00 bailiff fee pursuant to Local Government Code Section 118.131 on all civil cases filed after January 1, 2016, to offset the position salary and fringe benefits.

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

- 13. ELECTIONS:** To consider and approve the following orders for the November 3 Constitutional Amendment and Special Election

- b. Order appointing early voting ballot board judge and establishing the maximum number of clerks for the ballot board [Huntley]

MOTION was made by Commissioner Vaughn: I make a motion that we approve the following order for the November 3 Constitutional Amendment and Special Election, the order appointing early voting ballot board judge and establishing the maximum number of clerks for the ballot board.

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. MOTOR VEHICLE REGISTRATION-OPTIONAL FEES:** To consider and act upon continuing the Road and Bridge Fee (Transportation Code §502.401) and adopting the Child Safety Fee (§502.403), effective January 1, 2016. [Tanner, Kemp, Aylor]

MOTION was made by Commissioner Church: I move that we continue the County Road and Bridge Fee on vehicle registrations at \$10.00 for the fee.

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

- 15. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES-TITLE IV-E LEGAL SERVICES CONTRACT:** To consider and act upon the approval of the contract between Potter County and Child Welfare and to authorize Judge Tanner to sign the contract. [Brumley, Hood]

Scott Brumley, County Attorney, gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Vaughn: I move that we approve the contract between Potter County and Child Welfare and to authorize Judge Tanner to sign the contract.

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

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- 16. AUTOMOBILE BURGLARY AND THEFT PREVENTION AUTHORITY GRANT:** To recognize the grant award and authorize Judge Tanner to sign the grant acceptance notice and interlocal agreements. [Sims]

Randall Sims, District Attorney, gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Church: I move that we authorize Judge Tanner to sign the grant acceptance notice and interlocal agreement - Automobile Burglary and Theft Prevention Authority.

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

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- 17. MASTER PLAN-SHERIFF ADMINISTRATION OFFICE:** To consider and act upon the following:

- a. Accept the Master Plans that have been developed for the Sheriff's Administration Building;
- b. To authorize ArchiTexas to proceed with the development of construction documents for the Sheriff's Admin Building;
- c. Recommend the utilization to allocate funds for the professional services. [Planning Committee]

John Kiehl, PRPC Regional Services Director, Larry Irsik, Architexas, and Mike Head, Facilities Maintenance Director, gave a presentation to Commissioners' Court.

MOTION was made by Commissioner Judge Tanner: I make a motion that the court accept and approve the final draft of the 2015 Master Plan for the Sheriff's Admin, and the Court to authorize the Potter County Phase III Advisory Committee to initiate contract negotiations with Architexas for the development and construction design documents for the Sheriff's Admin.

SECOND was made by Commissioner Kelly.

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

NOES: Commissioner Murguia.

Motion carried by 4-1 vote.

See Documentation

- 18. PROCUREMENT AWARD-POTTER COUNTY PURCHASING DEPARTMENT:** To recognize the Potter County Purchasing Department as the recipient of the 2015 Annual Achievement of Excellence in Procurement Award. This is the 9th consecutive year Potter County has received this award. [Tanner]
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The Purchasing Department's Procurement Award was so recognized.

See Documentation

19. AMARILLO/POTTER/RANDALL COUNTY HAZARD MITIGATION PLAN:

- a. To conduct a public hearing on the revised Hazard Mitigation Plan,
 - b. To adopt a resolution approving the revised plan, and take any other action necessary. [Kemp]
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John Kiehl, PRPC Regional Services Director, and Kevin Starbuck, Emergency Management Coordinator, City of Amarillo, gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Kelly: I would like to make a motion that we approve the Amarillo/Potter/ Randall County Hazard Mitigation Plan.

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

- 20. CONSTABLE PRECINCT #2 – APPOINTMENT TO FILL VACANCY:** To consider and act upon appointing a person to serve as Constable Precinct #2 until general election of November 2016. [Kemp]
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MOTION was made by Commissioner Murguia: I make a motion that we approve appointing Georgia Estrada for Constable Precinct 2 for the unexpired term.

SECOND was made by Commissioner Vaughn.

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

NOES: Commissioner Church.

Motion carried by 4-1 vote.

- 21. TITLE IV-E LEGAL SERVICES CONTRACT-TEXAS DEPT. OF FAMILY AND PROTECTIVE SERVICES-COUNTY ATTORNEY:** To consider and act upon approval of the renewal of the reimbursement contract between TDFPS and the County for representation of TDFPS by County Attorney's office. [Kemp]
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Passed.

- 22. COURTS SOFTWARE CONTRACT:** To consider and act upon approving a contract and setting a budget for the purchase of Odyssey Court Software from Tyler Technologies INC., utilizing NJPA Contract #113011-TTI. Funding budgeted in 2015/2016 budget year. [Harder, Woodburn, Smith]
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Caroline Woodburn, District Clerk, Julie Smith, County Clerk, and Judy Kennedy, Tyler Technologies, spoke before Commissioners' Court.

MOTION was made by Judge Tanner: I make a motion that we approve the contract set in budget for the purchase of Odyssey Court Software from Tyler Technologies INC., under contract #113011-TTI, funds budgeted in 2015-2016.

SECOND was made by Commissioner Church.

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

NOES: Commissioner Murguia.

Motion carried by 4-1 vote.

See Documentation

- 23. EQUIPMENT PURCHASE:** To consider and act upon purchasing the following vehicles for the auto task force. Funding from auto theft task force grant.

- a. 3 Vehicles from Caldwell Country Ford in the amount of \$88,903.00 utilizing Buyboard Contract #430-13.
 - b. 2 Vehicles from Caldwell Country Chevrolet in the amount of \$61,090.00 utilizing Buyboard Contract #430-13.
 - c. 2 Vehicles from Grapevine Dodge Chrysler Jeep in the amount of \$60,164.00 utilizing Buyboard Contract #430-13. [Harder]
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MOTION was made by Commissioner Murguia: I make a motion that we approve vehicles for the auto task force funding from auto theft task force grant - 3 vehicles from Caldwell Country Ford utilizing

Buyboard Contract #430-13, 2 vehicles from Caldwell Country utilizing same Buyboard Contract, 2 vehicles from Grapevine Dodge Chrysler Jeep utilizing same Buyboard Contract.

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

- 24. SURPLUS PROPERTY AUCTION:** To consider and act upon approving the attached list of surplus property items that are no longer useable to be sold at auction. [Harder]
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MOTION was made by Commissioner Vaughn: I make a motion to approve the attached list of surplus property items that are no longer useable to be sold at auction.

SECOND was made by Judge Tanner.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

- 25. POTTER COUNTY PROJECTS:** To hear a report on various Potter County Projects and to take any action necessary. [Head]
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No projects report was given.

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

ROAD AND BRIDGE:

- a. The termination of Damian Alcala as maintenance technician effective July 10, 2015.
See Documentation
 - b. The hiring of Charles Ledbetter as a maintenance technician as a replacement for Damian Alcala effective August 10, 2015.
See Documentation
 - c. The resignation of Aaron Padilla as a summer mower effective August 20, 2015. [Ysaguirre]
See Documentation
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MOTION was made by Commissioner Church: I move that we approve the three employment items as listed.

SECOND was made by Commissioner Murguia.

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

NOES: None.

Motion carried by 5-0 vote.

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

Jail population of 488 (82 female; 7 in Childress) was given by Judge Tanner.

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

No insurance items were presented.

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

No executive session was needed.

- 30. AGENDA ITEMS:** To receive agenda items for the next Commissioners' Court.

No agenda items were given.

ADDENDUM:

- 1. TEXAS HISTORICAL COMMISSION REGIONAL STEWARDSHIP WORKSHOP:** To consider and act upon the request from the Texas Historical Commission for Potter County to host the Regional Workshop Program on October 21, 2015. [Head]

MOTION was made by Commissioner Church: I move that we allow the Texas Historical Commission Regional Stewardship workshop to occur here in the Courthouse.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

County Judge Nancy Tanner adjourned the Potter County Commissioners' Court until 9:00 a.m., Monday, September 14, 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 24th day of August, 2015.

Julie Smith, Potter County Clerk

By: Stephnie Menke, Deputy