

1. **APPROVAL OF MINUTES:** Approval of the minutes from the August 24, 2015 Potter County Commissioners' Court meeting. The approval of the minutes from the September 3, 2015 Special Meeting of the Commissioners' Court and the September 8th, 2015 Special Meeting of the Commissioners' Court.

MOTION was made by Commissioner Vaughn: I make a motion to approve those particular meetings with those two Special meetings.

SECOND was made by Commissioner Kelly.

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

NOES: None.

ABSTAIN: Commissioner Murguia.

Motion carried by 4-0-1 vote.

2. **BUDGET AMENDMENTS:** To consider and act upon the approval of the budget amendments for the current fiscal year and to authorize the County Auditor to prepare a budget amendment effective 9-30-15 to make any necessary transfers for year end. Transfers will be made within departments whenever possible, otherwise contingency funds will be used.

MOTION was made by Commissioner Murguia: I make a motion that we approve the budget amendments and authorize the County Auditor to prepare a budget amendment effective 9-30-15 to make any necessary transfers for year end.

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 19, 2015 through September 9, 2015.
[Hood]

Judge Tanner referenced Vouchers checks Nos. 164183-164535 and wire #599-607 in the total amount of \$2,847,612.28.

MOTION was made by Commissioner Church: I move we approve the payment of vouchers 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

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

The insurance fund report was so recognized.	See Documentation
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5. ONLINE LEGAL SUBSCRIPTIONS: To consider and act upon the following:

a. A contract to provide online legal research services for the public through the Law Library Patron Plans from Westlaw and LexisNexis, with subscriptions paid from fees collected as part of court costs.

b. Selection of a provider for internet legal research for Potter County users. [Hood]

a. MOTION was made by Commissioner Murguia: I make a motion that we approve legal research services for the public in a partnership with LexisNexis and Westlaw for 2 users, and subscriptions paid from fees collected as part of court costs.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 5-0 vote.

b. MOTION was made by Commissioner Church: I move that we approve the use of Westlaw for our internet legal research for Potter County.

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

6. SAVNS MAINTENANCE GRANT CONTRACT: To consider and act upon the approval of the Statewide Automated Victim Notification Service grant contract with the Office of the Attorney General of Texas and to authorize Judge Tanner to sign the Service Agreement Renewal Notice and the Maintenance Contract. [Hood]

MOTION was made by Commissioner Murguia: I make a motion that we approve the Statewide Automated Victim Notification Service grant with the Office of the Attorney General of Texas and to authorize Judge Tanner to sign the Renewal Notice and Maintenance 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

7. **ELECTIONS:** To consider and approve an Addendum to the Order for Early Voting. To inform the Court regarding the Vote Center locations and judges for November 3 election. [Huntley]

Melynn Huntley, Elections Administrator, gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Vaughn: I make a motion that we approve the Order for Early Voting to inform the Court regarding the locations and judges for November 3 election.

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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8. **POTTER-RANDALL COUNTY APPRAISAL DISTRICT:** To consider and act upon submitting a nomination for a board member on the Potter Randall Appraisal District Board of Directors for a two year period [Tanner]

This item was passed until the next Commissioners' Court meeting on September 28, 2015.

See Documentation

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9. **PRAIRIE WEST ESTATES UNIT NO. 12:** To consider and act acceptance and approval of the plat of Prairie West Estates Unit No. 12. [Furman Land Surveyors, Inc.]

Daryl Furman, Furman Land Surveyors, Inc., gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Church: I move to approve the plat for Prairie West Estate Unit No. 12.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

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10. **FISCAL YEAR 2015-2016-ADOPTION OF TAX RATE:** To set the Potter County Property Tax Rate for the fiscal year beginning October 1, 2015.

MOTION was made by Judge Tanner: I move that the property tax rate be increased by the adoption of the tax rate of 0.66402, which is effectively a 4.75 % increase in the tax rate.

SECOND was made by Commissioner Vaughn.

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

NOES: Commissioner Murguia.

Motion carried by 4-1 vote.

See Documentation

11. PUBLIC HEARING-IMPROVEMENT OF CERTAIN ROADS IN BISHOP RANCHES:

To conduct a public hearing:

- a. To consider the proposed improvement of Headquarters Road, Ranch Road, Hill View Road, and East View Road to comply with Potter County standards for roads.
- b. To consider whether to assess all or part of the costs of the improvement pro rata against the records owners of the real property of the subdivision of Bishops Ranches.

Judge Tanner called for public comment. Those coming before Commissioners' Court include:

Becky Wilson, Bishop Ranches property owner
Samantha Usnick, Bishop Ranches property owner
Steve Denny, Bishop Ranches property owner

MOTION was made by Commissioner Church: I move that we accept this and present this ballot to the property owners of Bishop Ranches with a payout over 10 years.

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

12. CONSTABLE PRECINCT #4: To set a bond pursuant to Local Government Code Section 86.002 for the new Constable for Precinct #4.

This item is in regards to Constable Precinct #2 and not Precinct #4.

MOTION was made by Commissioner Murguia: I make a motion that we set the bond pursuant to Local Government Code Section 86.002 for the new Constable of Precinct #2 at \$1500.00.

SECOND was made by Commissioner Church.

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

NOES: None.

Motion carried by 5-0 vote.

13. SHERIFF-SCHOOL RESOURCE OFFICER AGREEMENT: To consider and act upon approving renewals of the agreements with River Road ISD and Bushland ISD to provide a school resource officer. [Thomas]

Sheriff Thomas gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Kelly: I make a motion that we renew the contract resource officer agreement for the River Road ISD officer and Bushland ISD to provide a school officer.

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

- 14. VETERAN’S HIGHWAY AGREEMENT:** To consider and act upon an agreement with Texas Department of Transportation for a marker for the Veteran’s Highway designation.
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No action was taken on this item.

See Documentation

- 15. CRIMINAL JUSTICE NEEDS ASSESSMENT:** To discuss the 2013 Jail System Systemic Analysis, plus current evaluations of the Criminal Justice System, and to take any action necessary. [Kemp]
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Scott Brumley, Potter County Attorney, spoke before Commissioners’ Court.

No action was taken on this item.

- 16. COUNTY BUILDINGS-FIREARMS-POLICY ON ALLOWING HANDGUNS:** To consider and act upon prohibiting “open carry” of handguns in the Courthouse, Courts Building, and Santa Fe Building, and authorizing the posting of new signage to comply with changes in the law. [Kemp]
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The following spoke before Commissioners’ Court:

Scott Brumley, Potter County Attorney
Mike Head, Facilities Maintenance Director
Steve Denney
Sheriff Brian Thomas
Allen Finegold

MOTION was made by Commissioner Murguia: I would make a motion to prohibit “open carry” of handguns in the County Courthouse, the District Courts Building, the Santa Fe Building, and JP 3, and authorize the posting of new signage to comply with the law effective January 1, 2016.

SECOND was made by Judge Tanner.

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

NOES: None.

Motion carried by 5-0 vote.

17. 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 Special funds.

This item was inadvertently put on the agenda. No action was taken.

18. 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 to Commissioners' Court on various County projects.

No action was taken on this item.

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

- a. Accept the design services contract with Architexas for the development of construction documents for a new Sheriff's Administration facility, as presented, and that the County Judge be authorized to execute the contract on behalf of the County;
- b. Authorize the County to proceed with the demolition and environmental clean-up of the Old Jail and Brig located on the grounds of the County Jail.
- c. Authorize the initial design work of a fiber network that would serve the IT needs of both the County Jail and the Proposed Sheriff's Administration facility.
[Planning Committee]

The following came before Commissioners' Court:

Mike Head, Facilities Maintenance Director

Larry Irsik, Architexas

John Kiehl, PRPC

Jason Patrick, Potter County IT

Sheriff Brian Thomas

Craig Davis, Estate Appraiser, Citizen Member of Planning Committee

Anthony Harris, Pastor St. John's Baptist Church, Citizen Member of Planning Committee

Allen Finegold, Potter County Citizen

Sheriff Brian Thomas read a prepared statement to Commissioners' Court.

MOTION was made by Judge Tanner: I make a motion that we accept the design services contract with Architexas for the development of construction documents for a new Sheriff's Admin and allow me to execute the contract, and to also authorize the County to proceed with the demolition and environmental clean-up of the Old Jail and Brig, and to authorize the initial design work of a fiber network that would serve the IT needs of both the County Jail and the Sheriff Admin. at the same time, and to transfer money from the District Courts project to the Sheriff's Administration project.

SECOND was made by Commissioner Kelly.

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

NOES: Commissioner Murguia.

Motion carried by 4-1 vote.

20. EMPLOYMENT ITEMS: To consider and act upon the following employment items:

ROAD AND BRIDGE:

- a. The resignation of Nicholas Vagrosky as summer mower effective 8/27/15.
See Documentation
- b. The resignation of Deon Powell as summer mower effective 8/20/15.
See Documentation

COUNTY EXTENSION:

- a. The resignation of Tina Hicks as Office Manager/Program Assistant effective 8/31/15.
See Documentation
 - b. The hiring of Tina Hicks as County Extension Agent 4-H as a replacement for Kyle Stewart effective 9/1/15.
See Documentation
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MOTION was made by Commissioner Murguia: I make a motion that we accept the employment items 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.

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

Jail population of 483 (93 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. **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 held.

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

Potter-Randall County Appraisal District Nominees; Veteran's Highway Agreement

County Judge Nancy Tanner adjourned the Potter County Commissioners' Court until 9:00 a.m., Monday, September 28, 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 14th day of September, 2015.

Julie Smith, Potter County Clerk

By: Stephnie Menke, Deputy