

1. **RECOGNITION OF MINUTES:** To recognize the minutes from the August 3, 2016 and August 8, 2016 Potter County Commissioners' Court meeting.

The minutes from the August 3 (and 4th), 2016 and August 8, 2016 Commissioners' Court meeting were so recognized.

2. **BUDGET AMENDMENTS:** To consider and act upon approving budget amendments for the 2015-2016 fiscal year. [Hood]

MOTION was made by Commissioner Murguia: I make a motion that we approve the budget amendments for the 2015-2016 fiscal year as presented.

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

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 July 20, 2016 through August 17, 2016. [Hood]

Judge Tanner referenced Vouchers checks Nos. 170137-170374 and wire Nos. 763-768 in the total amount of \$3,058,485.42.

MOTION was made by Commissioner Vaughn: I move that we approve of the Vouchers as noted by the County Judge in the amount of \$3,058,485.42.

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

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

The Insurance Fund Report was so recognized.

See Documentation

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

The monthly Treasurer's Report was so recognized.

See Documentation

6. **RETIREMENT RECOGNITION:** To recognize the retirement of Donnie Ray Sutton after 31 years of service to Potter County – Road & Bridge Department. [Ysaguirre]
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Commissioners' Court presented a Certificate of Appreciation to Donnie Ray Sutton and recognized his retirement.

7. **RESOLUTION-AMARILLO-POTTER EVENTS VENUE DISTRICT:** To consider and act upon a Resolution authorizing the issuance of the Amarillo-Potter Events Venue District Special Tax and Lease Revenue Refunding Bonds, New Series 2016 and to take any action necessary. [Bonner, Tanner]
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Michelle Bonner, Amarillo-Potter Events Venue District, spoke and Steven Adams, Specialized Public Finance Inc., gave a report to Commissioners' Court.

MOTION was made by Commissioner Church: I move that we approve the resolution authorizing the issuance of the Amarillo-Potter Events Venue District Special Tax and Lease Revenue Refunding Bonds, New Series 2016.

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

8. **TEXAS DEPARTMENT OF MOTOR VEHICLES:** To consider and act upon the imposition of calendar year 2017 optional county fees, including a proposed additional fee for support of Court Appointed Special Advocates. (CASA). [Fowler, Tanner]
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Lara Escobar, CASA, spoke before Commissioners' Court.

MOTION was made by Commissioner Church: I move that Potter County Commissioners approve the \$10 fee on the car licenses for Road and Bridge.

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

9. **ELECTIONS:** To approve an agreement between Potter County and United Citizens Forum to allow Potter County to install one (1) asphalt ADA ramp and install two (2) ADA parking signs and posts for the purpose of voting at the facility. Funds from the election fund 236 will be used to cover the expenses that Road and Bridge incurs. [Huntley]
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Melynn Huntley, Election Administrator, gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Murguia: I make a motion that we approve the agreement between Potter County and United Citizens Forum to allow Potter County to install one (1) asphalt ADA ramp and install two (2) ADA parking signs and posts for purpose of voting at the facility, funds to come from 236.

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

10. **COUNTY PARKING LOTS:** To consider and act upon a remedy for the District Court's Building and the Sheriff's office and to take any action necessary. [Tanner, Board, Brumley]
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Mike Head, Facilities Maintenance Director, spoke before Commissioners' Court.

No action was taken on this item.

11. **COUNTY CLERK – RECORDS ARCHIVE PLAN:** To consider and act upon adopting the County Clerk Archive Plan for the 2016-2017 annual budget. [Smith]
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MOTION was made by Commissioner Kelly: I make a motion to approve the adopting of the County Clerk Archive Plan for 2016-2017.

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

12. **SHERIFF'S AND CONSTABLE'S FEES:** To consider and act upon approving the Sheriff's and Constable's Civil Process fees for 2017. [Thomas, Smith]
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MOTION was made by Commissioner Murguia: I make a motion that we approve the Sheriff's and Constable's Civil Process fees for 2017.

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

13. **FIRE STATION 3:** To consider and act upon a date and time for dedication ceremony for Fire Station 3. [Fitzpatrick]
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Pat Fitzpatrick, Fire Rescue, spoke before Commissioners' Court. The date and time for the dedication ceremony will be on Friday, September 9, 2016 at 2:00 p.m.

No action was taken on this item.

14. **COMMISSIONERS COURT STRATEGIC PLANNING TOPICS:** To review the strategic planning topics for the 2016-2017 fiscal year [Murguia]
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Commissioner Murguia presented Strategic Planning Topics to Commissioners' Court.
See Documentation

15. **NATIONAL PROCUREMENT INSTITUTE:** To recognize that the Potter County Purchasing Department has earned the 2016 Annual Achievement of Excellence in Procurement Award. [Tanner]
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The 2016 Annual Achievement Excellence in Procurement award for the Potter County Purchasing Department was so recognized. See Documentation

16. **SALE OF COUNTY PROPERTY:** To consider and act upon a proposal to sell county-owned vacant lots at 901 and 905 S. Jackson, and procedures for conducting such a sale. [Fowler, Tanner]
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MOTION was made by Commissioner Kelly: I make a motion to sell the property.
SECOND was made by Commissioner Church.
AYES: Commissioners Kelly and Church.
NOES: Commissioners Murguia, Vaughn and Judge Tanner.
Motion failed by 2-3 vote.

17. **PANHANDLE AUTO BURGLARY AND THEFT UNIT – INTERLOCAL AGREEMENT:** To consider and act upon an interlocal agreement with the City of Amarillo to continue joint participation in the Auto Burglary and Theft Prevention Authority grant. [Hood]
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MOTION was made by Commissioner Vaughn: I move that we approve the interlocal agreement with the City of Amarillo to continue joint participation in the Auto Burglary and Theft Prevention Authority grant.
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

18. **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]
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MOTION was made by Commissioner Murguia: I make a motion that we approve the Statewide Automated Victim Notification Service grant 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 Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

See Documentation

19. **CAPITAL CREDIT FUNDS:** To certify the receipt of \$3,332.33 under Texas Property Code §74.602, determine the use of these funds, and set a budget, accordingly. [Hood]
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MOTION was made by Commissioner Church: I make a motion that we divide it in three equal parts to The Bridge, Snack Pak 4 Kids, and CASA.

SECOND was made by Commissioner Kelly.

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

NOES: Commissioner Murguia.

Motion carried by 4-1 vote.

20. **SURPLUS PROPERTY DISPOSAL:** To consider and act upon disposing of the attached list of items that did not sell at auction. [Shelton]
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MOTION was made by Commissioner Murguia: I make a motion that we approve disposing of the presented list of items that did not sell at auction and to send email notification to non-profit list serve.

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

21. **CHILLER MAINTENANCE:** To consider and act upon approving an agreement for chiller maintenance at the County Courthouse with TD Industries in the amount of \$9,082.00 from TCPN Cooperative Contract #R150501-TX-10939. Funds currently budgeted. [Shelton, Ward]
-

Nick Ward, Facilities Maintenance, gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Church: I move we approve the agreement for chiller maintenance at the County Courthouse with TD Industries in the amount of \$9,082.00.

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

22. **POTTER COUNTY V. JOURNEYMAN CONSTRUCTION, INC.:** To consider and act upon pending litigation, No. 100,499-B; In the 181st District Court, Potter County, Texas. [Fowler]
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MOTION was made by Judge Tanner: I make a motion that we accept the settlement agreement with Journeyman Construction and allow the County Judge to sign off on it.

SECOND was made by Commissioner Murguia.

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

NOES: Commissioner Kelly.

Motion carried by 4-1 vote.

See Documentation

23. **EXECUTIVE SESSION:** To hold an executive session to confer with counsel regarding the above pending litigation pursuant to §551.071 of the Texas Government Code. [Fowler]
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Commissioners' Court went into executive session at 10:19 a.m. and returned to Open Court at 10:35 a.m.

No action was taken in executive session.

24. **BUDGET AND TAX RATE FOR FISCAL YEAR 2016-2017:**

- A. To conduct a public hearing on the proposed budget for Fiscal Year 2016-2017, and make any appropriate changes in the proposed budget.
 - B. At the conclusion of the public hearing, to adopt the final budget for Fiscal Year 2016-2017 and budgets for the Potter County Special funds.
 - C. After adoption of the budget, to recommend a proposed tax rate for M&O and Debt Service for Fiscal Year 2016-2017; to confirm dates for two public hearings on the tax rate; and to confirm a date for a final vote adopting a tax rate. [Hood]
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A. The budget was discussed and changes were made. Judge Tanner called for public comment. No public came forward for comment.

B. MOTION was made by Judge Tanner: I make a motion that we keep the same tax rate as last year which was 0.66402, the effective tax rate will increase from .63391 to .64450 thereby bringing in about 1 and a half million dollars for this upcoming year which will in effect raise taxes a percentage for the 29% of the citizens whose property values will go up a \$1.52 for a \$100,000.00 home. I propose that we set the effective tax rate and giving a 2% increase in salary across the board.

Judge Tanner withdraws Motion.

MOTION was made by Commissioner Church: I move that we approve the final budget for fiscal year 2016-17 and the budgets for the Potter County Special Funds.

SECOND was made by Commissioner Murguia.

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

NOES: None.

Motion carried by 5-0 vote.

C. MOTION was made by Commissioner Church: I move we approve the tax rate for M&O of \$0.62393 and a Debt Service (I&S) tax rate of \$0.04009 for a total rate of \$0.66402.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 5-0 vote.

MOTION was made by Judge Tanner: I make a motion for 2 public hearings to be at 5:30 p.m. on September 8th right here in the Commissioners' Court, and also for September 12th at 9:00 a.m. in Commissioners' Court, and the final hearing on the 26th in regular Commissioners' Court.

(9/8 at 5:30 pm, 9/12 at 9:00 am, 9/26 at 9:00 am)

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 5-0 vote.

25. **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 County Projects report to Commissioners' Court.

No action was taken on this item.

See Documentation

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

A. Road and Bridge:

- i. The resignation of Daryl Noble as summer mower effective August 4, 2016. [Ysaguirre]
See Documentation

MOTION was made by Commissioner Murguia: I make a motion that we approve the employment items as presented.

SECOND was made by Commissioner Kelly.

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 508 (81 female; 0 Childress) 10% misdemeanors and 85% felonies was given by Judge Tanner.

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

Vickie Shelton, Purchasing Agent, presented two insurance items to Commissioners' Court.

29. **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.

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

Neighborhood Initiative Project

County Judge Nancy Tanner adjourned the Potter County Commissioners' Court until 9:00 a.m., Monday, September 12, 2016, 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 August, 2016.

Julie Smith, Potter County Clerk

By: Stephnie Menke, Deputy