

1. **RECOGNITION OF MINUTES:** Recognize the minutes from the November 27, 2017 and November 28, 2017 Potter County Commissioners' Court meeting.

The minutes from the November 27, 2017 Regular Commissioners Court meeting and November 28, 2017 Special Commissioners' Court meeting were so recognized.

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 November 22, 2017 through December 6, 2017. [Hood]

Judge Tanner referenced Vouchers checks Nos. 177964-178169 and wire #999-1007 in the total amount of \$1,601,150.50.

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

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 4-0 vote.

See Documentation

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

The Insurance Fund Report was so recognized.

See Documentation

4. **PARKING GARAGE/LOT UTILIZATION:** To discuss the utilization of paid parking provided for the employees of the District Courts Building and the Potter County Courthouse and to take any action necessary. [Danforth, Murguia]

This item was passed.

Sheriff Thomas came before Commissioners' Court to make a presentation of Officers and programs currently taking place at the Detention Center. He introduced:

- 1) Rhea Nixon – Inmate Programs – provided overview of the program. Rae introduced Freddy Kevin BoBo, recipient of the program, who gave his testimony indicating the success of the program.

- 2) Sara Shook – Mental Health Officer – provided an overview of the program.

- 3) Kathy Hazelwood – GED Program – provided an overview of the program.

See Documentation

5. **MEETING SCHEDULE:** To adopt a schedule for additional Commissioners' Court meetings for the calendar year 2018. [Tanner]
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MOTION was made by Commissioner Church: I move that we approve the Commissioners' Court calendar that was presented to us a couple months ago between January 2018 through September 2019.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 4-0 vote.

6. **FIRE STATION #2:** To consider and act upon a proposal to remodel Potter County Fire Station #2. [Patrick]
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This item was passed.

See Documentation

7. **POTTER COUNTY EXTENSION OFFICE:** To consider and act upon approving the hiring of the Potter County Extension Agent for 4-H and Youth Development. [Dukes, Murguia]
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Brandon Dukes, District Extension Administrator, introduced Rachel Barry to Commissioners' Court.

MOTION was made by Commissioner Church: I move that we accept Rachel Barry as our 4-H Agent for Potter County.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 4-0 vote.

8. **PRAIRIE ESTATES SOUTH:** To consider for approval, a request from the developer of Prairie South Subdivision for acceptance of certain roads within the subdivision as in compliance with Potter County construction specifications. [Furman, Ysaguirre]
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Sebastin Ysaguirre, Road and Bridge Supervisor, gave an explanation to Commissioners' Court.

MOTION was made by Commissioner Church: I move that we approve the streets that are designated in the Resolution for acceptance into our Potter County road system.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 4-0 vote.

See Documentation

9. **PUBLIC DEFENDER'S OFFICE:** To consider for approval, a proposed interlocal agreement with the Panhandle Regional Planning Commission for assistance in assessing the merits and feasibility of establishing a public defender's office, and development of a plan and budget for establishing such an office if such is deemed advisable. [Vaughn, Kiehl]

John Kiehl, PRPC Regional Services Director, provided a review of the Interlocal Agreement to Commissioners' Court.

MOTION was made by Commissioner Vaughn: I move that we approve of the Interlocal Agreement and funds to be procured out of the Contingency Capital Judicial at the rate of \$80 per hour, with funds not to exceed \$7200.00.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 4-0 vote.

See Documentation

10. **AUTO BURGLARY TASK FORCE AGREEMENTS:** To consider for approval, interlocal agreements with the City of Amarillo, Randall County, and the Texas Department of Public Safety regarding the Panhandle Auto Burglary Theft Unit and allocation of grant funds. [Tanner, Sims, Hood]

MOTION was made by Commissioner Church: I move we approve the Interlocal Agreements with the City of Amarillo, Randall County, and the Texas Department of Public Safety regarding the Panhandle Auto Burglary Theft Unit.

SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 4-0 vote.

See Documentation

11. **OPIOD LITIGATION:**

(a) To consider and act upon instituting legal proceedings against pharmaceutical companies believed to have engaged in violations of the Texas Controlled Substances Act or other laws through fraudulent marketing and sales of certain highly addictive opiate-derived painkillers, with resulting economic losses to Potter County and its citizens;

(b) To consider and act upon hiring the following law firms to serve as special counsel to represent Potter County in such legal proceedings, pursuant to § 262.024(a)(4) of the Texas Local Government Code:

Simon Greenstone Panatier Bartlett, P.C. (Dallas); Martin Walker, P.C. (Tyler); Mullin Hoard & Brown, P.C. (Amarillo); The Lanier Law Firm (Houston); and Templeton Smithee Hayes Heinrich & Russell (Amarillo). [Tanner, Fowler]

Mark Logsdon, Attorney at Mullin Hoard & Brown Law Firm, and Brian Heinrich, Attorney at Templeton Smithee Hayes Heinrich & Russell, spoke before Commissioners' Court.

MOTION was made by Commissioner Vaughn: I move that Potter County enter into legal proceedings against pharmaceutical companies believed to have engaged in violations of the Texas Controlled Substances Act or other laws through fraudulent marketing and sales of certain highly addictive opiate-derived painkillers, with resulting economic losses to Potter County and its citizens and to hire the following law firms to serve as special counsel to represent Potter County in such legal proceedings, pursuant to §262.024(a)(4) of the Texas Local Government Code: Simon Greenstone Panatier Bartlett, P.C. (Dallas); Martin Walker, P.C. (Tyler); Mullin Hoard & Brown, P.C. (Amarillo); The Lanier Law Firm (Houston); and Templeton Smithee Hayes Heinrich & Russell (Amarillo).

SECOND was made by Commissioner Church.

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

NOES: None.

Motion carried by 4-0 vote.

See Documentation

12. **TRANSFER OF SEIZED TRAILER TO SHERIFF:** To consider and act upon a request to transfer a seized trailer from the Panhandle Auto Burglary Theft Unit inventory to the Potter County Sheriff inventory. [Sims, Hood]

MOTION was made by Commissioner Church: I move we approve the transfer of a seized trailer from Panhandle Auto Burglary Theft Unit inventory to Potter County Sheriff's inventory.

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 4-0 vote.

13. **RECOGNITION OF BOND:** To recognize the executed bond of the Purchasing Agent, Vickie Shelton, in accordance with LGC 262.011. [Shelton]

The executed bond of the Purchasing Agent, Vickie Shelton, was so recognized.

See Documentation

14. **RECOGNITION OF RETIREMENT:** To recognize the retirement of Debby Moler, Assistant Purchasing Agent, after 28 years of dedicated service to Potter County. [Shelton]

The retirement of Debby Moler, Assistant Purchasing Agent, was so recognized and Commissioners' Court presented Debby with a Certificate of Retirement.

15. **ELEVATOR MAINTENANCE CONTRACT:** To consider and act upon extending an elevator maintenance contract with ThyssenKrupp Elevators for an additional one year beginning 2/1/18 through 1/31/19. Contract terms and pricing as per TCPN Contract #R150801. [Shelton, Wade]
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MOTION was made by Commissioner Church: I move we approve the extension of the elevator maintenance contract with ThyssenKrupp Elevators for additional one year through January 31, 2019.
SECOND was made by Commissioner Vaughn.

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

NOES: None.

Motion carried by 4-0 vote.

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

A. Facilities:

1. Transfer of Coey David Daniel as Groundskeeper I to Assistant Groundskeeper, effective December 16, 2017. [Head]
See Documentation

B. Elections:

1. The discharge of Monica Amador as part time deputy clerk, effective November 30, 2017. [Huntley]
See Documentation
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MOTION was made by Commissioner Vaughn: I move to approve of the employment items as listed in Item #15. (which due to the miss-numbering of the Agenda, should actually be Item #16)

SECOND was made by Commissioner Kelly.

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

NOES: None.

Motion carried by 4-0 vote.

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

18. **JAIL REPORT:** To hear a report on the Potter County Detention Center and to take any action necessary.
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The jail report of 557 (82 female; 0 other facilities) 86% felonies and 14% misdemeanors was given by Judge Tanner.

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

No insurance items were presented.

20. **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.

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

Fire Station #2; Parking Garage

County Judge Nancy Tanner adjourned the Potter County Commissioners' Court until 9:00 a.m., Monday, December 27, 2017, 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 11th day of December, 2017.

Julie Smith, Potter County Clerk

By: Stephnie Menke, Deputy