

STATE OF TEXAS

COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON FEBRUARY 14, 2024 AT 9:00 A.M. THE COUNTY JUDGE CINDY THERWHANGER PRESIDING AND THE FOLLOWING MEMBERS OF THE COURT IN ATTENDANCE.

BRIAN ROSSON	COMMISSIONER PRECINCT #1
JOSH ELDER	COMMISSIONER PRECINCT #2
DAVID MURPHREE    ABSENT	COMMISSIONER PRECINCT #3
BIZ HOUSTON	COMMISSIONER PRECINCT #4

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TERRI BERRY	COUNTY CLERK
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**9:00 am      Regular Meeting:**

**Call to Order**-Judge Cindy Therwhanger

**Invocation**

**Pledge**-United States and Texas

1. Public Comment: Anyone wishing to address the Court during Public Comments is required to register your name on the registry prior to the meeting. Speakers may only address items listed on the current agenda and are limited to three (3) minutes speaking time. The Court cannot deliberate or act on matters not listed on the agenda.
2. Department Updates:
  - a) Probation Department  
Delia Grisham, Probation, was put sick, this item was tabled
3. Routine administrative items:
  - a) Consider, discuss, and/or approve the minutes from last month's meetings      January 17, 2024 and January 31, 2024.
  - b) Consider, discuss, and/or approve payroll payables.
  - c) Consider, discuss, and/or approve regarding accounts payable, fund transfers and budget amendments.
  - d) Consider, discuss, and/or approve renewal contracts:
    - a. Computacenter - \$3,226.08
    - b. Sleuth - \$2,700.00
    - c. Computacenter (Auditor's Office cloud system) - \$4,583.39
    - d. Guardian RFID - \$4,138.25
    - e. ID Scan - \$96.00

Commissioner Rosson made a motion to approve routine administrative items and the following contracts: Computacenter - \$3,226.08, Sleuth - \$2,700.00, Computacenter - \$4,583.39, Guardian RFID - \$4,138.25 and ID Scan - \$96.00. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

4. To consider, discuss and take any necessary action on golf tournament requests.

Commissioner Houston made a motion to approve the golf tournament requests as presented by Mitch Shain. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

5. To consider, discuss and take any necessary action on accepting Travelers insurance settlement offer in the amount of \$15,190.00 for Sheriff's unit #S100.

Commissioner Elder made a motion to accept the Travelers insurance settlement in the amount of \$15,190.00 for Sheriff's Unit#S100 and declaring this unit as salvage. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

6. To consider, discuss and take any necessary action to purchase a new unit for the Sheriff's Department with the settlement from Traveler's Insurance of \$25,722 approved on 11/21/2023 and the additional settlement of \$15,190.

Commissioner Rosson made a motion to approve the purchase of a 2024 Chevrolet Silverado truck from Lawrence Hall Chevrolet in the amount of \$54,401.2 with Traveler's Ins. Settlement (\$25,722.00 & 15,190.00) for the Sheriff's department, T. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

7. To consider, discuss and take any necessary action on accepting a donation from the Friends of the Gaines County Library to purchase a bench for the Seagraves Library.

Commissioner Rosson made a motion to approve a donation from the Friends of the Gaines County Library in the amount of \$150.00 to purchase a bench for the Seagraves Library. Commissioner Elder seconded the motion. Motion carried unanimously.

8. To consider, discuss and take any necessary action on Gaines County Library using the Unclaimed Capital Credit fund to purchase items and prizes for the Gaines County Library Summer Reading Program.

Commissioner Rosson made a motion to authorize Sabra Hall, Library Director to use \$12,405.85 of Unclaimed Capital Credit funds to purchase items and prizes for the Gaines County Library Summer Reading Program. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

9. To consider, discuss and take any necessary action on the Gaines County Library annual report.

Commissioner Houston made a motion to approve the annual report for the Gaines County Library as presented by Sabra Hall, Library Director. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

10. To consider, discuss and take any necessary action on the recommendation to allow employees to use the Certification of Physical Exemption for county employees with CDL license.

Commissioner Rosson made a motion to approve allowing county employees to use the Certification of Physical Exemption for their CDL license which will be completed in the HR department, this will become effective March 1, 2024. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

11. To consider, discuss and take any necessary action on a request to make a change to the Gaines County Holiday schedule for 2024.

a) Propose to change the holiday scheduled for 6/19/2024; to be moved to 7/5/2024

Commissioner Rosson made a motion to approve the change in the County Holiday schedule for 2024 and changing 6/19/24 to be moved to 7/5/24. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

12. To consider, discuss and take any necessary action on a request from Precinct 4 to purchase two utility trailers.

a) Southern Trailers – 18x83 utility trailer - \$4,050.00

b) Southern Trailers – 24x102 Tilt trailer - \$15,715.00

Commissioner Elder made a motion to approve the purchase of a utility trailer in the amount of \$4,050.00 and a tilt trailer in the amount of \$15,715.00 from Southern Trailers for Precinct 4. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

13. To consider, discuss and take any necessary action on next steps for rebuilding the 4-H ag barns.

Following much discussion regarding the 4-H barn plans, electrical, pens Commissioner Rosson made a motion to authorize Judge Therwhanger to contact JSA Architects regarding further plans for the Ag Barn. Commissioner Houston seconded the motion. Motion carried unanimously.

14. To consider, discuss and take any necessary action on the quarterly investment report.

Commissioner Elder made a motion to approve the quarterly investment report as presented by Michael Lord, Treasurer. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

15. To consider, discuss and take any necessary action on purchasing the panels for Rodeo pen fencing and electrical lines.

Commissioner Rosson made a motion to approve the purchase of panels for rodeo pen fencing and electrical lines as presented. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

16. To consider, discuss and take any necessary action on an affidavit for the Texas Department of Agriculture Home Delivered Meal Grant Program Year 2023.

Commissioner Rosson made a motion authorize Judge Therwhanger to sign an affidavit for the Texas Department of Agriculture Home Delivered Meal Grant Program Year 2023. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

17. To consider, discuss and take any necessary action on a quote for Precinct 2 to purchase a BB124 Box Blade Attachment from Warren Cat. Total Cost: \$22,285.00

Commissioner Houston made a motion to approve the purchase of a BB124 Box Blade attachment from Warren Cat in the amount of \$22,285.00 for Precinct 2. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

18. To consider, discuss and take any necessary action on approving subdivision application(s), take note of known subdivision exceptions, consider any requests for subdivision variances.

None

19. To consider, discuss and take any necessary action on road crossing request(s).

None

20. Discuss any other items pertaining to County Business; for information purposes only, no action may be taken on these items except to schedule them for a future agenda.

Judge Therwhanger:

811 Dig Training Webinar – February 16

Vet's Memorial Deed was filed.

Elevator repair and inspection is complete.

Record Storage is an issue for the courthouse. Records that can be destroyed need to be marked and then we can move them to another storage location for destruction. More information will be sent out to staff.

Commissioner Elder:

Will work on shop, closing side door for storage

Commissioner Houston:

Continuing to do work at Haley Park

21. Adjourn

Commissioner Rosson made a motion for the meeting to adjourn. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

The meeting adjourned at 9:57a.m..

I, Terri Berry, Gaines County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for February 14, 2024.



*Terri Berry*

Terri Berry, County Clerk  
Clerk of Commissioner's Court  
Gaines County, Texas



STATE OF TEXAS

COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON FEBRUARY 28, 2024 AT 9:00 A.M. THE COUNTY JUDGE CINDY THERWHANGER PRESIDING AND THE FOLLOWING MEMBERS OF THE COURT IN ATTENDANCE.

BRIAN ROSSON  
JOSH ELDER  
DAVID MURPHREE  
BIZ HOUSTON

COMMISSIONER PRECINCT #1  
COMMISSIONER PRECINCT #2  
COMMISSIONER PRECINCT #3  
COMMISSIONER PRECINCT #4

TERRI BERRY

COUNTY CLERK

**9:00 am Regular Meeting:**

**Call to Order**-Judge Cindy Therwhanger

**Invocation**

**Pledge**-United States and Texas

1. Public Comment: Anyone wishing to address the Court during Public Comments is required to register your name on the registry prior to the meeting. Speakers may only address items listed on the current agenda and are limited to three (3) minutes speaking time. The Court cannot deliberate or act on matters not listed on the agenda.

None

2. Department Updates

- a. Tax Assessor's Office – Susan Shaw

Susan Shaw, Tax Assessor Collector, presented a review of increased statistics within in the Tax office (see attached)

3. Routine administrative items:

- a. Discuss, consider and/or approve payroll payables.
  - b. Discuss, consider and/or act regarding accounts payable, fund transfers and budget amendments.
  - c. Discuss, consider and/or approve the officer's report reporting all fines imposed and collected for the month of January pursuant to Local Government Code 114.004 and Texas Government Code 51.042.
  - d. Discuss, consider and/or approve renewal contracts.
  - e. Discuss, consider and/or approve the transfer, sale, or destruction of Gaines County Surplus property under Local Government Code 263.152.
    - i. Gov Deals - Maintenance
    - ii. Salvage Items – Precinct 1 / Maintenance

Commissioner Rosson made a motion to approve an invoice from Archive Social in the amount of \$4,188.00, Salvage items: shelving in Precinct 1 and lamp fixtures and speakers in Maintenance, sale of Unit #'s 2172, 2175, 2156, 2099, hood & CAT ripper attachments in Precinct 2 and sale of exercise equipment, sinks, dishwasher, vacuums, lights in Maintenance. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

4. To consider, discuss and take any necessary action on the placement of non-exempt license plates on Gaines County Sheriff's Office Unit 127.

Commissioner Rosson made a motion to approve non-exempt license plates on the Gaines County Sheriff's Office Unit 127. Commissioner Murphree seconded the motion. Motion carried unanimously.

5. To consider, discuss and take any necessary action on the replacement of the Babe Ruth Field scoreboard.

Commissioner Rosson made a motion to approve the replacement of the Babe Ruth Field Scoreboard in the amount of \$17,380.00 by Spectrum to be paid with ARPA funds. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

6. To consider, discuss and take any necessary action to approve a budget amendment under Local Government Code 111.010(d) to create lines for the Veterans Memorial Fund.

Commissioner Houston made a motion to approve a budget amendment and create line items for the Veteran's Memorial Fund as presented. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

7. To consider, discuss and take any necessary action to approve a budget amendment under Local Government Code 111.010(d) to create lines for the Rural Law Enforcement Grant (SB 22).

Commissioner Houston made a motion to approve a budget amendment and create line items for the Rural Law Enforcement Grant (SB 22) as presented. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

8. To consider, discuss and take any necessary action on rescheduling the following commissioner court meetings:

- a. March 27, 2024 – move to Monday, March 25, 2024
- b. April 24, 2024 – move to Monday, April 22, 2024
- c. May 8, 2024 – move to Monday, May 6, 2024

Commissioner Elder made a motion to approve rescheduling commissioner court meetings as follows:

- March 13th to Monday March 11<sup>th</sup>
- March 27<sup>th</sup> to Monday March 25<sup>th</sup>
- April 24<sup>th</sup> to Monday April 22<sup>nd</sup>
- May 8<sup>th</sup> to Monday May 6<sup>th</sup>

Commissioner Rosson seconded the motion. Motion carried unanimously.

9. To consider, discuss and take any necessary action on approving a purchase from Fehr's for an entry sign for the Gaines County Park. Total Cost: \$6,600

Commissioner Rosson made a motion to approve the purchase of an entry sign for the Gaines County Park from Fehr's in the amount of \$6,600.00 to be paid with ARPA funds. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

10. To consider, discuss and take any necessary action on a change order submitted by Schmitt Roofing and Construction in the amount of \$2,150 for bond expenses for the Sr. Citizens roofing project.

Commissioner Elder made a motion to approve a change order submitted by Schmitt Roofing and Construction in the amount of \$2,150.00 for bond expenses for the Sr. Citizens roofing project. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

11. To consider, discuss and take any necessary action on a change order submitted by Schmitt Roofing and Construction in the amount of \$8,528.12 for bond expenses for the Library roofing project.

Commissioner Rosson made a motion to approve a change order submitted by Schmitt Roofing & Construction in the amount of \$8,528.12 for bond expenses for the Library roofing project. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

12. Open bids for reskinning the storage building with awning behind the Gaines County Civic Center and Senior Citizens and take any necessary action.

Commissioner Murphree made a motion to reject the bid from 1<sup>st</sup> Choice Construction for reskinning the storage building behind the Gaines County Civic Center and Senior Citizens. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

13. Open bids for yearly chemical maintenance for the Gaines County courthouse lawn and take any necessary action.

The following bids were received:

- Point Blank - \$800.00

- Lawn Animation - \$627.32

Commissioner Elder made a motion to approve the bid from Lawn Animation in the amount of \$627.32 for chemical maintenance for the Gaines County Courthouse lawn. Commissioner Murphree seconded the motion. Motion carried unanimously. (see attached)

14. To consider, discuss and take any necessary action on approving subdivision application(s), take note of known subdivision exceptions, consider any requests for subdivision variances.

Commissioner Murphree made a motion to approve a variance for Jake & Elizabeth Penner, in Camp 6 (see attached plat) to be split with their child and a deed is to be prepared by Jeannie Marrow. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

15. To consider, discuss and take any necessary action on road crossing request(s).

None

16. To consider, discuss and take any necessary action on accepting bids for coal mix.

Commissioner Rosson made a motion to go out for bids for cold mix with bids to be turned in by March 26<sup>th</sup> and opened March 27<sup>th</sup>. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

17. Discuss any other items pertaining to County Business; for information purposes only, no action may be taken on these items except to schedule them for a future agenda.

Judge Therwhanger:

Special meetings March 6th at 8:30a.m.- cemetery work session

10:00 TAC OnBoarding Insurance Session

Received Travelers Insurance claim for hail damage in the amount of \$1,129,064.76

Working on new office location sign on each floor for the Courthouse entrance (gave slideshow)

Commissioner Elder:

Tee Boxes at the Golf Course are being laid

Commissioner Murphree:

Paperwork is being completed for the Grant money for the asphalt at airport and administrative items are assigned to Kasie Taylor, Judges office.

18. EXECUTIVE SESSION: Pursuant to Texas Government Code, Chapter 551. May be acted upon, if appropriate, in open session:

- a. Texas Government Code § 551.074: Personnel Matters

EXECUTIVE STARTED AT 9:55a.m.

OPEN SESSION BEGAN AT 10:48a.m.

Commissioner Rosson made a motion to change Kasie Taylor's title and salary to the Judge's Assistant and have the job description reworked. Commissioner Murphree seconded the motion. Motion carried unanimously.

19. Adjourn

Commissioner Rosson made a motion for the meeting to adjourn. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

The meeting adjourned at 10:50a.m.

I, Terri Berry, Gaines County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for February 28, 2024.



*Terri Berry*  
Terri Berry, County Clerk  
Clerk of Commissioner's Court  
Gaines County, Texas

