

STATE OF TEXAS

COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON APRIL 13, 2022 AT 9:00 A.M. THE COUNTY JUDGE TOM N. KEYES PRESIDING AND THE FOLLOWING MEMBERS OF THE COURT IN ATTENDANCE.

BRIAN ROSSON	COMMISSIONER PRECINCT #1
CRAIG BELT	COMMISSIONER PRECINCT #2
DAVID MURPHREE	COMMISSIONER PRECINCT #3
BIZ HOUSTON	COMMISSIONER PRECINCT #4

TERRI BERRY COUNTY CLERK

Teleconference:

In recognition of the public health emergency presented by the pending coronavirus-19 (“COVID-19”) pandemic, and pursuant to an emergency order issued by the Governor of the State of Texas to temporarily suspend certain provisions of TOMA in view of said emergency, a quorum of the Commissioners Court will hold this meeting by telephonic conference call. **Members of the public may call in to this meeting by telephone by calling 1-346-248-7799 and entering the Meeting ID No. 938 956 816**

Members of the public who desire to make public comment during the meeting must register by e-mailing their identity to the following Gaines County (“County”) representative one (1) hour before the meeting start time on the day of the posted meeting: Benette McDonald, Administrative Assistant, Commissioners Court at benette.mcdonald@co.gaines.tx.us.

This meeting will be recorded, and the audio recording will be available on the County’s internet website after the meeting. A copy of the agenda packet for the meeting will be available on the County’s internet website at the time of the meeting at www.co.gaines.tx.us.

During this meeting, the Commissioners Court reserves the right to conduct an executive session/closed meeting session for any purpose authorized by Chapter 551 of the Texas Government Code or other authority, including without limitation sections 551.071 and 551.129, Texas Government Code (consultation with attorney).

9:00 A.M. Regular Meeting

1. Call to order, prayer, pledge

Judge Keyes called the meeting to order with a prayer and pledges of allegiance.

2. Public Comment – should be related to a listed agenda item, if not on the agenda the Court will be unable to respond to the issue in any way other than scheduling for the agenda of a future meeting

None

3. Discuss routine administrative items: take action needed;
 - a. Last month’s minutes
 - b. Payroll

Commissioner Murphree made a motion to approve declaring an old pickup bed in Precinct 3 as salvage. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

Commissioner Belt made a motion to approve the routine administrative items as presented. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

4. Consider approving tournament requests; take action as appropriate

Commissioner Murphree made a motion to approve the tournament request as presented by Shaun McDonald, Golf Pro. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

5. Meet with Shelby Concotelli and Shawntay Pettjohn to discuss July 4 plans; take action as appropriate

Shawntay Pettyjohn, Chamber Board member, requested the use of the building at the Gaines County Park for the one of the 4th of July festivities, to display items winners of contests such as: pie baking, painting, homemade ice cream, etc. She stated there would be tables only no sitting area for public, no food allowed, someone would be there to oversee the project and would only be opened at specific times. She also stated they were going to use local entertainment and have a parade with little children and various other events.

Commissioner Murphree made a motion to authorize the Chamber of Commerce to use the Community Building at the park for the 4th of July event on July 2, 2022 with no deposit or rental fee required. Commissioner Houston seconded the motion. Motion carried unanimously.

6. Consider approving resolution in support of citizens at Pecan Ridge subdivision concerning the crossover at CR 209A; take action as appropriate

Commissioner Belt made a motion to approve the Resolution in support of citizens at Pecan Ridge subdivision concerning the crossover at CR 209A as read aloud by Judge Keyes. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

7. Consider authorizing Sheriff Ronny Pipkin to proceed to replace the wrecked patrol unit by appropriate methods prior to payment of insurance; take action as appropriate

Commissioner Belt made a motion to authorize Ronny Pipkin, Sheriff, to proceed in replacing the wrecked patrol unit prior to payment of insurance. Commissioner Murphree seconded the motion. Motion carried with Commissioner absent.

8. Consider authorizing the County Judge to explore and pursue participation in a Rural Regional Public Defenders Office for the 106th District, or possibly including additional counties in this region, with final approval pending presentation to and approval by the Commissioners Court; take action as appropriate

Following much discussion with the commissioners, Judge Keyes, Bonnie Ericson and Judge Filey, District Judge, regarding concerns in participating with the Rural Regional Public Defenders Office, such as: entering into a contract with state, Artie Aguilar (indigent attorney for District Court) overload on cases, only allowing certain number of cases per attorney.

Commissioner Houston made a motion to authorize Judge Keyes to pursue participation in a Rural Regional Public Defenders Office and present to commissioners court for final approval. Commissioner Rosson seconded the motion. Motion carried unanimously.

9. Meet with JSA architects to receive preliminary drawings for courthouse roof; take action as appropriate

JSA representative, presented the preliminary drawings for the courthouse roof and stated they would place 2 bids in the local newspaper and within their online bidding platforms. He stated

Commissioner Murphree made a motion to go out for bids to place lighting along the walking path beside 11th street extension in Precinct 3 with bids turned in by May 10, 2022 and opened May 11, 2022. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

12. Consider approving a buy board purchase of a sweeper for the airport; take action as appropriate

Commissioner Murphree made a motion to approve a buy board purchase of a 2021 broce broom RCT-350 road broom for the airport in Precinct 3. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

13. Consider approving a resolution declaring the American Rescue Plan funds as lost revenue; take action as appropriate

Commissioner Murphree made a motion to approve the Resolution declaring the American Rescue Plan funds as lost revenue as read aloud by Judge Keyes. Commissioner Belt seconded the motion. Motion carried unanimously. (see attached)

14. Consider approving subdivision application(s), take note of known exceptions, consider any requests for variances; take action as appropriate

None

15. Consider approving road crossing request(s); take action as appropriate

None

16. 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 Keyes presented the preliminary drawing from Wayne Gondeck for the AgriLife Extension building. Wayne did a walk through of the old EMS building and stated it is in basically good condition. Judge Keyes stated possibility transferring the building from the city to the county to use as the EOC facility. Robert Barrett, EOC Director stated that the building would be a very good fit for the EOC with just minimal upgrading required. Judge Keyes stated he would contact the City Administrator regarding this issue.

Judge Keyes stated himself and all commissioners would be attending a conference in Arlington.

Commissioner Houston stated he did not see on the drawings where the pens and barn were addresses and Judge Keyes stated he would meet with Wayne Gondeck regarding adding those to the drawing plans. Robert Barrett, EOC Director, stated there are no safe or proper accesses for the Firetrucks when they have gone in the past.

Scott Shortes, IT Director, stated he had all items removed from the old jail except fax lines which he was not getting corporation from AT&T regarding this issue. He stated the price for AT&T for phone lines has increased to approximately \$10,000 monthly. He stated he wanted to use another company but at this would change certain fax phone line numbers. Commissioners stated he had permission to kill the lines regarding this issue and get new phone numbers as to not use AT&T.

Commissioner Belt stated the asbestos issue will be completed and resolved after lunch. Robert Barret, EOC Director, requested to use the old jail facility for one more training with the fire department before demolition.

17. Adjourn;

Commissioner Belt made a motion to adjourn the meeting. Commissioner Rosson seconded the motion. Motion carried unanimously.

The meeting adjourned at 10:53 a.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 April 13 , 2022.



A handwritten signature in cursive script that reads "Terri Berry".

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



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COUNTY OF GAINES

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BRIAN ROSSON
CRAIG BELT
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9:00 A.M. Regular Meeting

1. Call to order, prayer, pledge

Judge Keyes called the meeting to order with a prayer and pledges of allegiance.

2. Public Comment – should be related to a listed agenda item, if not on the agenda the Court will be unable to respond to the issue in any way other than scheduling for the agenda of a future meeting

None

3. Discuss routine administrative items: take action needed;
 - a. Last month’s minutes
 - b. Payroll

Matt Neudorf stated he would be holding the Murph Challenge May 28th which includes 1 mile run, pushups and pullups etc. as well as having Vendors. Judge Keyes stated there are porta potties available if the restrooms are not completed and the county would provide trash cans as needed. Commissioner Rosson made a motion to authorize Matt Neudorf to hold the Murph Challenge at the Gaines County Park with the county would providing additional support as needed. Commissioner Belt seconded the motion. Motion carried unanimously. (see attached)

5. Consider approving tournament requests; take action as appropriate

Commissioner Belt made a motion to approve the tournament change request as presented by Shaun McDonald, Golf Pro. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

6. Meet with Shelby Concotelli and Marlin Carter to discuss July 4 plans; take action as appropriate

Marlin Cater, Chamber of Commerce board member stated he would like to request the \$20,000.00 donation from the county for the July 2nd Freedom Fest, firework show (\$18,000.00 for firework show and \$1,500.00 administrative fee). He also stated he had received various donations from businesses for the firework display and would reach out to see if they wanted refunded or were willing for their funds to go to various other events. Marlin stated there will be hot air balloon ride, petting zoo, kid pageant, corn hole, pie baking contest and homemade ice cream contest, etc.

Commissioner Rosson made a motion to approve amending the agreement with the Chamber of Commerce regard the fire work show for the Freedom Fest to state the county to donate \$20,000.00 this year and next year it would be the original \$7,000 donation. Commissioner Murphree seconded the motion. Motion carried unanimously.

7. Meet with Carly French Director of Seminole EMS for presentation on needs of EMS; take action as appropriate

Carly French, Director of Seminole EMS presented an in length review of all aspects of the overall function and budgeting of EMS. She presented a slide show and booklet with information regarding these items:ESD packet, services, costs, paramedic & EMT job description, Therefore, this presentation will allow the commissioners to review possibilities for the upcoming budget.

8. Discuss and consider appropriate actions for issues at Indio Field and any other playfields concerning litter and general care of the facility especially on weekends, consider requiring a deposit and rental to cover costs of cleaning up after league play; take action as appropriate

Commissioner Houston stated a concern for the trash at the Indio Field and overall care of the grounds after certain adult ball games have taken place. This item was tabled and will be discussed and a decision made at the next commissioners court date.

9. Open bids for a haul truck for Prec. 4; take action as appropriate

Commissioner Houston made a motion to approve the one bid received from Bruckner's Truck Sales Inc. in the amount of \$146,955.54 for a 2023 Mack haul truck for Precinct 4. Commissioner Belt seconded the motion. Motion carried unanimously. (see attached)

10. Open and consider accepting bid(s) for replacement of metal, insulation and gutters on Precinct 4 barn; take action as appropriate

The following 2 bids were opened for replacement of metal, insulation and gutters:

- A-1 Siding & Windows - \$29,187.00
- Seminole Home Improvements - \$35,100.00

Commissioner Houston made a motion to approve A-1 Siding & Windows bid to replace the metal, insulation & gutters on Precinct 4 barn in the amount of \$29,187.00. Commissioner Belt

Commissioner Belt made a motion to go into Executive Session at 11:30a.m. Commissioner Rosson seconded the motion. Motion carried unanimously.

13. OPEN SESSION: Consider potential changes to the Gaines County Subdivision and Manufactured Home Rental Community Regulation, dated February 19, 2020, consider the process(es) which may be required to effect the changes if desired; take action as appropriate

Commissioners Court went into open session at 11:50a.m. Subdivision rules will be reviewed with proposed changes, no action taken.

14. Consider approving subdivision application(s), take note of known exceptions, consider any requests for variances; take action as appropriate

None

15. Consider current road crossing request(s); take action as appropriate,

None

16. 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,

Esmeralda Felan, Auditor, state she has submitted the report for the American Rescue Plan as revenue loss. Esmeralda also state they had a conflict with Goodman paying subcontractors on work at the Gaines County Park bathrooms, however, this issue has now been resolved.

Judge Keys, Terri Berry, County Clerk and Esmeralda Felan, Auditor stated they would be gone this next week for conferences.

Nadine Gonzales, Auditor first Assistant, stated she has receive no information from West Texas Fencing regarding proof of Bond and she has spoke with 3 different insurance companies with no results. All Commissioners stated if there are no results from West Texas Fencing by next week it will be put on the next agenda to go back out for bids.

Commissioner Belt stated that JTEC was going to get the freon out of the air conditioner units, turn the power off and get the generator before the demolition started at the old jail.

17. Adjourn;

Commissioner Belt made a motion to adjourn the meeting. Commissioner Rosson seconded the motion. Motion carried unanimously.

The meeting adjourned at 11:58a.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 April 27 , 2022.



Terri Berry
Terri Berry, County Clerk

