

STATE OF TEXAS

COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON JANUARY 5, 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

<u>TERRI BERRY</u>	<u>COUNTY CLERK</u>
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**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](mailto: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](http://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 period, comments should be related to agenda items, no action may be taken on any comments on items not included in the agenda, except to schedule them for a later meeting  
None
3. Discuss routine administrative items: take action needed;
  - a. Last month's minutes
  - b. Payroll
  - c. Budget amendments and fund transfers
  - d. Accounts payable
  - e. Auditor's report
  - f. Officer's report
  - g. Renewal of routine annual service and similar agreement(s)
  - h. Non-capital surplus or salvage

Judge Keyes stated a correction needed made to Commissioner Court minutes regarding Tex Mex Construction Bid from \$68,000 to \$63,000.

4. Meet with Marlin Carter concerning fees paid to attorneys appointed to represent indigent defendants, consider potential action(s); take action as appropriate

Marlin Carter, attorney, presented his proposal concerning fees to appointed attorneys. Following much discussion with Joe Nagy, County attorney this item is tabled until further discussion with the auditor. This item will be placed on the next agenda.

5. Discuss an Inter-local Agreement with the City of Seagraves concerning the Seagraves Community Building; take action as appropriate

This item was tabled until a survey can be performed and will be placed on the next agenda.

6. Consider approving proposal to move bleachers from Seagraves to Seminole; take action as appropriate

This item was tabled until a survey can be performed and will be placed on the next agenda.

7. Consider accepting donation for the Sheriff's Office from Oxy; take action as appropriate

Commissioner Murphree made a motion to accept the donation in the amount of \$20,000.00 from Oxy for the Sheriff's Office as presented by Ronnie Pipkin, Sheriff. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

8. Consider surveying the Memorial Cemetery; take action as appropriate

Commissioner Belt made a motion to approve having a survey done at the Memorial Cemetery as to find markers that have been destroyed or that have not been marked. Commissioner Rosson seconded the motion. Motion carried unanimously.

9. Consider mileage reimbursements rates for 2022; take action as appropriate

Commissioner Belt made a motion to approve the mileage reimbursement rate of 58.5 cents per mile as set by the IRS as presented by Esmeralda Felan, Auditor. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

10. Consider appointing Judge Pro-tem; take action as appropriate

Commissioner Houston made a motion to appoint Commissioner Belt as Judge Pro-tem. Commissioner Rosson seconded the motion. Motion carried unanimously. Commissioner abstained from voting.

11. Consider extending the current COVID-19 leave policy for calendar year 2022; take action as appropriate

Commissioner Belt made a motion to not extend the current COVID-19 leave policy for calendar year 2022. Commissioner Rosson seconded the motion. Motion carried unanimously.

12. Consider approving the Tocker Grant contract for the Gaines County Library; take action as appropriate

Commissioner Rosson made a motion to approve the Tocker Grant for the Library and authorize the Judge to sign the contract. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

13. Meet with Terry Millican, consider declaring items surplus for the Agrilife Extension program; take action as appropriate

Commissioner Belt made a motion to approve Unit #33-2012 Chevrolet Pickup as surplus on Gov Deals by Terry Millican, Agrilife. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

14. Consider adjusting the policy on charging the TXDOT CTIF Program for caliche and water for work done in Precinct 4 on CRs 418, 428, and 439 ; take action as appropriate

Commissioner Houston made a motion to approve the policy on charging the TXDOT CTIF program for water in Precinct 4 on CR 418, 428 and 439. Commissioner Rosson seconded the motion. Motion carried unanimously.

15. Consider approving a Supplemental and Final Order Adopting Revised Political Boundaries Following Redistricting of Commissioners Court Precincts; take action as appropriate

Commissioner Murphree made a motion to approve the Supplemental and Final Order Adopting Revised Political Boundaries for commissioner precincts and voting boundaries as presented. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

16. Consider approving transfer of Unit #MC12 1995 International Firetruck to NEGESD; take action as appropriate

Commissioner Houston made a motion to approve the transfer of Unit #MC12 a 1995 International Firetruck to NEGEST. Commissioner Belt seconded the motion. Motion carried unanimously. (see attached)

17. Consider approving transfer of #MC-11 2021 International Firetruck to the City of Seminole; take action as appropriate

Commissioner Murphree made a motion to approve the transfer of Unit #MC11 a 2021 International Firetruck to the City of Seminole. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

18. Receive a report from the County Auditor concerning legislative changes in civil fines and fees for all courts, District, County, and Justice, consider authorizing the Auditor to make changes to the current budget to comply with recent legislation; take action as appropriate

Commissioner Belt made a motion to authorize Esmeralda Felan, Auditor, to make changes to the current budget to comply with recent legislation Civil fee changes as presented by Esmeralda Felan, Auditor. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

19. Consider approving purchase of Christmas Decorations for the county; take action as appropriate

Commissioner Houston made a motion to authorize the purchase of new Christmas Decorations (air up ball ornaments) as presented by Benette McDonald, Administrative Assistant. Commissioner Belt seconded the motion. Motion carried unanimously.

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

None

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

None

22. 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,

Commissioner Belt stated he needed any extra hands from each precinct for the stock show next Wednesday-Saturday. All commissioner stated they would send employees to help with the stock show.

Commissioner Murphree stated that Jeannie Marrow, attorney and another attorney stated when Commissioners Court adopted a subdivision policy it was not stated in the minutes or recording that the new subdivision policy replaced the old one. Therefore, they stated we now have 2 Subdivision policies in place. Judge Keyes stated he would research this issue and talk with Chuck Kimbrough.

Judge Keyes stated the Chuck Kimbrouh stated there is a refund for Precinct 4 regarding the CTIF grant money. However, the auditor's office stated that no receipts have been presented or turned into the state. Judge Keyes stated he would put on the next agenda in executive session to discuss the issues with Chuck Kimbrough.

23. Adjourn;

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

The meeting adjourned at 11:13a.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 January 5, 2021.



*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 JANUARY 19, 2022 AT 9:00 A.M. THE COUNTY JUDGE TOM N. KEYES PRESIDING AND THE FOLLOWING MEMBERS OF THE COURT IN ATTENDANCE.

BRIAN ROSSON  
CRAIG BELT  
DAVID MURPHREE  
BIZ HOUSTON

COMMISSIONER PRECINCT #1  
COMMISSIONER PRECINCT #2  
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TERRI BERRY

COUNTY CLERK

**Teleconference:**

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**9:00 A.M. Regular Meeting**

1. Call to order, prayer, pledge

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

2. Public Comment period, comments should be related to agenda items, no action may be taken on any comments on items not included in the agenda, except to schedule them for a later meeting

None

3. Discuss routine administrative items: take action needed;

- a. Last month's minutes
- b. Payroll
- c. Budget amendments and fund transfers
- d. Accounts payable
- e. Auditor's report
- f. Officer's report
- g. Renewal of routine annual service and similar agreement(s)
- h. Non-capital surplus or salvage

Commissioner Murphree made a motion to approve the renewal contracts on Sleuth in the amount of \$1,605.00 and Motorola Solutions in the amount of \$632.42 as presented by Esmeralda Felan, Auditor. Commissioner Belt seconded the motion. Motion carried unanimously. (see attached)

Commissioner Murphree made a motion to approve the routine administrative items as presented. Commissioner Houston seconded the motion. Motion carried unanimously.

4. Discuss County Court appointed attorney fee schedule; take action as appropriate  
Following much discussion Commissioner Belt made a motion to approve the appointed attorney fee schedule as presented by Judge Keyes. Commissioner Rosson seconded the motion. Motion carried with one Nae from Commissioner Murphree. (see attached)
5. Consider approving the Racial Profiling report from the Sherriff; take action as appropriate  
Commissioner Rosson made a motion to approve the Racial Profiling report as presented by Ronnie Pipkin, Sheriff. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)
6. Consider approving replacing part of the flooring in the old SPS building in Seagraves; take action as appropriate  
Commissioner Rosson made a motion to approve replacing part of the flooring in the old SPS building in Seagraves as presented. Commissioner Murphree seconded the motion. Motion carried unanimously. (see attached)
7. Consider approving donation for the Senior Citizens Center; take action as appropriate  
Commissioner Rosson made a motion to approve a \$7,000.00 donation from West Texas National Bank for the Senior Citizens Center as presented by Michael Lord, Treasurer. Commissioner Belt seconded the motion. Motion carried unanimously. (see attached)
8. Consider replacing chairs at the Senior Citizens Center; take action as appropriate  
Judge Keyes stated there was a need for approximately 60 chairs with arms at the Sr. Citizens Center to assist in stabilizing Sr. Citizens when getting up. Benette McDonald, Administrative Assistant stated she has not yet received an invoice. Esmeralda Felan, Auditor, stated this amount would be paid out of the reserve line. Commissioner Belt made a motion to approve the purchase of the chairs needed at the Sr. Citizens Center. Commissioner Houston seconded the motion. Motion carried unanimously.
9. Discuss an Inter-local Agreement with the City of Seagraves concerning the Seagraves Community Building; take action as appropriate  
Commissioner Rosson made a motion to approve the Inter-local Agreement with the City of Seagraves Community Building as presented. Commissioner Belt seconded the motion. Motion carried unanimously. (see attached)
10. Consider approving proposal to move bleachers from Seagraves to Seminole; take action as appropriate  
Commissioner Houston made a motion to approve the proposal from D. R. House Movers LLC in the amount of \$7,900.00 to move the bleachers in Seagraves and set them up in Seminole. Commissioner Murphree seconded the motion. Motion carried unanimously. (see attached)
11. Consider approving repairing waterline and damage at Prect 4 barn ; take action as appropriate  
Commissioner Houston made a motion to approve the repair of the water damage to the floor and cabinet created by a leaking water heater and to pay with funds from the insurance money. Commissioner Murphree seconded the motion. Motion carried unanimously.
12. Consider approving Juvenile Contracts; take action as appropriate  
This item was tabled
13. Consider approving subdivision application(s), take note of known subdivision exceptions, consider any requests for subdivision variances; take action as appropriate;  
None
14. Consider approving road crossing request(s);  
None
15. Announcements / Discussion: for information purposes only, while there may be discussion for clarification purposes, no action may be taken on these items except to schedule them for a future agenda,  
Commissioner Belt stated he appreciated all the help from the precincts for the stock show.

Commissioner Murphree stated he had met with the airport guy regarding the fence and local persons were wanting to turn in bids but it is difficult with all the TxDot guidelines and rules.

Judge Keyes stated at this point he had received one bid to present when bids are to be opened in court.

16. Adjourn;

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

The meeting adjourned at 9:54a.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 January 19, 2022.



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

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

