

STATE OF TEXAS

COUNTY OF GAINES
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THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON OCTOBER 9, 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

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. To consider, discuss, and take any necessary action on routine administrative items:
 - a. Officer's report reporting all fines imposed and collected for the month of August pursuant to Local Government Code §114.004 and Texas Government Code §51.042.
 - b. Payroll payables
 - c. Accounts payable, fund transfers and budget amendments
 - d. Transfer, sale or destruction of Gaines County Surplus property under Local Government Code §263.152:
 - e. Contract Renewals:
 - f. Rental Facility requests:

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

3. To consider, discuss and take any necessary action on a request for fireworks to be used at the home football games.

Commissioner Houston made a motion to approve a request from Randy Jones for fireworks to be used at home football games when the football players come out of the tunnel and at the end if they win the football game. Commissioner Elder seconded the motion. Motion carried unanimously.

4. To consider, discuss and take any necessary action to approve a public notice concerning the Indigent Health Care Program.

Commissioner Rosson made a motion to approve an updated Indigent Health Care Program public notice effective November 1, 2024 as presented by Michael Lord, Auditor. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

5. To consider, discuss and take any necessary action on a request for an employee to receive cell phone allowance.

Commissioner Elder made a motion to approve a request for Kayla Pipkin, Judges Assistant to continue to receive a cell phone allowance. Commissioner Rosson seconded the motion. Motion carried unanimously.

6. To consider, discuss and take any necessary action on a request from Precinct 2 to purchase Caterpillar Compact Track Loader Attachments: Trencher, Rock Auger, and Cold Planer. Total Cost: \$35,280.00

Commissioner Houston made a motion to approve the purchase of Caterpillar Compact Rack Loader attachments from Warren Cat for Precinct 2 in the amount of \$35,280.00. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

7. To consider, discuss and take any necessary action on a First Contract Renewal Participating Service Agreement for the Statewide Automated Victim Notification Service (SAVNS).

Commissioner Rosson made a motion to approve a Fifth Contract Renewal Participating Service Agreement in the amount of \$8,028.67 for the Statewide Automated Victim Notification Service (SAVNS). Commissioner Houston seconded the motion. Motion carried unanimously.

8. To consider, discuss and take any necessary action on nominating individuals to serve on the Gaines County Appraisal District Board of Directors.

Commissioner Houston made a motion to nominate Cindy Therwhanger to serve on the Gaines County Appraisal District Board of Directors. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

9. To consider, discuss and take any necessary action on the need to replace foam roofs, consider taking bids if necessary.

Commissioner Rosson made a motion to table this item until core samples are received. Commissioner Houston seconded the motion. Motion carried unanimously.

10. To consider, discuss and take any necessary action on a request from the Northeast Emergency Services District to purchase bunker gear for the Fire Department from DACO Fire Equipment. Total Cost: \$23,295.00

Commissioner Houston made a motion to approve the purchase of bunker gear for the Fire Department from DACO Fire Equipment in the amount of \$23,295.00 using the remaining ARPA funds and moving reserve funds into the Civil Defense to pay the remaining balance. Commissioner Murphree seconded the motion. Motion carried unanimously. (see attached)

11. To consider, discuss and take any necessary action on a quote from Star Heating & Air for a mini-split air conditioner for the golf course restrooms. Total Cost: \$4,717.00

Commissioner Elder made a motion to approve a quote from Star Heating & Air for a mini-split air conditioner for the golf course restrooms in the amount for \$4,717.00. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

12. To consider, discuss and take any necessary action on submitting a request for bids for rock crushing.

Commissioner Rosson made a motion to take no action for a request for bids for rock crushing. Commissioner Houston seconded the motion. Motion carried unanimously.

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

- a. Precinct 3 - Melissa Gallegos 671 PR 303-F east lot to brother Markas Martin, Jr.

Commissioner Rosson made a motion to approve a subdivision variance from Melissa Gallegos to her brother Markas Martin in east lot of Lot 42 South Colonia Subdivision in Precinct 3. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

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

None

15. 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:

- Ken King Townhall meeting-October 9th 3:30pm-Civic Center
- The courthouse will be closed Monday Oct. 14th-Columbus Day
- PBRPC Annual Meeting October 16th at 6:00pm
- Early Voting begins on October 21st
- County Judges & Commissioners State Conference-October 21-41 San Marcos
- Harvest Festival-October 26th
- Community Service scheduled for weekly on Fridays
- November 18th she will not be attending a scheduled meeting and will put on the agenda to change Commissioner Court to be moved back to Wednesday the 20th. The City will meet with court on Oct. 18th once she receives confirmation.
- Next meeting Oct. 21st deadline for agenda items if Wed, Oct. 16th

Commissioner Rosson:

Will be getting the fence up at the park by next week. The Fire Station will be completed and moved into by Thanksgiving.

Commissioner Elder:

He is continuing work on the fence at the cemetery.

Commissioner Murphree:

Will most likely not replace the poles and net that was damaged during the storm at the Golf Course.

Esmeralda Felan: Auditor

She will be out next week for the Fall Auditor Conference. Still working on the new software to and getting things balanced.

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

- a. Texas Government Code § 551.129(2): Consultation with attorney
- b. Texas Government Code §551.074 (Personnel Matters)

Opened at 9:55a.m.

Closed at 11:20 a.m.

17. Adjourn;

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

The meeting adjourned at 11:21a.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 October 9, 2024.



Terri Berry

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

STATE OF TEXAS

COUNTY OF GAINES
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COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON AT OCTOBER 21, 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:

- i. **Call to Order** - Judge Cindy Therwhanger
 - ii. **Invocation**
 - iii. **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.
 - a. None
2. **Department Update: Elections – Introduce Jennifer Marvel**
 - a. Judge Therwhanger introduced Jennifer Marvel who will replace Patricia Roberson as Election Administrator when she retires December 2024.
3. **To consider, discuss, and take any necessary action on routine administrative items:**
 - a. Minutes from meetings: September 11, 2024 and September 25, 2024.
 - b. Payroll payables
 - c. Accounts payable, fund transfers and budget amendments
 - d. Transfer, sale or destruction of Gaines County Surplus property under Local Government Code §263.152:
 - e. **Contract Renewals:**
 - i. Motorola Solutions- \$28,020.40
 - ii. Impact Fire - \$600.00
 - f. **Rental Facility requests:**
 - i. Community Building – October 27, 2024 – 9:00 am early open, John Rempel for a mission team presentation
 - g. Commissioner Rosson made a motion to approve contracts with Motorola Solutions- \$28,020.40, Impact Fire-\$600.00, early rental at the Community Building October 27th by John Rempel and the Routine Administration items as presented. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)
4. **To consider, discuss and take any action on requests for tournaments at Gaines County Golf Course.**

Commissioner Murphree made a motion to approve the tournament request of March 26th & 27th for the High School District tournament as presented by Mitch Shain. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

5. To consider, discuss and take any necessary action on a Professional Services Contract for the Gaines County Golf Course.

Commissioner Rosson made a motion to approve the Professional Services Contract for the Gaines County Golf Course for Mitch Shain with one pro rated change for this year to be an 11 month period. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

6. To consider, discuss and take any necessary action on housing requirements for Golf Course Superintendent.

Commissioner Elder made a motion to decline a request from Scott Nichols, Golf Course Superintendent regarding assistance with the cost of a storage unit where he stores personal items after moving from the housing at the Golf Course. Commissioner Rosson seconded the motion. Motion carried unanimously.

7. To consider, discuss and take any necessary action on a request from the Sheriff's Department to use non-exempt tags on Unit S-130.

Commissioner Rosson made a motion to approve non-exempt tags being placed on Unit S-130 (2024 Chevrolet) for the criminal investigation division at the Sheriff's department. Commissioner Murphree seconded the motion. Motion carried unanimously.

8. To consider, discuss and take any necessary action on accepting a donation for the Gaines County Sheriff's Department.

Commissioner Houston made a motion to approve a donation from 5 businesses in the amount of \$2,150.00 for the trunk or treat to purchase candy. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

9. Update from Vet's Service Coordinator, Johnny Hernandez, on service planned for Veteran's Day, November 11, 2024.

Johnny Hernandez, Veterans Service Coordinator stated there be a ceremony for Veterans held at the Memorial South Cemetery November 11th at 10:00 with a reception to follow at the Community Building.

10. To consider, discuss and take any necessary action on an additional name to be inscribed at the Vet's Memorial. Total Cost: \$65.00

Commissioner Rosson made a motion to approve inscribing an additional name (James Chris McClain, USMC) on the Veteran's Memorial at a cost of \$65.00. Commissioner Murphree seconded the motion. Motion carried unanimously.

11. To consider, discuss and take any necessary action on a request from Vet's Service Coordinator to attend a training in Amarillo.

Commissioner Elder made a motion to approve a request from Johnny Hernandez, Veteran's Service Coordinator to attend a training in Amarillo November 13th & 14th at an approximate cost of \$700 for mileage, per diem and hotel. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

12. To consider, discuss and take any necessary action on a request from the Gaines County Treasurer to have an option to invest funds in TexPool Prime.

Commissioner Rosson made a motion to authorize Michael Lord, Treasurer to invest funds in TexPool Prime as appropriate. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

13. To consider, discuss and take any necessary action on a quote from Terralogic for scanning files for electronic storage.

Commissioner Elder made a motion to approve a quote from Terralogic for scanning of inactive personnel files for electronic storage at a cost of \$2,903.75. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

14. To consider, discuss and take any necessary action on quotes to replace the storage room on the south side of the Courthouse.

Commissioner Houston made a motion to approve a quote from Schmitt Construction in the amount of \$5,200.00 to repair the storage room on the south side of the Courthouse. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

15. To consider, discuss and take any necessary action on advertising for bids on the replacement of older TPO roofs.

Commissioner Houston made a motion to go out for bids to repair the roofs on the Seagraves Old SPS building, Seagraves Museum and Higginbotham Community Building with bids turned in by November 19, 2024 and opened November 20, 2024. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

16. To consider, discuss and take any necessary action on the 2025 Gaines County Resolution Indigent Defense Grant Program.

Commissioner Elder made a motion to approve the 2025 Gaines County Resolution Indigent Defense Grant Program as read aloud by Judge Therwhanger. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

17. To consider, discuss and take any necessary action on a resolution authorizing a county grant from Texas Department of Agriculture - Texans Feeding Texans: Home Delivered Meal Grant Program for Seagraves Senior Citizens Center.

Commissioner Rosson made a motion to approve a Resolution authorizing a county grant from Texas Department of Agriculture-Texas Feeding Texans: Home Delivered Meal Grant Program for the Seagraves Senior Citizens Center as read aloud by Judge Therwhanger. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

18. To consider, discuss and take any necessary action on a request from Precinct 2 for additional funding from Deerhorn Drilling, LLC for Memorial Cemetery. Total cost: \$7,784.83

Commissioner Rosson made a motion to approve a request from Precinct 2 for additional funding from Deerhorn Drilling LLC for tying in a water well and setting up storage for CR 218.

Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

19. To consider, discuss and take any necessary action a resolution for Gaines County to join the National Association of Counties in Operation Green Light by displaying green light at the courthouse from November 6-12, 2024.

Commissioner Rosson made a motion to join the National Association of Counties in Operation Green Light by displaying green lights at the courthouse during the month of November. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

20. To consider, discuss and take any necessary action on the Gaines County Tax Roll for 2024.

Commissioner Rosson made a motion to approve the Gaines County Tax Roll for 2024 as presented by Gaines County Appraisal District. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

21. Discuss and consider authorizing Davis, Ray & Co., PC to perform the annual audit for the Seagraves Senior Citizens Center, Inc. for the year ending September 30, 2024.

Commissioner Rosson made a motion to approve the annual audit for Seagraves Senior Citizens Center Inc for the year ending September 30, 2024 by Davis Ray & Co. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

22. Discuss, consider and take any necessary action on a quote from Big Starr Electric for electrical work at the Gaines County Airport. Total Cost: \$2,702.00

Commissioner Murphree made a motion to approve a quote from Big Starr Electric for electrical work at the Gaines County Airport at a cost of \$2,702.00. Commissioner Murphree stated this invoice had already been approved previously and paid. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

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

None

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

None

25. 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:

Congressmen Jodey Arrington townhall-October 16th

County Judges & Commissioners State Conference –October 21-24 in San Marcos

Fire Department is finalizing order for New Pumper Truck with possible delivery in March 2025

Harvest Festival (Morgan Guffey) October 26th

Flu Shots available on October 24th

Gaines County's 119th Birthday is October 24th

AgriLife South Plains County Commissioner Court Conference-October 20th in Lubbock

Chamber of Commerce-Snow Place Like Home-November 8th & 9th

Next Agenda-Proposing to move the Monday, November 18th meeting back to Wednesday November 20th.

Next meeting November 6th and deadline for agenda items is October 30th

Commissioner Murphree:

He stated he is looking into the cost to redo the green at the Golf Course instead of replacing the nets. He stated the invoice regarding the mini split at the last court was for only one. He stated he will purchase the mini splits and install them inhouse.

Commissioner Houston:

He stated the roping was cancelled and has been rescheduled.

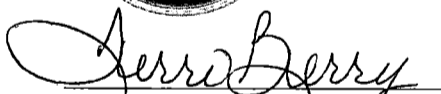
26. Adjourn;

Commissioner Elder made a motion for the meeting to adjourn. Commissioner Rosson seconded the notion. Motion carried unanimously.

The meeting adjourned at 1:00a.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 October 21, 2024.




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

