

**MINUTES OF COMMISSIONER COURT, MOORE COUNTY, TEXAS  
REGULAR SESSION, MONDAY, MAY 10, 2021**

**STATE OF TEXAS     }**  
**COUNTY OF MOORE }**

BE IT REMEMBERED THAT ON THIS 10TH DAY OF MAY, 2021 there came to be held a Regular Session of Commissioners Court of Moore County, Texas in the Commissioners Courtroom in the Courthouse in Dumas, Texas. The following persons were present to-wit: Rowdy Rhoades, County Judge; Daniel Garcia, Commissioner Precinct 1; Miles Mixon, Commissioner Precinct 2; Dee Vaughan, Commissioner Precinct 3; Lynn Cartrite, Commissioner Precinct 4; and County Clerk, Brenda McKanna.

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Court having been opened according to law the following proceedings were had to wit:

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Motion was made by Commissioner Garcia that the bills as presented by James Allen, County Auditor, be approved for payment and the County Treasurer is hereby directed to issue warrant-checks thereof. Motion was seconded by Commissioner Cartrite. Motion carried

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There was one bill presented for Special Handling:  
Motion was made by Commissioner Mixon to approve the payment in the amount of \$7,889.91 to Richard Dambold, Visiting Court at Law Judge. Motion was seconded by Commissioner Vaughan. Motion carried.

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Motion was made by Commissioner Cartrite to approve the Temporary Cash Investments dated May 10, 2021 as presented by James Allen, County Auditor, be approved and the County Treasurer's Report of Cash Disbursements of the same date be approved and duly recorded in the Commissioners Court Minutes. Motion was seconded by Commissioner Garcia. Motion carried. Copies of the Report and Temporary Cash Investments are attached and made a part hereof by references.

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Judge Rhoades declared the meeting open for a public hearing at 9:14 A.M. in regards to installing speed bumps on Peggy Lane. Commissioner Vaughan stated he was approached by several of the residents that reside on Peggy Lane in regards to the problems with speeding on the road. Judge Rhoades declared the public meeting closed at 9:15 A.M. There was No Public Comment.

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Motion was made by Commissioner Cartrite to install speed bumps on Peggy Lane. Motion was seconded by Commissioner Mixon. Motion carried. Letter from TxDot and petition attached and made a part hereof by references.

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Judge Rhoades declared the meeting open for a public hearing at 9:16 A.M. in regards to vacating/abandoning East Road F. Scott Higginbotham, County Attorney stated that necessary notices have been posted and the order to vacate can be signed 20 days from May 7, 2021. Judge Rhoades declared the public meeting closed at 9:19 A.M. There was No Public Comment.

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Motion was made by Commissioner Garcia to award County Depository bid to Happy State Bank for fiscal years 2021-2022 and 2022-2023. Motion was seconded by Commissioner Mixon. Motion carried. Commissioner Cartrite "Abstained". Copy of bid attached and made a part hereof by references.

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Motion was made by Commissioner Mixon to allow Kara Milligan, County Treasurer to open an account at Happy State Bank for the Moore County American Rescue Funds when received. Motion was seconded by Commissioner Vaughan. Motion carried. Commissioner Cartrite "Abstained".

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Diana Cecil, Humas Resource Representative from Texas Association of Counties joined the meeting via telephone to discuss updating the policy manual. She presented a checklist to assist the court in determining what areas need to be addressed in the personnel manual and areas that need some additional updating along with a copy of the Moore County Employee Handbook with recommended changes or additions. She reviewed each part of the policy with the Commissioners Court. She stated the manual is out of compliance with Affordable Care Act; the policy needs to be updated to replace his/her, he/she with their/them/they. She stated if the county continues to pay out sick leave when an employee retires it becomes a budget issue and needs to be budgeted. She stated there is an AG Opinion stating it is unconstitutional for the county to pay for retirees' insurance. She suggested that the court meet with the County Attorney and review the retirees' benefit of having their insurance paid for. She discussed updating the policy in several other areas and presented suggestions on the verbiage for updating the policy. She presented TAC's CDL policy and stated that Moore County's CDL policy is outdated. Copy of Personnel Policy Review Checklist and example of employee handbook attached and made a part hereof by references.

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Motion was made by Commissioner Vaughan to eliminate paying accrued sick leave to employees upon retirement effective immediately. Motion was seconded by Commissioner Mixon. Motion carried.

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Marcel Fischbacher, presented Commissioner Vaughan with a Certificate of Participation in the Commissioners Court Leadership Academy.

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Motion was made by Commissioner Cartrite to approve the employment of Patsy Ortega as County Court at Law Office Manager with a salary of \$3,568.01 per month with a \$50.00 increase every six months for two years effective May 10, 2021. Motion was seconded by Commissioner Garcia. Motion carried. Commissioner Vaughan Voted "NO".

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Motion was made by Commissioner Mixon to approve the purchase of two computers for the Tax Office in the amount of \$2,901.92 with expenditure to be paid from the Tax Office Budget. Motion was seconded by Commissioner Garcia. Motion carried. Copy of invoice attached and made a part hereof by references.

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Motion was made by Commissioner Vaughan to approve the request from Erin Lands, District Attorney for an outside audit on the operating account from October 1, 2020 until such time the

account is closed with each county paying their portion of the expenditure. Motion was seconded by Commissioner Cartrite. Motion carried.

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Motion was seconded by Commissioner Cartrite to approve a five-year lease agreement with SPC for a Konica/Minolta Biz Hub C360i for the District Attorney's Office at a cost of \$194.80 per month. Motion was seconded by Commissioner Garcia. Motion carried. Copy of lease agreement attached and made a part hereof by references.

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Frank Gordo, Pastor of HIS Church presented a monetary donation to the Sheriff's Dept. along with a plaque of appreciation for their continued protection.

Motion was made by Commissioner Vaughan to approve the donation from HIS Church to the Moore County Sheriff's Dept. Motion was seconded by Commissioner Mixon. Motion carried.

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Motion was made by Commissioner Cartrite to approve the replacement of a Corrections Officer, Coleman Funk who turned in his resignation effective May 10, 2021. Motion was seconded by Commissioner Mixon. Motion carried.

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Brandon Jones, Lieutenant with the Sheriff's Dept. presented an update in regards to a joint investigation between Moore County Sheriff's Office and Texas DPS. He stated the investigation was in regards to skimmers in gas pumps. Brandon stated 26 different agencies were involved in this operation. He stated the crime ring was loading CC info onto different types of cards and purchasing diesel and then selling the diesel at half price to various people. He also stated they have 13 items on the Grand Jury Docket today.

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Motion was made by Commissioner Cartrite to approve the employment of Pauletta Rhoades as a Part-Time Deputy in the County Clerk's Office effective May 18, 2021 with a starting salary of \$18.00 per hour not to exceed 25 hours per week. Motion was seconded by Commissioner Mixon. Motion carried. Judge Rhoades "Abstained."

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Motion was made by Commissioner Mixon to take "No Action" on initiating a burn ban. Motion was seconded by Commissioner Garcia. Motion carried.

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Motion was made by Commissioner Cartrite to approve a road cross on County Rd. 28 in Precinct 4 by ETC Texas Pipeline Ltd. Motion was seconded by Commissioner Vaughan. Motion carried. Copy of permit attached and made a part hereof by references.

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Dallas Green, Road & Bridge Supervisor gave a report on the department. Dallas has purchased some pipe from Rare Metal Concepts and they will deliver but if they didn't like the pipe the county will not be obligated to purchase it. He will order the speed bumps for Peggy Lane and will install an additional bump on Lena Lane. Dallas stated Kade Shoulders has been released to operate his machine. He stated Blue Ranch has requested fire guards, he will have them sign the proper forms before they cut the fire guards. Commissioner Garcia stated the stop signs on Road L and Buddy Cline were knocked down and he stopped and placed them on the back slope. Commissioner Cartrite visited with TxDot in regards to the water crossing on Road D and FM 119 they will be contracting to have the crossing done.

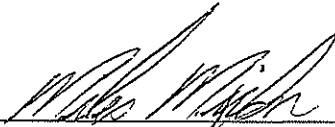
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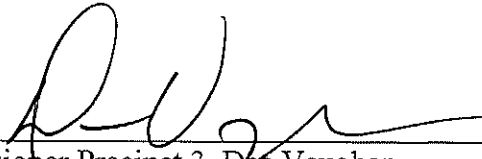
It appears there is no other business to come before the court. Motion was made by Commissioner Garcia to adjourn. Motion was seconded by Commissioner Mixon. Motion carried.

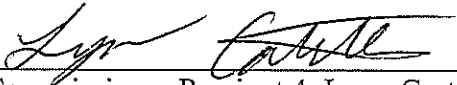
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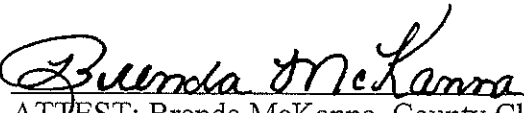
THE ABOVE AND FOREGOING MINUTES HAVING BEEN READ AND APPROVED, IT IS HEREBY ORDERED THAT THEY BE AND ARE HEREBY APPROVED AS PRESENTED.

  
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Commissioner Precinct 1, J. Daniel Garcia

  
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Commissioner Precinct 2, Miles Mixon

  
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Commissioner Precinct 3, Dee Vaughan

  
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Commissioner Precinct 4, Lynn Cartrite

  
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ATTEST: Brenda McKanna, County Clerk

  
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County Judge, Rowdy Rhoades