

**MINUTES OF COMMISSIONER COURT, MOORE COUNTY, TEXAS
REGULAR SESSION, MONDAY, APRIL 12, 2021**

STATE OF TEXAS }
COUNTY OF MOORE }

BE IT REMEMBERED THAT ON THIS 12TH DAY OF APRIL, 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.

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

Motion was made by Commissioner Vaughan to approve the minutes of the Special Meeting of March 22, 2021. Motion was seconded by Commissioner Cartrite. Motion carried.

Motion was made by Commissioner Cartrite 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 Mixon. Motion carried

Motion was made by Commissioner Garcia to approve the Temporary Cash Investments dated April 12, 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 Cartrite. Motion carried. Copies of the Report and Temporary Cash Investments are attached and made a part hereof by references.

Diana Cecil, Representative from TAC joined the meeting via phone to discuss updating or changing any personnel policies. There was some discussion in regards to the benefit of the eligible retirees having \$500.00 per month of the health insurance paid. Diana stated there in no law compelling the county to pay for the retiree's insurance. She stated the only thing that has to be paid for by law in comp time. It was stated the county will spend approximately \$68,000.00 to pay for the retiree's who are currently retired and eligible for the benefit. Diana stated the county could look at reducing payout of sick leave and vacation time upon retirement and change the current policy manual. Copies of current policy in regards to benefits attached and made a part hereof by references.

Motion was made by Commissioner Vaughan to grandfather the retiree's that are currently receiving the \$500.00 per month benefit until budget time and end the benefit for any future employees that retire effective immediately. Motion was seconded by Commissioner Mixon. Commissioner Cartrite "ABSTAINED."

Motion was made by Commissioner Vaughan to review all personnel and retirement policies in the next 60 days. Motion was seconded by Commissioner Mixon. Motion was amended by Commissioner Vaughan to review in the next 90 days. Motion was seconded by Commissioner Mixon. Motion carried.

Motion was made by Commissioner Mixon to table action on proposal from West Texas Air Condition & Heating until the court receives more information in regards to Covid Grant Funds. Motion was seconded by Commissioner Vaughan. Motion carried.

Motion was made by Commissioner Cartrite to accept the bid from Double A Roofing in the amount of \$4,972.20 for improvements to the Dumas Rodeo Arena with expenditure to paid out of the Rodeo Fund. Motion was seconded by Commissioner Garcia. Motion carried. Copy of bid attached and made a part hereof by references.

Motion was made by Commissioner Garcia to approve the employment of Ramona Briones as a Part-time Custodian for the Cactus Branch Library effective March 30, 2021 with a salary of \$10.00 per hour. Motion was seconded by Commissioner Cartrite. Motion carried.

Motion was made by Commissioner Mixon to approve the purchase of three printers at a cost of \$699.99 each for the Tax Office which is a budgeted item. Motion was seconded by Commissioner Garcia. Motion carried. Copy of printer information attached and made a part hereof by references.

Motion was made by Commissioner Mixon to table the action on the request from the Dumas Park Board to donate caliche for Utley Park. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Vaughan to approve the purchase of a Fujitsu scanner in the amount of \$1,132.13 for the District Clerk's Office with expenditure to be paid from District Clerk Records Management Fund. Motion was seconded by Commissioner Mixon. Motion carried.

Motion was made by Commissioner Vaughan to approve the employment of Trina Volden as Telecommunications Officer for the Sheriff's Dept. effective April 5, 2021 with a salary of \$21.36 per hour with a \$100.00 per month clothing allowance with a .50 increase every six months for one year. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Vaughan to approve the purchase of five short barreled rifles for the Emergency Response Team in the amount of \$10,500.00 with expenditure to paid from the Sheriff's Capital Outlay Fund. Motion was seconded by Commissioner Cartrite. Motion carried.

Motion was made by Commissioner Vaughan to approve a salary increase for Ruth Torres, County Judge Assistant to office manager salary of \$3,768.01 per month effective March 24, 2021. Motion was seconded by Commissioner Mixon. Motion carried.

Motion was made by Commissioner Mixon to approve an Agreement for Adoption of the TCDRS Qualified Replacement Benefit Arrangement in accordance with IRS 415 Agreement. Motion was seconded by Commissioner Cartrite. Motion carried. Copy of Agreement attached and made a part hereof by references.

Motion was made by Commissioner Vaughan to approve a proclamation declaring April 2021 as Child Abuse Awareness and Prevention Month. Motion was seconded by Commissioner Vaughan. Motion carried. Copy of Proclamation attached and made a part hereof by references.

Motion was made by Commissioner Cartrite to approve the Resolution declaring Moore County Texas a Gun Sanctuary County. Motion was seconded by Commissioner Vaughan. Motion carried. Copy of Resolution attached and made a part hereof by references.

Dallas Green, Road & Bridge Supervisor gave a report on the department. Dallas stated they have received the lava rock at various locations. He stated he has interviewed two people for the position and plans on making a decision this week. He stated they are getting the culverts covered up on McClary road. Dallas reported Kade Shoulders is having back issues and stated he has had back issues in the past and was told not to be on the equipment. Commissioner Garcia asked if truck drivers know how to operate loaders and Dallas stated that they do.

Motion was made by Commissioner Vaughan to allow the County Attorney to send letters to TxDot and to proceed with the process of having speed bumps installed on Peggy Lane. Motion was seconded by Commissioner Mixon. Motion carried. Copy of Petition to Install Speed Bumps on Peggy Lane attached and made a part hereof by references.

Motion was made by Commissioner Cartrite to accept the letter to abandon County Road East Road F as presented by Jeremy Bain and to proceed with two public hearings and take necessary steps to abandon County Road East Road F from County Road 27 to the terminus of County Road East Road F. Motion was seconded by Commissioner Vaughan. Motion carried. Copy of letter attached and made a part hereof by references.

At 10:46 A.M. motion was made by Commissioner Vaughan that the court enter in Executive Session according to Govt. Code, Sec 551.074 to deliberate the appointment, employment, evaluation, resignation, duties, discipline, or dismissal of a public office or employee. Motion was seconded by Commissioner Mixon. Motion carried.

At 11:36 A.M. motion was made by Commissioner Cartrite that the court reconvene in open court. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Vaughan to appoint Jerod Pingelton as the new County Court at Law Judge effective July 1, 2021. Motion was seconded by Commissioner Cartrite. Motion carried. Copy of letter from Jerod Pingelton attached and made a part hereof by references

At 11:43 A.M. motion was made by Commissioner Cartrite that the court enter in Executive Session according to Govt. Code, Sec 551.072 to deliberate the lease options regarding Tract 2 in the 2011 Amarillo College Lease Agreement, and the extension clause in the 1999 Lease Agreement. Motion was seconded by Commissioner Garcia. Motion carried.

At 12 Noon. motion was made by Commissioner Mixon that the court reconvene in open court. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Vaughan to table any action on 1999 and 2011 Lease Agreements with Amarillo College on Tract 2 until the County Attorney has time to do additional research with Amarillo College Attorneys. Motion was seconded by Commissioner Mixon. Motion carried.

Motion was made by Commissioner Cartrite to accept the Mutual Agreement to Terminate Legal Services to Criminal Defendants dated October 1, 2019 with Jerod Pingelton effective April 30, 2021. Motion was seconded by Commissioner Vaughan. Motion carried. Copy of Mutual Agreement to Terminate attached and made a part hereof by references.

Motion was made by Commissioner Vaughan to approve a new Contract for Legal Services to Criminal Defendants with Tim Salley effective May 1, 2021-September 30, 2021. Motion was seconded by Commissioner Mixon. Motion carried. Copy of Mutual Agreement to Assume Legal Services Contract attached and made a part hereof by references.


Motion was made by Commissioner Cartrite to approve Interlocal Agreement with Sunray Independent School District on Road D pending the final draft from the County Attorney. Motion was seconded by Commissioner Vaughan. Motion carried.

Motion was made by Commissioner Cartrite to approve Memorandum of Agreement with Need It More, LP in exchange for water/caliche in Precinct 4 as specified in agreement. Motion was seconded by Commissioner Mixon. Motion carried. Copy of Memorandum of Agreement attached and made a part hereof by references.


Motion was made by Commissioner Vaughan to table action on Rodeo Arena lease agreement pending legal review. Motion was seconded by Commissioner Cartrite. Motion carried. Copy of lease agreement attached and made a part hereof by references.

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.

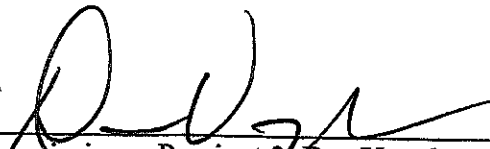
THE ABOVE AND FOREGOING MINUTES HAVING BEEN READ AND APPROVED, IT IS HEREBY ORDERED THAT THEY BE AND ARE HEREBY APPROVED AS PRESENTED.




Commissioner Precinct 1, J. Daniel Garcia




Commissioner Precinct 2, Miles Mixon




Commissioner Precinct 3, Dee Vaughan

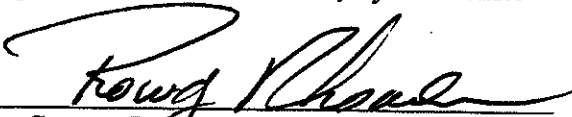


Commissioner Precinct 4, Lynn Cartrite



ATTEST: Brenda McKanna, County Clerk





County Judge, Rowdy Rhoades