

**MINUTES OF COMMISSIONER COURT, MOORE COUNTY, TEXAS
REGULAR SESSION, MONDAY, DECEMBER 12, 2022**

STATE OF TEXAS }
COUNTY OF MOORE }

BE IT REMEMBERED THAT ON THIS 12th DAY OF DECEMBER, 2022 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:

During routine announcements and reports Brandon Jones, Lieutenant updated the court in regards to the cost of the camera. He stated there will be an additional cost of \$240.00 which will be paid from the Homeland Security Grant.

The court acknowledged Commissioner Cartrite for his 28 years of service and was presented with a belt buckle.

Motion was made by Commissioner Vaughan to approve the minutes of the Regular Meeting of November 14, 2022, Special Called Meeting of November 21, 2022 and Special Meeting of November 28, 2022. Motion was seconded by Commissioner Garcia. Motion carried.

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

There was one bill presented for special handling:
Motion was made by Commissioner Mixon to approve \$2,750.00 to Coy Barton, Outside Auditor for additional audit fee. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Garcia to approve the Temporary Cash Investments dated December 12, 2022 as presented and the County Treasurer's Report of Cash Disbursements of the same date and duly recorded in the Commissioners Court Minutes. Motion was seconded by Commissioner Vaughan. Motion carried. Copies of the Report and Temporary Cash Investments are attached and made a part hereof by references.

Steven Campbell, Representative from TYP Appraisal Firm was present in regards to the error made in the tax exemption for Sunray Wind LLC. He stated the tax statement that was sent to Valero in regards to the Sunray Wind LLC was incorrect. He stated that Valero has expressed a willingness to pay the tax bill this year and receive the tax credit next year. Valero does have

some concerns in regards to the appraisal district increasing their values next year to adjust the credit for next year. Mr. Campbell stated it was an error that was made when the data was transferred from TYP to Moore CAD. Commissioner Cartrite asked if they are insured to cover errors like this as far as the county is concerned. Mr. Campbell stated their insurance is with the Moore CAD only. Judge Rhoades asked if the appraisal district employees check for errors after they get the information and Mr. Campbell does not know what procedures they have in place. Judge Rhoades stated he holds TYP and Moore CAD liable for the errors that are being made. He stated they may have to file an action against Moore CAD in order for an insurance claim to be made against TYP. Commissioner Mixon asked if they have errors and omissions insurance with the appraisal district. Mr. Campbell stated he has to be very careful of what he can state in an open meeting. Chris Rivera, Tax Assessor Collector explained to the court the different options they have. Copy of options attached and made a part hereof by references. Commissioner Garcia stated he doesn't feel like Valero will make a commitment until they are assured their values won't go up to in order for the appraisal district to absorb the loss. Valero will determine if they agree with their values next year and it was agreed it would give Valero leverage next year on what their values will be. Commissioner Mixon understands mistakes are made and would like to know what steps TYP is putting into place to make sure these types of mistakes are made in the future. Mr. Campbell stated they have made some changes and doing additional layering of checks and balances. Commissioner Mixon asked why they don't check the top five taxpayers to make sure their taxes are correct. Commissioner Vaughan stated they will need to wait and see what Valero is willing to do but the court does not want to give Valero leverage over their values next year. He stated the court is out \$167,000.00 in a very tight budget situation and he feels like TYP and the appraisal district are both at fault. Coy Barton stated he audits the appraisal district and they do not check what TYP sends them. Moore CAD depends on TYP to get the correct exemptions and appraisals and doesn't feel the appraisal district is to blame. He does agree in the future the appraisal district should put some internal controls in place to make sure these errors do not happen again. Commissioner Vaughan stated he feels like the appraisal district should be responsible for reviewing what TYP sends to them. Coy stated he does feel like in the future there are some changes that need to be made on how checks and balances are performed. Commissioner Vaughan stated someone needs to take responsibility with all of the mistakes happening and he feels like that responsibility should be the chief appraisers' duties. Jeff Turner, Hospital Administrator feels like the hospital should have a part in appointing the board of directors and he feels like it is taxation without representation. Each taxing entity expressed their appreciation to the court for doing research on the errors that have been made.

Motion was made by Commissioner Vaughan to take "No Action" at this time. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Mixon to accept the audit from Coy Barton CPA, Outside Auditor. Motion was seconded by Commissioner Garcia. Copy of report attached and made a part hereof by references.

Motion was made by Commissioner Vaughan to approve the request from the Dumas Rotary Club for the Wurst Fest Dance to waive the policy of no alcohol in the Community Building with the stipulation there will be no glass bottles there will be cans only with security according to the number of people with alcohol in the building only and not allowed in parking lot. The County

Attorney will create an agreement between Dumas Rotary Club and Moore County. Motion was seconded by Commissioner Mixon. Motion carried.

Motion was made by Commissioner Mixon to approve a half page Christmas ad in the Moore County News in the amount of \$212.00 with expenditure to be paid by personal donations of the court. Motion was seconded by Commissioner Garcia. Motion carried.

Tommy Brooks presented a report on the alcohol & GPS monitoring program. He stated the total revenue for the county for a three-month period was \$10,787.80. Copy of report attached and made a part hereof by references.

Motion was made by Commissioner Mixon to approve the employment of Jessica Castaneda as custodian of the Cactus Branch Library effective December 12, 2022 with a salary of \$10.00 per hour. Motion was seconded by Commissioner Vaughan. Motion carried.

Motion was made by Commissioner Vaughan to approve the budget amendment in the amount of \$145.33 per month to ESI for the phone service of Justice of Peace Pct. 1 and to work with other election officials and department heads to remedy the phone problems. Motion was seconded by Commissioner Mixon. Motion carried.

Motion was made by Commissioner Vaughan to authorize the Sheriff's Dept. and Treasurer's Office to work together to use the un-used salary to pay corrections officers overtime and comp time. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Vaughan to authorize utilizing funds from the un-used deputy sheriff salary to participate in the Texas Traffic Safety Grant at a cost of \$1,720.12. Motion was seconded by Commissioner Garcia. Motion carried.

Motion was made by Commissioner Mixon to approve the renewal of credit card machine contract with QTPod at the airport in the amount of \$2,475.00 to be paid out of RAMP Grant funds. Motion was seconded by Commissioner Vaughan. Motion carried.

Motion was made by Commissioner Garcia to approve the crack sealing, striping the airport taxiway and striping the parking lot in the amount of \$21,000.00 to be paid out of RAMP Grant funds. Motion was seconded by Commissioner Mixon. Motion carried.

Motion was made by Commissioner Mixon to approve the annual maintenance for Laserfiche Software for the commissioner's court indexing in the amount of \$1,475.00 with expenditure to paid from County Clerks Records Management Fund. Motion was seconded by Commissioner Cartrite. Motion carried.

Motion was made by Commissioner Vaughan to approve General and No Litigation Certificate with Panhandle Regional Housing Finance Corporation. Motion was seconded by Commissioner Garcia. Motion carried. Copy of contract attached and made a part hereof by references.

Motion was made by Commissioner Garcia to approve the Order for Disbursement of Salaries and Routine Expenses which would normally be approved at second meeting in December. Motion was seconded by Commissioner Vaughan. Motion carried.

No Action taken on use of Road & Bridge Unifirst Contract for City of Sunray Employee overalls and jackets.

Motion was made by Commissioner Garcia to approve the Road & Bridge Supervisor job description. Motion was seconded by Commissioner Vaughan. Motion carried. Copy of signed job description attached and made a part hereof by references.

Raymond Tate, Road & Bridge Supervisor gave a report on the department. City Manager, Ray Resendez was present to discuss getting a meeting setup between the county and city in regards to working together. The court would like to get an agreement in place in regards to services each entity can provide to each other.

Raymond reported the new loader does not have a reverse fan on it. He stated it wasn't a part of the bid. The cost to add the reverse fan would be \$6,316.74. Commissioner Garcia stated any piece of equipment should come with a reverse fan. Commissioner Vaughn stated the court would be willing to pay for the part and no labor which would be a cost of \$2,996.74. Raymond stated he would visit with Jay West in regards to their options.

The court suggested Raymond get 2 or 3 of the employees qualified to spray weeds. Raymond stated the cost would be \$100.00 per person and a cost of \$40.00 every three years for the renewals.

Commissioner Vaughan stated the bar ditches of County Road 5 are in bad shape and need to be cleaned out. Commissioner Garcia stated there are several pot holes that need to be worked on also.

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

J. Daniel Garcia
Commissioner Precinct 1, J. Daniel Garcia

Miles Mixon
Commissioner Precinct 2, Miles Mixon

Dee Vaughan
Commissioner Precinct 3, Dee Vaughan

Lynn Cartrite
Commissioner Precinct 4, Lynn Cartrite

Brenda McKanna
ATTEST: Brenda McKanna, County Clerk

Rowdy Rhoades
County Judge, Rowdy Rhoades

