

INVOCATION

Commissioner Pct. 2-Tom Whitten, Texarkana, TX

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the United States

COMMISSIONERS COURT MINUTES

AUGUST 28, 2023

BE IT REMEMBERED, that on this 28th day of August, 2023, the **HONORABLE COMMISSIONERS COURT** of Bowie County, Texas met in **REGULAR SESSION** at the Courthouse in New Boston, Texas after due notice had been posted on the 25th day of August, 2023 with the **HONORABLE JUDGE BOBBY L. HOWELL** present and presiding with the following Commissioners being present.

Sammy Stone	Commissioner Pct. #1
Tom Whitten	Commissioner Pct. #2
James Strain	Commissioner Pct. #3
Mike Carter	Commissioner Pct. #4

Also in attendance were the following County Officials:

- County Auditor Jennifer Beckett
- County Clerk Tina Petty
- County Legal Advisor Randle Smolarz

ANNOUNCEMENTS

None

REGULAR AGENDA ITEMS

Court convened at 9:02 A.M. when the following **ORDERS, JUDGMENTS and DECREES** were had and **ORDERED** spread upon the minutes of the Court to-wit.

Item 1: Public Comments were made by Johnnie Gentry, Texarkana, AR and Greg Beck, Texarkana, TX.

Item 2: Judge Howell and all Commissioners responded to Public Comments.

Item 3: There was a presentation given to the Court by Todd Pruitt of Patillo, Brown and Hill regarding the **FY 2022 Annual Financial Report**.

Item 4: On this 28th day of August, 2023, a motion was made by Commissioner Tom Whitten and duly second by Commissioner James Strain to authorize the County Judge to sign Certification Form 3 for the CTIF Grant.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 5: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner James Strain to approve the Notice of Consolidated Precincts for the November 7, 2023 Election.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 6: On this 28th day of August, 2023, a motion was made by Commissioner James Strain and duly second by Commissioner Mike Carter to approve the Order of Election for the November 7, 2023 Election.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 7: On this 28th day of August, 2023, a motion was made by Commissioner James Strain and duly second by Commissioner Tom Whitten to approve the Notice of Election for the November 7, 2023 Election.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 8: On this 28th day of August, 2023, a motion was made by Commissioner Tom Whitten and duly second by Commissioner Mike Carter to approve the Interlocal Agreement for a Joint Election with Pleasant Grove Independent School District.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 9: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner Tom Whitten to approve making the following changes to the District Attorney labor table for FY 2024.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 10: On this 28th day of August, 2023, a motion was made by Commissioner James Strain and duly second by Commissioner Mike Carter to approve the Budget for Title IV-E County Legal Services Contract with Texas Department of Family and Protective Services for 10/1/2023-09/30/2024.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 11: On this 28th day of August, 2023, a motion was made by Commissioner Tom Whitten and duly second by Commissioner Mike Carter to open Request for Proposals to reconstruct Akin Road for Precinct 2.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 12: On this 28th day of August, 2023, a motion was made by Commissioner Tom Whitten and duly second by Commissioner Mike Carter to table the approval or rejection of Request for Proposals to reconstruct Akin Road for Precinct 2.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 13: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner Sammy Stone to advertise for bids for Road Materials for all Pcts.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 14: On this 28th day of August, 2023, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Mike Carter to advertise for a contractor to apply chip and seal to County Road-South State Line Road and County Road-Iris Lane, including labor and materials.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 15: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner James Strain to declare the fixed asset items surplus to be disposed as presented.

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 16: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner Sammy Stone to declare fixed asset items surplus and donate to Texarkana Water Utilities.

**Cisco Catalyst 3560 x Series PoE+- serial #FDO2049F02W
Cisco Catalyst 3650 48 PoE+ 2x10G- serial #FDO1936E1ZL
Cisco Catalyst 3650 x series PoE +- serial #FDO1529Z08D
Cisco Catalyst 3650 48 PoE+ 2x10G- serial #FDO1921E1X1
Cisco Catalyst 3650 24 PoE+ 2x10G- serial #FDO2013E2L6
Cisco Catalyst 3650 48 PoE+ 2x10G- serial #FDO1931P1ZE
Cisco Catalyst 3650 PoE+ 2x10G- serial #FDO1921E204
Cisco Catalyst 3650 PoE+ 2x10G- serial #FDO2110Q18M
Cisco Catalyst 3650 24 PoE+ 2x10G- serial #FDO1906E1D3
Cisco Catalyst 3560 x Series PoE+- serial #FDO1717P1ND
Cisco Catalyst 2960 G Series- serial #FOC1212W42A
Ruckus R610 Access Point- serial #152149004260
Peplink MAX BR1 LTE- serial #2934-5192-3DCF
Ruckus R610 Access Point- serial # 501749002799
Cisco Catalyst 3650 48 PoE+ 4x10G- serial #FDO2306F01B
Cisco Catalyst 4500 x Series- serial #JAE220207EU**

**Motion was put to a vote and all Commissioners voted yes and none voted no.
Motion carried.**

Item 17: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner James Strain to declare the following items surplus for the Bowie County Sheriff's Department and permission to sell at Purple Wave Auction.

Fixed asset item #3580

Fixed asset item #3677

Fixed asset item #4096

Fixed asset item #4105

Fixed asset item #0805

Motion was put to a vote and all Commissioners voted yes and none voted no.

Motion carried.

Item 18: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner James Strain to declare the following items surplus for Precinct 4 and permission to sell at Nut Online Auction.

Fixed asset item #2670

Fixed asset item #2723

Fixed asset item #3139

Fixed asset item #4515

Fixed asset item #2298

Fixed asset item #1252

Fixed asset item #1251

Fixed asset item #1234

Fixed asset item #1233

Fixed asset item #1229

Motion was put to a vote and all Commissioners voted yes and none voted no.

Motion carried.

Item 19: On this 28th day of August, 2023, a motion was made by Commissioner James Strain and duly second by Commissioner Mike Carter to approve the TCDRS Plan Assessment for Plan Year 2024.

Motion was put to a vote and all Commissioners voted yes and none voted no.

Motion carried.

Item 20: On this 28th day of August, 2023, a motion was made by Commissioner Mike Carter and duly second by Commissioner James Strain to approve the Auditor's Monthly Reports as of June 30, 2023 and July 31, 2023.

Motion was put to a vote and all Commissioners voted yes and none voted no.

Motion carried.

Item 21: On this 28th day of August, 2023, a motion was made by Commissioner James Strain and duly second by Commissioner Mike Carter to approve the Treasurer's Monthly Report ending July 31, 2023.

Motion was put to a vote and all Commissioners voted yes and none voted no.

Motion carried.

Item 22: On this 28th day of August, 2023, a motion was made by Commissioner James Strain and duly second by Commissioner Mike Carter to approve budget adjustments (line item transfers). Motion was put to a vote and all Commissioners voted yes and none voted no. Motion carried.

Item 23: On this 28th day of August, 2023, a motion was made by Commissioner James Strain and duly second by Commissioner Mike Carter to approve payment of accounts payable and payroll. Motion was put to a vote and all Commissioners voted yes and none voted no. Motion carried.

Item 24: On this 28th day of August, 2023, a motion was made by Commissioner Tom Whitten and duly second by Commissioner Mike Carter to approve the minutes as an Order of the Court (August 14, 2023-Regular Session and August 21, 2023-Special Session). Motion was put to a vote and all Commissioners voted yes and none voted no. Motion carried.

Item 25: Court recessed at 9:47 A.M. to go into Executive Closed Session to discuss security matters, personnel matters and litigation as allowed in the Government Code, Section 551.0725. Court reconvened at 9:55 A.M.

Item 26: There was no action taken to authorize the County Judge to execute settlement participation and release forms regarding confidential partial settlement offers in the Texas opioid multi-district litigation for Bowie County in the matter of *County of Bowie v. Purdue Pharma, L.P., et al.* Motion was put to a vote and all Commissioners voted yes and none voted no. Motion carried.

On this 28th day of August, 2023, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Mike Carter to adjourn. Motion was put to a vote and all Commissioners voted yes and none voted no. Motion carried.