

NOTICE OF MEETING OF THE
COMMISSIONER'S COURT OF BOWIE COUNTY, TEXAS

Notice is hereby given that a regular meeting of the above named Commissioner's Court will be held on the 27th day of August 2012 at 10:00 A.M in the County Courthouse, New Boston, Texas, at which time the following subjects will be discussed to-wit.

I. Preliminaries

1. Invocation
2. Pledge of Allegiance
3. Announcements

Filed For Record In:
Bowie County, Texas
Denise Thornburg
County Clerk
On: Aug 24, 2012 at 09:52A

II. Agenda

Call to Order

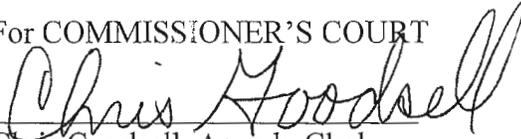
1. Public Comments – public comments shall be limited to 3 minutes per presenter, who submitted a public participation form at least 15 minutes prior to the start of the meeting. Comments must be pertinent to an agenda item or an area for which the Court has jurisdiction. The total amount of time that is allocated is 30 minutes for all comments.
2. Commissioners Court response to Public Comments.
3. Receive report from Forensic Medical Management Services regarding competitive autopsy services.
4. Presentation of 2010-2011 Audit Report – William Tye
5. Consider and take action to approve a joint election agreement between Texarkana College and Bowie County.
6. Consider and take action to approve appointments of Republican and Democratic Judges, Early Voting Ballot Box (EVBB) Presiding Judges and Central Counting Personnel for September 1, 2012 through August 31, 2013.
7. Consider and take action to grant authorization for signature authority for the Hwy 82 Project (previously held by former Commissioner John Addington).
8. Consider and take action to fill the vacancy of Bowie County's representative position on the Intergovernmental Advisory Committee (IAC) for the Bi-State Criminal Justice Center (previously held by former Commissioner John Addington).
9. Consider and take action to establish a Financial Reserve Policy [General Fund].
10. Consider and take action to establish a Debt Management Policy.
11. Consider and take action re: possible burn ban.
12. Consider and take possible action to approve requested budget amendments for FY2011 - 2012

13. Consider and take action re: payment of accounts payable.

14. Consider and take action to approve or to amend minutes as an order of the court.

III. Adjournment

For COMMISSIONER'S COURT



Chris Goodsell, Agenda Clerk

This notice of meeting was posted in the locked bulletin board located on the first floor of the west side of the Bowie County Courthouse and on the inside facing outward of the north window of the Bowie County Courthouse, readily accessible to the general public at all times, on the 24th day of August, 2012 at 10:00 A.M. and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Any invocation that may be offered before the official start of the meeting of the Court shall be the voluntary offering of a private citizen, to and for the benefit of the Court. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Court and do not necessarily represent the religious beliefs or views of the Court in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Court.

Dated the 24th day of August 2012



Chris Goodsell, Agenda Clerk
Bowie County

**COMMISSIONERS COURT MINUTES
AUGUST 27, 2012**

BE IT REMEMEBERED, that on this 27th day of August, 2012, the HONORABLE COMMISSIONERS COURT of Bowie County, Texas met in REGULAR SESSION at the Courthouse of said County in New Boston, Texas after due notice had been posted on the 24th day of August, 2012 with the HONORABLE JUDGE STERLING LACY present and presiding with the following Commissioners being present.

Jack Stone
Pete Snow
Kelly Blackburn
Pat McCoy

Commissioner Pct. #1
Commissioner Pct. #2
Commissioner Pct. #3
Commissioner Pct. #4

Also in attendance were the following County Officials: Auditor William Tye, County Clerk Denise Thornburg, County Legal Advisor Carol Dalby and the following staff members also present on the dais: Administrative Assistant Rachael Cherry.

PRELIMINARIES

In accordance with the Bowie County official policy on meeting Invocations, County Judge Sterling Lacy read the following statement.

Any Invocation that may be offered before the official start of the meeting of the Court shall be the voluntary offering of a private citizen, to and for the benefit of the Court. The views or beliefs expressed by the Invocation speaker have not been previously reviewed or approved by the Court and do not necessarily represent the religious beliefs or views of the Court in part or as a whole. No member of the community is required to attend or participate in the Invocation and such decision will have no impact on their right to actively participate in the business of the Court.

INVOCATION

Charles Vanderberg

PLEDGE

Pledge of Allegiance to the United States of America

ANNOUNCEMENTS

The Open Government Advisory Committee will hold a meeting on Tuesday, August 28, 2012 at 6:30 P.M. at 7504 W. 7th Street, Texarkana, TX.

The Budget Advisory Committee will hold a meeting on Thursday, August 30, 2012 at 6:30 P.M. at the Bowie County Courthouse in the Commissioner's Court Room.

Judge Lacy spoke about the outbreak of the West Nile Virus. The City of New Boston and the City of Hooks are spraying for mosquitos.

REGULAR AGENDA ITEMS

Court convened at 10:07 A.M. when the following ORDERS, JUDGMENTS and DECREES were had and ORDERED spread upon the minutes of the Court to-wit.

- Item 1: Mrs. Heidi Spradlin spoke to the Court regarding a private road that, according to her, is a public road in Pct. 3.
- Item 2: Pct. 3 Commissioner Kelly Blackburn responded to Mrs. Spradlin and indicated that research regarding the road would need to be done through the County Clerk's Office and he would get back to her with the findings.
- Item 3: Mr. James E. Farris spoke to the Court and submitted a Proposal from Forensic Medical Management Services (FMMS) on behalf of Dr. John Stash, Forensic Pathologist in regards to competitive autopsy services.
- Item 4: On this 27th day of August, 2012, a motion was made by Commissioner Pete Snow and duly second by Commissioner Pat McCoy to accept the 2010-2011 Audit Report as presented by Chris Pruitt from Patillo, Brown and Hill. The report showed an unqualified opinion, meaning there are no significant financial problems. There were two problems noted: the County's main operating account was not reconciled at the time of the audit and the County did not report its data collection form to the Office of Management and Budget by the June 30th deadline. The second problem is a result of the first problem and both have since been corrected.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.
- Item 5: On this 27th day of August, 2012, a motion was made by Commissioner Pete Snow and duly second by Commissioner Pat McCoy to approve a Joint Election Agreement as read in open Court, between Texarkana College and Bowie County. Mr. James Henry Russell, President of Texarkana College spoke to the Court.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.
- Item 6: On this 27th day of August, 2012, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Jack Stone to approve the amended version of the appointments of Republican and Democratic Judges, Early Voting Ballot Box (EVBB) Presiding Judges and Central Counting Personnel for September 1, 2012 through August 31, 2013.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.
- Item 7: On this 27th day of August, 2012, a motion was made by Commissioner Pat McCoy and duly second by Judge Lacy to nominate Kelly Blackburn, Commissioner Pct. 3, and grant authorization for signature authority for the Hwy 82 Project (previously held by former

Commissioner John Addington).

Motion was put to a vote and all voted aye and none opposed.

Motion carried.

Item 8: On this 27th day of August, 2012, a motion was made by Judge Lacy and duly second by Commissioner Pat McCoy to nominate Pete Snow, Commissioner Pct. 2, to fill the vacancy of Bowie County's representative position on the Intergovernmental Advisory Committee (IAC) for the Bi-State Criminal Justice Center (previously held by former Commissioner John Addington).

Motion was put to a vote and all voted aye and none opposed.

Motion carried.

Item 9: On this 27th day of August, 2012, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Pete Snow to table the action to establish a Financial Reserve Policy (General Fund).

Motion was put to a vote and all voted aye and none opposed.

Motion carried.

Item 10: On this 27th day of August, 2012, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Pete Snow to table the action to establish a Debt Management Policy.

Motion was put to a vote and all voted aye and none opposed.

Motion carried.

Item 11: On this 27th day of August, 2012, there was no action taken regarding a possible burn ban. The County will continue to be under a burn advisory.

Item 12: On this 27th day of August, 2012, a motion was made by Commissioner Kelly Blackburn and duly second by Commissioner Jack Stone to approve the requested budget amendments for FY2011-2012. County Auditor William Tye stated: "simply just adjusting within the departments. Within the next month I'll expect to start making some actual budget amendments from department to department still, it will not be adjusting the budget itself. I may have to pull out of one department into another department to make everything balance." Judge Lacy stated: "When we come to the transfer from one department to another, we would like to have something signed requesting that from one department head and something signed by the other department head granting that. We are pretty well depending on you to signal us when we are reaching that point. These are the lists of line item transfers that need addressed before we proceed with the consideration of bills for payment, is that correct Mr. Tye?" Mr. Tye stated "that is correct." See Exhibit "A" attached hereto and incorporated herein by reference.

Motion was put to a vote and all voted aye and none opposed.

Motion carried.

Item 13: On this 27th day of August, 2012, a motion was made by Commissioner Jack Stone and duly second by Commissioner Pat McCoy to pay accounts payable. Judge Lacy asked Auditor William Tye the following question: "Mr. Tye, do any of the items that you are presenting to the Court today for approval cause any department to exceed their budget appropriation for this year?" Mr. Tye's response: "to the best of my knowledge, no. Like I said in the last Court

we closed our books through July and this is our second Court in August and once I close August then I will have a better feel of that and at that point, that is when we may be doing some budget amendments from one department to another." Judge Lacy asked: "So each of these requests that you are submitting to the Court today a proper and budgeted item of expenditure for the department to which it is being charged?" Mr Tye's response "that is correct." Judge Lacy had a question about one of the items on the fifth page and noted that there were a larger amount of bills than usual from CEC (Community Education Centers), who manages our jails for us. Mr. Tye responded that "there are three payments to them for the federal inmates. We don't pay them for the federal inmates until we actually receive the money for housing them. Once we receive that money then we pay CEC for that, it just so happens we got all of these at one time, the payments at one time. We're still behind on getting some of the payments. We got all of these three that are listed there \$187,000; \$188,000 and \$183,000. We receive those payments from the federal government for those inmates and then turn around and make the payment back to CEC." Judge Lacy stated that "they were examining the revenue from the U.S. Marshal Service inmates and I could match up the \$188,132.49." Mr Tye's response: " the \$183,000, I don't know which order they are in, there is one we actually received that will not be on the ledger that you are looking at cause I printed off this morning because we haven't closed the month yet but I did check with Ms. Burns and we have received that money so that is reason I'm going to make that payment". Judge Lacy asked: "so it's your statement to the Court, that the money for these have come in?" Mr. Tye's response: "yes, I'm not going to pay them until I get the money."

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 14: On this 27th day of August, 2012, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to approve the August 13, 2012 minutes as an Order of the Court.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

On this 27th day of August, 2012, a motion was made by Commissioner Jack Stone and duly second by Commissioner Kelly Blackburn to adjourn (11:17 A.M.)

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

"A"

To: Bowie County Commissioners' Court
Re: Line Item Amendments
Date: August 27, 2012

The following amendments are ordered to the 2011-2012 budget:

Tax Assessor

Increase	110-5-1010-5635	Office Supplies	3,000.00	
Decrease	110-5-1010-5359	Cash Over Short		3,000.00

county court

Increase	110-5-1050-5771	Travel in County	1,500.00	
Decrease	110-5-1050-5772	Business Expense		1,500.00

Courthouse

Increase	110-5-1250-5755	Telephone	5,000.00	
Decrease	110-5-1250-5791	Utility		5,000.00

General Miscellaneous

Increase	110-5-1600-5643	Pauper Care	800.00	
Increase	110-5-1600-5751	Supplies	2,500.00	
Decrease	110-5-1600-5511	Indigent Legal		3,300.00

Sheriff

Increase	110-5-3070-5743	Sub-Contract	2,300.00	
Decrease	110-5-3070-5543	Insurance Liability		2,300.00

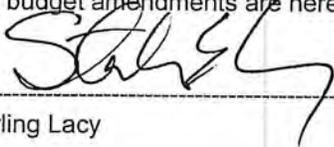
JP PCT 5

Increase	110-5-3130-5627	Miscellaneous	175.00	
Increase	110-5-3130-5755	Telephone	50.00	
Decrease	110-5-3130-5751	Supplies		225.00

Pct 4

Increase	110-5-5444-5455	Education Expense	1,000.00	
Increase	110-5-5444-5503	Gas & Oil	12,000.00	
Decrease	110-5-5444-5611	Materials		13,000.00

The above budget amendments are hereby approved and ordered this day:



Judge Sterling Lacy

August 27, 2012

Jack Stone

Jack Stone, Commissioner Pct. 1

Pete Snow

John Addington, Commissioner Pct. 2

PETE SNOW

Kelly Blackburn

Kelly Blackburn, Commissioner Pct. 3

Pat McCoy

Pat McCoy, Commissioner Pct. 4

Denise Thornburg

Denise Thornburg, County Clerk

