

STATE OF TEXAS

COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A SPECIAL MEETING ON MARCH 6, 2024 AT 10:00 A.M. THE COUNTY JUDGE CINDY THERWHANGER PRESIDING AND THE FOLLOWING MEMBERS OF THE COURT IN ATTENDANCE.

BRIAN ROSSON
JOSH ELDER
DAVID MURPHREE
BIZ HOUSTON

COMMISSIONER PRECINCT #1
COMMISSIONER PRECINCT #2
COMMISSIONER PRECINCT #3
COMMISSIONER PRECINCT #4

TERRI BERRY

COUNTY CLERK

10:00 am Special Meeting:

1. Call to order, invocation, pledge
Judge Therwhanger called the meeting to order with the invocation and pledges of allegiance.
2. Public Comment: Anyone wishing to address the Court during Public Comments is required to register your name on the registry prior to the meeting. Speakers may address items listed on the current agenda and are limited to three (3) minutes speaking time. The Court cannot deliberate or act on matters not listed on the agenda.

None

3. Meet with TAC representatives for an onboard presentation and discussion on services associated with insurance.

Ernesto Galindo, TAC representative, introduced all team members of TAC such as: Human Resources, Risk Management, Risk Control, Law Enforcement, Liability Claims and Claims Examiner. Each department discussed all things offered within their scope of expertise and offered any assistance to any County Officials, Commissioners and department heads as to procedures and processes within any of the about departments.

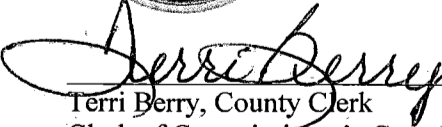
Adjourn:

Commissioner Rosson made a motion for the meeting to adjourn. Commissioner Houston seconded the motion. Motion carried unanimously.

The meeting adjourned at 11:42a.m.

I, Terri Berry, Gaines County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for March 6, 2024.




Terri Berry, County Clerk
Clerk of Commissioner's Court
Gaines County, Texas



STATE OF TEXAS

COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON MARCH 11, 2024 AT 9:00 A.M. THE COUNTY JUDGE CINDY THERWHANGER PRESIDING AND THE FOLLOWING MEMBERS OF THE COURT IN ATTENDANCE.

BRIAN ROSSON	COMMISSIONER PRECINCT #1
JOSH ELDER	COMMISSIONER PRECINCT #2
DAVID MURPHREE	COMMISSIONER PRECINCT #3
<u>BIZ HOUSTON</u>	<u>COMMISSIONER PRECINCT #4</u>

<u>TERRI BERRY</u>	<u>COUNTY CLERK</u>
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9:00 am Regular Meeting:

Call to Order-Judge Cindy Therwhanger

Invocation

Pledge-United States and Texas

1. Public Comment: Anyone wishing to address the Court during Public Comments is required to register your name on the registry prior to the meeting. Speakers may only address items listed on the current agenda and are limited to three (3) minutes speaking time. The Court cannot deliberate or act on matters not listed on the agenda.
None
2. Department Updates:
 - a. Juvenile Probation – Delia Grisham
Delia Grisham and Liz Vasquez, Juvenile Probation discussed TJJD monitoring, 2 full time JPO's, set up for remote hearing if need arises, no kids in detention at this time, take turn with call, their age limit is 10-16 years of age, Character Camp (July 1-18) which is 25 years.
3. To consider, discuss, and take any necessary action on routine administrative items:
 - a. Discuss consider and/or approve the minutes from last month's meetings February 14, 2024, and February 28, 2024
 - b. Discuss, consider and/or approve payroll payables.
 - c. Discuss, consider and/or act regarding accounts payable, fund transfers and budget amendments.
 - d. Discuss, consider and/or approve renewal contracts.
 - 1) Winsupply - \$3,550.00 (five-year plan)
 - 2) Texas Department of Motor Vehicles - \$359.00
 - 3) OverDrive - \$3,000.00
 - e. Discuss, consider and/or approve the transfer, sale, or destruction of Gaines County Surplus property under Local Government Code 263.152.
 - 1) Salvage – Maintenance
 - 2) Salvage - Precinct 3

Commissioner Murphree made a motion to approve the renewal contracts on Winsupply for the the Golf Course in the amount of \$3,550.00, Texas Department of Motor Vehicles for the Tax Assessor in the amount of \$359.00, OverDrive for the Library in the amount of \$3,000.00, salvage items for old light fixtures for Maintenance, old air compressor for Precinct 3 and Routine Administrative items as presented. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

4. To consider, discuss, and take any necessary action on the Healthy Counties Employee Rewards update.

Kayla Pipkin, Healthy County representative, stated the county receives funds and points for any contest or challenges that are available through TAC in which each employee participates in. At

this time out of the \$7,000 available we only received \$72 last year. She suggested options for incentives for employees to participate such as \$25 gift card or ½ day off work. No action taken.

5. To consider, discuss and take any necessary action on the Affordable Care Act Reporting and Tracking Services renewal with Texas Association of Counties.

Commissioner Houston made a motion to authorize Michael Lord, Treasurer to send in the renewal paperwork for the Affordable Care Act Reporting and Tracking Services with TAC. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

6. To consider, discuss, and take any necessary action on Annie Sawatzky requesting early access to the Gaines County Community Building for her April 18-20, 2024, rental to hold a church event.

Commissioner Elder made a motion to approve early access to the Gaines County Community Building for April 18-20 by Annie Sawatzky for a church event. Commissioner Houston seconded the motion. Motion carried unanimously.

7. To consider, discuss and take any necessary action on approving a request from Precinct 1 to use ARPA funds to tie in a water well and set up water storage for CR 218 pit. Total Cost: \$35,185.37 – Deerhorn Drilling

Commissioner Elder made a motion to approve tying in of a water well and set up storage for CR 218 pit in Precinct 2 by Deerhorn Drilling in the amount of \$35,185.37 using ARPA funds. Commissioner Murphree seconded the motion. Motion carried unanimously. (see attached)

8. To consider, discuss and take any necessary action on a request from Precinct 1 to use ARPA funds for tying in donated water well and improvements to irrigation system at the North Cemetery. Total Cost: \$49,419.14 – Lobo Irrigation & Pump Service

Commissioner Elder made a motion to approve tying donated water well and improvements to irrigation system at the N. Cemetery in Precinct 2 by Lobo Irrigation & Pump Service in the amount of \$49,419.14 using ARPA funds. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

9. To consider, discuss and take any necessary action on replacing the windows in the District Courtroom using ARPA funds. Total Cost: \$16,900.68 – Glass Ops LLC

There were 2 quotes received: Glass Ops, LLC-\$16,900.68 and 1stChoiceConstruction \$18,850.00. Commissioner Murphree made a motion to approve the quote from Glass Ops, LLC in the amount of \$16,900.68 to replace the windows in the District Courtroom using ARPA funds. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

10. To consider, discuss and take any necessary action on requesting Request for the 4-H barn project.

Commissioner Elder made a motion to go out for Request for Qualifications (RFQ) for county projects and the 4-H barn project, with bids turned in by April 9th and opened April 10th. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

11. To consider, discuss and take any necessary action on accepting bids for a six-foot fence at the Precinct 3 shop.

Commissioner Houston made a motion to go out for bids for a six-foot fence at the Precinct 3 shop with bids turned in April 9th and opened April 10th. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

12. To consider, discuss and take any necessary action on approving an exception to the cell phone policy for Kasie Taylor.

Commissioner Elder made a motion to approve the exception of the cell phone policy requiring the cell phone to be in the employee's name for Kasie Taylor. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

13. To consider, discuss and take any necessary action on moving the Monday, March 25, 2024, regular meeting back to Wednesday, March 27, 2024.

Commissioner Elder made a motion to approve moving the Monday, March 24, 2024 regular meeting back to Wednesday, March 27, 2024. Commissioner Murphree seconded the motion. Motion carried unanimously.

14. To consider, discuss and take any necessary action on a quote from KnowBe4 for Cybersecurity training.

Commissioner Houston made a motion to approve a quote for a 4 year plan from KnowBe4 for Cybersecurity training in the amount of \$4,393.75 as presented by Tommy Gonzales, IT Department. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

15. Discuss, consider and/or take action to approve subdivision application(s), take note of known exceptions, consider any requests for variances.

None

16. Discuss, consider and/or act on current road crossing request(s).

None

17. Announcements/Discussion: for information purposes only, while there may be discussion for clarification purposes, no action may be taken on these items except to schedule them for a future agenda.

Judge Therwhanger:

Stated the Travelers Insurance check was received March 7th in the amount of \$1,229,064.67. She stated he would like to schedule a time for anyone that wanted to tour the new EOC building.

Robert Barrett:

Stated there would be a National Weather class held on March 19th at 7:00 at the Community Building for anyone wanting to attend.

Commissioner Elder:

Stated he is still in the process of updating the shop with insurance funds.

Commissioner Murphree:

Stated a trailer house moving company went through the fence at the airport and did damage however the company does have insurance to repair the damage. There have been 15 trees planted at the Golf Course with additional trees planted today. He stated he would have placed on the agenda to purchase or build a water trailer to haul water for the trees.

Commissioner Houston:

Stated he is still working on the fence at Haley Park and the Arena

18. EXECUTIVE SESSION: Pursuant to Texas Government Code, Chapter 551. May be acted upon, if appropriate, in open session:

- a. Texas Government Code §551.129(2): Consultation with Attorney
- b. Texas Government Code §551.074: Personnel Matters

Tabled as Joe Nagy, County Attorney was absent.

19. Adjourn;

Commissioner Houston made a motion for the meeting to adjourn. Commissioner Elder seconded the motion. Motion carried unanimously.

The meeting adjourned at 9:40a.m.

I, Terri Berry, Gaines County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for March 11, 2024.



Terry Berry

Terry Berry, County Clerk
Clerk of Commissioner's Court
Gaines County, Texas

STATE OF TEXAS

COUNTY OF GAINES

THE HONORABLE COMMISSIONERS' COURT OF GAINES COUNTY MET IN A REGULAR MEETING ON MARCH 27, 2024 AT 9:00 A.M. THE COUNTY JUDGE CINDY THERWHANGER PRESIDING AND THE FOLLOWING MEMBERS OF THE COURT IN ATTENDANCE.

BRIAN ROSSON
JOSH ELDER
DAVID MURPHREE
BIZ HOUSTON

COMMISSIONER PRECINCT #1
COMMISSIONER PRECINCT #2
COMMISSIONER PRECINCT #3
COMMISSIONER PRECINCT #4

TERRI BERRY

COUNTY CLERK

9:00 am

Regular Meeting:

Call to Order - Judge Cindy Therwhanger

Invocation

Pledge - United States and Texas

1. Public Comment: Anyone wishing to address the Court during Public Comments is required to register your name on the registry prior to the meeting. Speakers may only address items listed on the current agenda and are limited to three (3) minutes speaking time. The Court cannot deliberate or act on matters not listed on the agenda.

None

2. Department Update: Terri Berry, County Clerk

Terri Berry, County Clerk reviewed and presented OPR, birth certificate, marriage license statistics and all that were issued and recorded, employees, AOP certification, TIDC Indigent audit, Local Registrar Self Assessment, SB 16 \$1 redaction on fees.

3. To consider, discuss, and take any necessary action on routine administrative items:
 - a. Discuss, consider, and/or approve payroll payables.
 - b. Discuss, consider, and/or act on accounts payable, fund transfers and budget amendments.
 - c. Discuss, consider, and/or approve the officer's report reporting all fines imposed and collected for the month of February pursuant to Local Government Code 114.004 and Texas Government Code 51.042.
 - d. Discuss, consider and/or approve annual renewal contracts.
 - e. Discuss, consider and/or approve the transfer, sale or destruction of Gaines County Surplus property under Local Government Code 263.152.
 - i. Trade-in – Precinct 1
 - ii. GovDeals – Precinct 1
 - iii. GovDeals – Maintenance
 - iv. Transfer – from Seminole Sr Citizens to Seagraves Sr Citizens

Commissioner Rosson made a motion to approve the routine administrative items as presented and the following:

- Trade-In: Unit 1175 John Deere Backhoe- Precinct 1
- Sale: Precinct 1-on GovDeals (various equipment per list), hydraulic air jack, 2 tanks and Generator/Old Jail – Maintenance
- Transfer: 1998 Ford Van- Seminole Senior Citizens to Seagraves Sr. Citizens

Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

4. To consider, discuss and take action to approve an update from Chamber Executive Director Shawntay Pettyjohn concerning Freedom Fest 2024.

Commissioner Murphree made a motion to approve the annual request from the Chamber of Commerce for the Freedom Fest, June 28th & 29th regarding the use of the Park facility, no grills allowed on the porch area and no golf carts allowed beyond the golf course area as presented by Shawntay Pettyjohn. Commissioner Houston seconded the motion. Motion carried unanimously.

5. To consider, discuss and take any necessary action on a request from Judy Wall for early access to the Gaines County Community Building on May 18, 2024, for a baby shower.

Commissioner Houston made a motion to approve a request from Judy Wall to access the Gaines County Community Building on May 18th earlier than the 10:30a.m. required time. Commissioner Elder seconded the motion. Motion carried unanimously.

6. Update on Senate Bill 22 for the Sheriff's Department.

Judge Therwhanger stated \$350,000.00 in Grant money for the Sheriff's department was received and these funds have to be used by September 30th. Commissioner Elder made a motion to approve the hiring of a new deputy and jailer using the Grant funds. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

7. To consider, discuss, and take any necessary action on a request to purchase 2024 Chevrolet Silverado from Lawrence Hall for the Sheriff's Department using SB22 funds. Total Cost: \$49,005.91

Commissioner Elder made a motion to approve the purchase of a 2024 Chevrolet Silverado from Lawrence Hall for the Sheriff's Department using the SB22 funds at a cost of \$49,005.91. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

8. To consider, discuss, and take any necessary action on a request from Precinct 1 to purchase a 2024 Backhoe Loader from Warren Cat (Buyboard Purchase). Total Cost: \$130,900

Commissioner Rosson made a motion to approve a BuyBoard purchase of a 2024 Backhoe Loader from Warren Cat for Precinct 1 in the amount of \$130,900.00 using a 2003 John Deere Backhoe valued at \$23,000.00 as a trade in. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

9. To consider, discuss, and take any necessary action on revised Gaines County Cemetery Rules and Regulations and repeal previous versions.

Commissioner Rosson made a motion to approve the Gaines County Cemetery Rules and Regulations as presented with approved changes and repeal the previous versions.

Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

10. To consider, discuss, and take any necessary action on revisions made to the Pauper Policy for Gaines County and repeal previous version.

Commissioner Elder made a motion to approve revisions made to the Pauper Policy for Gaines County and repeal previous versions. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

11. To consider, discuss and take any necessary action on a proposed agreed order with the Texas Commission on Environmental Quality.

Commissioner Houston made a motion to approve the deferred option with Texas Commission on Environmental Quality by placing the spicket inside the well house which would make it not available for public use and would show progress towards lowering nitrate levels in the well that is used at the Golf Course. Commissioner Murphree seconded the motion. Motion carried unanimously. (see attached)

12. To consider, discuss and take any necessary action on an estimate for the repairing of the fence at the pit for Precinct 3.

This item was tabled until further quotes are received

13. To consider, discuss and take any necessary action on naming the disc golf course located at the Gaines County Park.

Commissioner Rosson made a motion to name the Disc Golf Course at the Gaines County Park, Gaines County Park DGC. Commissioner Elder seconded the motion. Motion carried unanimously.

14. To consider, discuss and take any necessary action on approving a request from Precinct 1 to purchase materials from JNL Steel for building and fence repair. Total Cost: \$4,595.28

Commissioner Murphree made a motion to approve purchasing materials for Precinct 1 from JNL Steel in the amount of \$4,595.28 for building and fence repairs after storm damage. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

15. To consider, discuss and take any necessary action on the request from Precinct 3 to purchase a water trailer from Sandia Sprayers for the Golf Course to use to water trees. Total Cost: \$8,500.00

Commissioner Rosson made a motion to approve the purchase of a water trailer to water the trees at the County Park from Sandia Sprayers for the Golf Course in the amount of \$8,500.00 using the Golf Course funds. Commissioner Houston seconded the motion. Motion carried unanimously. (see attached)

16. Open bids for cold mix; act as appropriate.

Commissioner Rosson made a motion to approve the one bid received from Fulcan Materials for type 2 cold mix. Commissioner Elder seconded the motion. Motion carried unanimously. (see attached)

17. To consider, discuss and take any necessary action on road crossings request(s).

None

18. To consider, discuss and take any necessary action on approval of subdivision application(s), take note of known exceptions, consider any requests for variances.

Commissioner Murphree made a motion to approve a variance in Precinct 3 from Maria Neufeld on 121A CR318M to install a new septic system. Commissioner Rosson seconded the motion. Motion carried unanimously. (see attached)

19. Discuss any other items pertaining to County Business; for information purposes only, no action may be taken on these items except to schedule them for a future agenda.

Judge Therwhanger:

The windows in the District Courtroom will be replaced April 22nd.

The Civic Center door to separate the Civic Center and Barn has been installed.

There is \$625,858.05 ARPA funds remaining with the possibility of 2 towers being installed to assist first responders.

There will a special meeting held April 4th at 2:00pm with Permian Road Safety Coalition with road concerns with the assistance of TxDot & DPS.

Commissioner Rosson:

The Seagraves Museum has termites therefore Precinct 1 will be spraying for termites along with assistance from maintenance.

The Baseball field in Seagraves is having breaker issues due to the fact they are 25 years old. Precinct 1 will replace these.

Commissioner Elder:

Roof repairs on the Seminole Library and Seminole Senior Citizens Center will begin April 1st.

Commissioner Murphree:

He has requested for clearer bond requirement information for future bids therefore eliminating phone calls and confusion.

Treasurer, Michael Lord:

April 1st the insurance renewals are due to TAC and stated all precincts need to review their equipment list.

20. EXECUTIVE SESSION: Pursuant to Texas Government Code, Chapter 551.

May be acted upon, if appropriate, in open session:

- a. Texas Government Code §551.129(2): Consultation with Attorney
- b. Texas Government Code §551.074: Personnel Matters
- c. Texas Government Code §551.072: Deliberations about Real Property

Executive session began at 10:20a.m.

Open session began at 10:53a.m.

Judge Therwhanger made a motion to ban an individual from the Golf Course. Commissioner Murphree seconded the motion. Motion carried unanimously.

21. Adjourn;

Commissioner Houston made a motion for the meeting to adjourn. Commissioner Rosson seconded the motion. Motion carried unanimously.

The meeting adjourned at 10:54a.m.

I, Terri Berry, Gaines County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for March 27, 2024.



Terri Berry

Terri Berry, County Clerk
Clerk of Commissioner's Court
Gaines County, Texas

