THE STATE OF TEXAS : COUNTY OF WINKLER )

On this the 18<sup>th</sup> day of May, 2015, the Commissioners' Court of Winkler County, Texas, met in Special Term of Court at the Courthouse in Kermit, Texas, with the following members present, to-wit:

Charles M. Wolf County Judge

Billy Stevens Commissioner, Precinct No. 1

Robbie Wolf Commissioner, Precinct No. 2

Randy Neal Commissioner, Precinct No. 3

Billy Ray Thompson Commissioner, Precinct No. 4

Shethelia Reed County Clerk and Ex-Officio

Clerk of Commissioners' Court

constituting the entire Court, at which time the following among other proceedings were had:

At 9:00 o'clock A.M. Judge Wolf called the meeting to order.

At this time bidding for Winkler County Bank Depository Contract for 2015-2019 was declared closed. Only one (1) bid was received and after bid was opened, tabulated and compared, a motion was made by Commissioner Neal and seconded by Commissioner Stevens to award bid for Winkler County Bank Depository Contract for 2015-2019 to West Texas National Bank; which motion became an order of the Court upon the following vote:

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Ayes: Commissioners Stevens, Wolf, Neal and Thompson

Noes: None



April 20, 2015

County Judge Charles Wolf Winkler County Commissioners Winkler County Auditor, Jeanna Willhelm 100 E Austin P O Drawer Y Kermit, Texas 79745

RE: 2015 Bid for Public Accounts - West Texas National Bank

Judge Wolf, Commissioners, and Ms. Willhelm,

West Texas National Bank is pleased to provide you with our 2015 bid for the financial accounts of Winkler County.

As an institution with deep West Texas roots going back to 1904, we realize the importance of solid relationships. We look forward to offering our assistance and knowledge to Winkler County every step of the way.

We are excited to offer a Federal Home Loan Bank Letter of Credit to help cover county deposit insurance needs. With this Letter of Credit, the need to monitor markets and pledge and unpledge securities is no longer needed.

We look forward to your reviewing our bid and thank Winkler County for the opportunity to offer our products and services.

Sincerely,

Felicia Jamison

Branch Manager 101 East Avenue Kermit, Texas 79745 Cell (512) 865-8444

Phone 1-877-493-7862 ext.: 9831 Fax: 432-586-6191

fjamison@wtnb.com https://www.wtnb.com

101 East Avenue, Kermit, TX 79745 • 877-493-7862 • WTNB.com

MEMBER FDIC金 EQUAL HOUSING LENDER

### WINKLER COUNTY

# BANK DEPOSITORY SPECIFICATIONS

Sealed bids will be opened on Monday, May 11, 2015 at 9:00 a.m. during the Winkler County Commissioners' Court for the Winkler County Bank Depository Contract for 2015-2019. Bids may be submitted in person directly to the Winkler County Judge, 1st Floor Courthouse, 100 E. Austin, Kermit, Texas 79745 or by mail to the Winkler County Judge, P.O. Drawer Y, Kermit, Texas 79745. Bids must be enclosed in a sealed envelope marked "Bid Application, Bank Depository Contract" and must be submitted by 9:00 a.m., May 11, 2015.

Bids must comply with all State and Federal Regulations including Sec. 116.023, Local Government Code. The information required to comply with this regulation is:

Total Revenue for 2014:

\$16,232,974.43

 $\frac{1}{2}$  of 1% of this amount:

\$ 81,164.87

### BID APPLICATION FOR DEPOSITORY CONTRACT OF FUNDS OF THE COUNTY OF WINKLER, TEXAS May 14, 2015 to May 14, 2019

The County of Winkler invites sealed bid applications for designation as a depository of such County for the period of May 14, 2015 through May 14, 2019. The designation is effective until the end of the 60<sup>th</sup> day after the date fixed for the next selection of a depository as per Section 116.025 of the Local Government Code, Vernon's Annotated Texas Statutes. The contract shall allow the depository to establish, on the basis of negotiations with the county, new interest rates and financial terms of the contract that will take effect during the final two-years of the four year contract if the new financial terms do not increase the prices to the county by more than ten percent and the county has the option to choose to use the initial variable interest rate option or to change to the new fixed or variable interest rate options proposed by the depository. Bids for such designation and for custody of county funds as hereinafter set out, will be received until 9:00 a.m., May 11, 2015, by the County Judge of Winkler County, at which time they will be opened publicly. Bids will be considered by the Winkler County Commissioner's Court, Winkler County Courthouse, Kermit, Texas at 9:00 a.m., May 11, 2015. This application is for bids for County Depository, County and District Clerk Trust Funds, and all money collected and held by a District or County Official, in compliance with Vernon's Local Government Code as amended to the date hereof, and to the provisions of all other laws which may be applicable.

Sealed bid applications must be identified on the outside of the envelope: <u>BID\_APPLICATION, BANK\_DEPOSITORY CONTRACT</u>

### BID APPLICATION MUST BE SUBMITTED ON THIS FORM

### WEST TEXAS NATIONAL BANK Name of Bank

The undersigned, a state or national bank corporation, hereinafter called Bidder will, for the privilege of receiving all funds or only demand deposits or interest bearing time deposits, as provided in the Texas Local Government Code, pay or provide the County as follows:

Please check the services you will provide and the charge for each respective service:

1.	Service for investment or bond issues (paying, receiving, canceling, transmitting, coupons/bonds)	_No	X	_Yes \$ _	0.00
2.	Night Depository	_No	X	_Yes <u>\$</u>	0.00
3.	Remote Deposit Capture- General Fund Account, Tax Account, County Clerk Account	 _No	X	Yes \$_	0.00
4.	Internet Banking	 _No	X	Yes <u>\$</u> _	0.00
5.	Electronic Payroll Banking	 _No	X	Yes \$_	0.00
6.	Safety Deposit Boxes	 _No	X	Yes \$_	0.00
7.	Bank Drafts	_No	X	Yes \$_	0.00

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8.	Cashier's Checks/Money Orders		No	X	_Yes \$0.00
9.	Transfer of monies/ACH wires		No	<u>X</u>	Yes \$0.00
10.	Stop Payment Fees		No	X	Yes \$0.00
11.	Overdrafts		No	X	Yes \$0.00
12.	Account Maintenance Fees		No	X	Yes \$0.00
13.	Safekeeping Services (Includes documents, computer backup tapes, etc.)		No	X	Yes \$0.00
14.	Provide and Furnish Checks	X_	No		Yes \$ <u>BANK COST</u>
15.	Provide and Furnish Deposit Slips	X	No		Yes \$ BANK COST
16.	Processing of Visa and Mastercard in any office of the County which uses this service		No	X	Yes \$0.00
17.	Loans		No	X	Yes \$0.00

The Bidder will list for the County any services provided by the bank that will require a fee, not mentioned hereinabove, and list same below: Use a separate page if necessary.

## **SEE ATTACHED ADDENDUM**

The Bidder will offer the following terms and conditions for the handling of said funds:

- a. <u>SEE ADDENDUM</u>% bid rate on time deposits of more than \$2,500 but less than \$100,000, with maturities of less than 91 days
- b. SEE ADDNEDUM% bid rate on time deposits of more than \$100,000 with maturities of 1-2 years
- c. <u>SEE ADDENDUM</u>% bid rate for demand deposits, checking, savings and trust accounts

Interest will be paid monthly with each statement cycle and will be based on  ${\bf \underline{SEE}\ ATTACHED}$   ${\bf \underline{ADDENDUM}}$ 

Winkler County reserves the right to invest any or all of its funds in direct debt securities of the United States or other type securities, certificates, warrants and Tex-pool (an investment service for public funds) as allowed by law. Bidder will and shall aid and assist County in any such investment without charge.

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The bank will, if selected and designated as the Depository of County of Winkler, Texas, qualify as such Depository by pledging sufficient securities acceptable to Winkler County and held by a third party bank for safekeeping of securities held by third party custodian. The bank can substitute letters of credit issued by a federal home loan bank to Winkler County in lieu of pledged securities. Collateral pledged securities shall be approved by the Depository's Board of Directors. Such approval shall be reflected in the Board's minutes, copies of these minutes to be furnished to Winkler County and maintained continuously from the date of its execution as an official record of the Depository.

Bidder shall make and deliver to the County Judge an application which states the amount of the bank's paid-up capital stock and permanent surplus, as provided for in Section 116.023, Texas Local Government Code, and the application must be accompanied by:

- (a) A statement showing the financial condition of the bank on the date of the bid application
- (b) A certified check for not less than one-half of one percent of the County's revenue for the year 2014 as a good-faith guarantee on the part of said Bidder and that if said Bidder is accepted as county depository, then Bidder shall provide such bonds and securities as provided in the Texas Local Government Code. The certified check amount is \$81,164.87.

This bid application is requested by Winkler County and is made by Bidder with the expressed agreement and understanding that County reserves the right to reject any or all bids and the further right that if any portion of this bid and/or any contract between Bidder and Winkler County entered into by virtue thereof is invalid, the remainder of this bid application and/or resulting contract at the option of the County shall remain in full force and effect, and not be affected by said invalid portion or provision. The Commissioners' Court may reject those applicants whose management or condition, in the opinion of the Commissioners' Court, does not warrant placing county funds in their possession.

DATED this the 20<sup>th</sup> day of April, 2015.

BIDDER: WEST TEXAS NATIONAL BANK	
By Lelina Damison	
FELICIA D JAMISON (	
Title: BRANCH MANAGER	



April 20, 2015

Judge Charles Wolf Winkler County Commissioners County Auditor, Jeanna Willhelm

Judge Wolf, Commissioners, and Ms. Willhelm,

Please let this letter certify that as of 12/31/2014 the Paid Up Capital Stock & Permanent Surplus (also known as the Common Stock and Surplus) of West Texas National Bank was reported as \$79,599,000.00.

Thank You,

Felicia Jamison

Branch Manager

101 East Avenue Kermit, Texas 79745

Phone 1-877-493-7862 ext: 9831 Fax: 432-586-6191

fjamison@wtnb.com https://www.wtnb.com

101 East Avenue, Kermit, TX 79745 **877-493-7862 WTNB.com** 

April 8, 2015

## Addendum Winkler County Depository Bid

Winkler County C/o Jeanna Willhelm, Winkler County Auditor P O Drawer O 100 East Winkler Kermit, Texas 79745

West Texas National Bank respectfully submits this proposal to serve as your depository for the four-year period commencing May 14, 2015, and ending May 14, 2019.

# (1) DEMAND DEPOSIT ACCOUNT INTEREST

Under this proposal, Winkler County will be provided one or more interest bearing and/or non-interest bearing Business Image Analysis accounts with online Cash Management features, accessible via Internet Banking. All funds on deposit in your Business Image Analysis accounts will earn interest at the rate determined by the schedule set forth below and the rate will be adjusted on the first banking day of each month. Interest will be credited to the accounts each month. We use the daily balance method to calculate the interest on this account. This method applies a daily periodic rate to the principal collected balance in the account each day. The periodic

rate will be calculated as follows: .80 times the applicable Treasury Bill Rate = Daily Periodic Rate. The applicable Treasury Bill Rate is defined as the most recent "Bid" price for 13- week U. S. Treasury Bills (secondary market) as shown in the latest available publication of the Wall Street Journal. The U. S. Treasury Bill Rate will have a floor of .20.

The rates thus resulting are to be rounded, up or down, to the nearest hundredth of one percent, but not to exceed the rates on such deposits as authorized from time to time by regulations prescribed by the Board of Governors of the Federal Reserve System or other Federal Regulatory Agency.

#### (2) OTHER CHECKING AND SAVINGS ACCOUNTS

Winkler County may open any of the other types of commercial deposit accounts that we offer both interest bearing and non-interest bearing. West Texas National Bank will furnish a monthly detailed imaged statement on each of the demand deposit accounts. Such statements will be mailed to you. Statements will have 10 images per page (5 items, front and back) in numeric order. Images will be available online as well.

# (3) AVAILABILITY OF DEPOSITS

West Texas National Bank will give Winkler County <u>same day availability</u> for all items deposited to its accounts by 6:00 P. M. on business days. Interest will begin accruing the day we receive credit for the items, (i.e., interest will be paid on the collected balance). We generally receive credit for 11th Federal Reserve District items the day after deposit. Out of District, County items generally require an additional day for collection, and Out-of-District, County items may require 2 days following the day of deposit. There will be no limit on checks or deposits.

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#### (4) CASH MANAGEMENT AND REPORTING

You may use our *Cash Management* system for online access to account history, balances, transactions, images of checks, front and back, and statements for each of your accounts. The system is updated in real time to give you constant access to changes in your financial position. You will be able to originate ACH debits and credits, pay bills, send wire transfers, and perform other cash management functions. You will be able to place stop payments using the online system. We will provide up to six hours of on-site training in the use of the *Cash Management* system and unlimited telephone support during banking hours for its use. If you elect to use the direct payroll deposit module of our *Cash Management* system, we will provide personal bankers at your site one day per year to establish bank accounts at our bank for your employees to facilitate the direct deposit of their salary. However, there is no requirement for your employees to bank at West Texas National Bank. They may bank anywhere they choose, and still receive direct deposit of payroll and expense reimbursement.

# (5) POSITIVE PAY AND REMOTE DEPOSIT CAPTURE

West Texas National Bank has Positive Pay in its Cash Management system. Winkler County may elect to submit daily, a file of issued checks to our Cash Management system. We will compare checks presented for payment to the checks issued file, and show Winkler County the exceptions online. Winkler County may then make the pay or return decision regarding any checks presented but not shown on the checks issued file. We will work with you to get this set up so that it reduces the work now required for Winkler County to reconcile its accounts.

West Texas National Bank now offers Remote Deposit Capture. This service allows a customer to scan checks and transmit the images to the bank for posting and clearing. Customers will enjoy the convenience, the better deposit availability, and reduced transportation costs.

### (6) CHARGES FOR SERVICES

West Texas National Bank will furnish, at no cost, necessary coin wrappers, zipper bags, and one safe deposit box (5"x10", subject to availability). See Exhibit A of this Addendum for a list of services and associated fees.

If checks and deposit slips are ordered from other suppliers, we request that they contact us prior to printing, regarding proper spacing for magnetic encoding and proper colors for imaging.

### (7) OVERDRAFTS

Winkler County will maintain funds in each of its accounts sufficient to cover any and all checks or other debits drawn against a respective account. Funds in one account may not be used to cover withdrawals from another. Fees for Items presented against an account with insufficient funds will be waived. There will be no insufficient funds handling charges levied for drawing against uncollected funds.

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## (8) INTEREST BEARING TIME DEPOSIT ACCOUNTS

TIME DEPOSIT ACCOUNTS OF \$10,000.00 TO \$99,999.99 WITH A MATURITY OF 90 DAYS OR MORE

Deposits in this type of account must be in the form of a Certificate of Deposit. The interest rate on this type account will be fixed on the date the Certificate of Deposit is issued, and will be at the discount rate quoted in the Money Rate Section of the *Wall Street Journal* for the most recent auction of 26-week Treasury Bills LESS FIFTY BASIS POINTS (.50%). However, in no event, shall the interest rate on this term and amount of Certificate of Deposit be less than 0.10%. No Certificate of Deposit of this type will be issued for less than \$10,000.00 or for a term of less than 90 days.

TIME DEPOSITS OF \$100,000.00 OR MORE WITH A MATURITY OF 30 DAYS TO 179 DAYS

Deposits in this type of account must be in the form of a Certificate of Deposit. The interest rate on this type account will be fixed on the date the Certificate of Deposit is issued, and will be equal to the discount rate quoted in the Money Rate Section of the *Wall Street Journal* for the most recent auction of 26-week Treasury Bills. However, in no event, shall the interest rate on this term and amount of Certificate of Deposit be less than 0.15%. No Certificate of Deposit of this type will be issued for less than 30 days or more than 179 days.

TIME DEPOSITS OF \$100,000.00 OR MORE WITH A MATURITY IN EXCESS OF 179 DAYS

Deposits in this type of account must be in the form of a Certificate of Deposit. The interest rate on this type of account will be fixed on the date the Certificate of Deposit is issued, and will be equal to the discount rate quoted in the Money Rate Section of the Wall Street Journal for the most recent auction of 26-week Treasury Bills. However, in no event, shall the interest rate on this term and amount of Certificate of Deposit be less than 0.25%.

Interest on all time deposits will be computed on a 365/365 day basis, will not be compounded, and will be paid at maturity.

All certificates of deposit that have not matured upon expiration of this contract shall remain on deposit with West Texas National Bank under the same term in effect during this contract, until such time as the deposit matures.

# (9) DIRECT INVESTMENT OF FUNDS

Should you desire to invest funds by the direct purchase of U. S. Treasury Bills, Notes, Bonds, or other investments, you will need to arrange for the purchase of such securities directly from the institution of your choice. We do not offer assistance in such purchases other than wire transfers in accordance with your instructions. Delivery and safekeeping of any securities purchased directly by you will be your responsibility.

# (10) EXTENSIONS OF CREDIT

West Texas National Bank will consider applications for loans submitted by Winkler County from time to time during the term of this contract. Such loan applications will be subject to normal credit underwriting requirements of the Bank, and will be subject to approval by the Bank's Board of Directors or appropriate Loan Committee designated by the Board of Directors. Approval of any such loans will also be subject to compliance with all applicable statutes and regulations pertaining to loans to public entities. The interest rate for any such loans will be a variable rate equal to the Prime Rate as quoted in the latest available publication of the Wall Street Journal, adjusted daily. The maturity date of any such loans may not exceed the term of this contract.

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# (11) PLEDGE OF COLLATERAL TO SECURE DEPOSITS

All funds deposited by Winkler County with West Texas National Bank, in the capacity of your Depository, which are not insured by the Federal Deposit Insurance Corporation, will be secured by Letters of Credit issued by the Federal Home Loan Bank. Winkler County will direct West Texas National Bank in the appropriate amounts for the Letters of Credit.

All funds deposited by **WINKLER COUNTY** with West Texas National Bank, in the capacity of your Depository, which are not insured by the Federal Deposit Insurance Corporation, will be secured by pledge of collateral having the lower of a par value or an estimated market value equal to such uninsured deposits at all times. Any collateral permissible under Sections 2256.009 and 2257.002 of the Texas Government Code, including Letters of Credit issued by the Federal Home Loan Bank, shall be eligible as collateral under this contract, at the bank's option, and it is West Texas National Bank's intention to exercise that option. If Letters of Credit issued by the Federal Home Loan Bank are not acceptable as collateral under this contract, then **Winkler County** should not accept our bid. If securities were to be pledged as collateral, they would be held in safekeeping by a correspondent bank designated by West Texas National Bank.

West Texas National Bank uses a third party provider to independently value its securities portfolio monthly. If securities were to be pledged as collateral, West Texas National Bank would furnish, by the 15<sup>th</sup> day of each month, or upon five business days notice, a report listing securities pledged to secure the **Winkler County** deposits. Such report would list the name of each security, the type or description of each security, the maturity date of each security, the par value and the estimated market value of each security as of the prior month valuation date. If a Federal Home Loan Bank Letter of Credit is pledged as collateral, which is our intention, its value and expiration date will be as stated on the face of the Letter of Credit and no monthly report shall be necessary.

### (12) OTHER STIPULATIONS

West Texas National Bank will require Winkler County to furnish us with a written statement outlining specific authority and procedures for County Officials to invest in certificates of deposits, initiate wire transfers or direct purchase of securities, and any other approved activities not governed by demand deposit account signature cards The statement must detail those activities that may be authorized orally and by whom, and those activities that must be authorized in writing and by whom. The statement should also detail who is authorized to accept and/or release securities pledged to secure your deposits. Specimen signatures of those authorized to initiate such activities must be included in the written statement.

This proposal is made subject to the rules and regulations governing such deposits promulgated from time to time by the Federal Reserve Board, the Federal Deposit Insurance Corporation, or the Comptroller of the Currency of the United States. Should any of the terms of this agreement, or any Depository Agreement resulting hereunder, be or become, at an y time, in conflict with such rules shall be to comply with rules and regulations.

West Texas National Bank hopes our service will be satisfactory to you. We look forward to beginning this relationship, and appreciate the opportunity to submit this proposal to you. Should you have any questions concerning this proposal, please feel free to contact us.

Respectfully submitted,

Felicia D Jamison, Branch Manger

Approved and accepted this  $\frac{8}{8}$  day of  $\frac{8}{8}$ , 2015.

Winkler County

Bv:

Signature

Title

Attest:

Signature Fray 18, 2015

# Exhibit A

SERVICES DESCRIPTION	FEE CHARGED		
Account Maintenance	\$0.00 PerAccount		
Deposit Tickets	\$0.00 Per1		
Items Deposited	\$0.00 Per1		
Items Paid	\$0.00 Per 1		
Outgoing Wire Services	\$0.00 Per 1		
Stop Payment Requests	\$0.00 Per 1		
Coin Wrappers Furnished	\$0.00 Per 1		
Insufficient Funds Handling Charge	\$0.00 Per item		
Night Depository Bags	\$0.00 Per 1		
Cancelled Check Images,			
Front and Reverse Copies	\$0.00_ Per		
Safe Deposit Box	Varies By Size Per 1		
Cashier's Checks	\$0.00 Per1		
Traveler's Checks	\$0.00_Per100		
Positive Pay			
Lockbox	\$0.00 Per Month		
Lockbox	\$0.00 Per Month		
	\$0.00 Per1		
Remote Deposit Capture	\$0.00 PerMonth		
Sweeps and Zero Balance Accounts	\$0.00 Per <b>1</b>		

If checks and deposit slips are ordered from other suppliers, we request that they contact us prior to printing, regarding proper spacing for magnetic encoding and proper colors for imaging.



### WEST TEXAS NATIONAL BANK Condensed Statement of Condition as of Periods Ended December 31, 2014 and 2013

ASSETS (amounts are in thousands)	12/31/2014		12/31/2013	
Cash and Due From Banks Investment Securities Fed Funds Sold	\$	76,765 373,242	\$	166,606 282,138
Net Loans Premise and Equipment Other Assets		579,910 10,960 32,255		426,372 11,167 28,317
TOTAL ASSETS	\$	1,073,132	\$	914,600
LIABILITIES				
Demand Deposits Interest Deposits Certificates of Deposit	\$	472,566 385,085 107,967	\$	413,325 325,433 89,362
Total Deposits	\$	965,618	\$	828,120
Borrowed Funds Accrued Expenses and Other Liabilities		0 2,715		0 2,734
TOTAL LIABILITIES	\$	968,333	\$	830,854
SHAREHOLDERS' EQUITY	\$	104,799	\$	83,746
TOTAL LIABILITIES AND SHAREHOLDERS' EQUITY	\$	1,073,132	\$	914,600

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A motion was made by Commissioner Neal and seconded by Commissioner Thompson to approve purchase of office furniture from Texas Correctional Industries for County Judge's Office in an amount not to exceed \$4,500.00 from capital expenditure funds; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson

Noes: None

A motion was made by Commissioner Thompson and seconded by Commissioner Stevens to adjourn the meeting; which motion became an order of the Court upon the following vote:

Ayes:	Commissioners Stevens,	Wolf,	. Neal ar	nd Thompson

Noes: None

·· — · — — ·	MINUTES C	approved the	eday o	f,	. 20
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COUNTY CLERK