

## **JANUARY 14, 2013**

Be it remembered that on January 14, 2013, the Honorable Commissioners Court met in Regular Session with these members present, to-wit: Commissioners Dennis Wyatt, Precinct #1, Ricky West, Precinct #2, Charlie Morris, Precinct #3, Sheldon Parsons, Precinct #4, and Winona Humphreys, County and District Clerk. The meeting was called to order at 9:00 a.m. by Judge Lesa Arnold. The meeting opened with a prayer by Charlie Morris followed by the Pledge of Allegiance to the U.S. Flag and the Texas Flag.

Whereupon the following business was transacted and is now placed of record in the minutes of said Court:

### **CONSENT AGENDA ITEMS**

- Minutes of the December 14, 2012 meeting were reviewed.
- Terry Braly, County Sheriff presented the Sheriff's Department report. There were a total of 194 9-1-1 calls, and 223 other calls. There were 5 prisoners held a total of 94 days with an average stay of 18 days per inmate.
- Gayle Taylor, Justice of the Peace submitted her report to the Court. Total cases filed by Judge Taylor for December, 2012 was 35, and total revenue collected was \$11,092.41.
- Sherry Hill, Tax Assessor Collector presented the Tax Office report. Tax Collections for Dickens County were: current, \$115,706.55, delinquent, \$1,258.64. Tax Collections for Road and Bridge were: current, \$57,421.27, delinquent, \$737.51.
- Winona Humphreys, County and District Clerk, presented the Clerk's office report. Total revenue in the amount of \$4,744.87 for fines, fees and court costs was collected. In County Court, County Judge Lesa Arnold, presiding, one criminal case was filed: Possession of Marijuana. One case was heard: Assault with Bodily Injury, dismissed. There were no applications for probate filed, and no probate hearings were held. In the 110<sup>th</sup> Judicial District Court, Judge William P. Smith, presiding, there were no criminal cases filed, and no criminal cases were heard. One civil case was filed: Petition for Change of Name of Adult.
- Sandy Vickrey, County Treasurer presented the treasurer's report. The General Fund Account balance as of December 31, 2012 was \$277,132.29. The Road and Bridge Account balance as of December 31, 2012 was \$24,491.17.
- The commissioners gave a report on road conditions in their respective precincts.
- CEU's/Certificates for Sherry Hill, Tax Assessor Collector were presented
- County Treasurer to pay invoices for the Caprock Regional Public Defender.
- Approve Membership Renewal with Preservation Texas

### **CONSENT AGENDA ITEMS APPROVED**

On a motion by Dennis Wyatt, and a second by Charlie Morris, the Court voted unanimously to approve the Consent Agenda Items as presented.

### **LEASE AGREEMENT WITH LYNDA GILCREASE APPROVED**

Ricky West made the motion to approve the lease agreement with Lynda Gilcrease for the Community Supervision Office at a cost of \$3,300.00 annually. On a second by Sheldon Parsons, the motion was unanimous.

**RESOLUTION ADOPTING INVESTMENT POLICY APPROVED**

Sheldon Parsons made the motion to approve a resolution adopting the County Investment Policy. On a second by Dennis Wyatt, the motion was unanimous.

**BURN BAN ADOPTED**

On a motion by Ricky West, and a second by Charlie Morris, the Court voted unanimously to adopt an Order Restricting Outdoor Burning, for a period of 90 days , or until it is determined that the circumstances that required the order no longer exist.

**I.G.A. WITH GARZA AND DICKENS COUNTIES APPROVED**

Sheldon Parsons made the motion to approve an Inter Governmental Agreement between Garza County and Dickens County regarding the housing of Dickens County inmates in the Garza County Law Enforcement Center/Jail. On a second by Dennis Wyatt, the motion was unanimous.

**MUTUAL AID AGREEMENT WITH CITY OF SPUR APPROVED**

Ricky West made the motion to approve a mutual aid agreement between the Dickens County Sheriff's Office and the City of Spur Police Department. On a second by Charlie Morris, the motion was unanimous.

**JAIL CONTRACTS WITH KENT, MOTLEY AND KING COUNTIES APPROVED**

On a motion by Dennis Wyatt, and a second by Sheldon Parsons, the Court voted unanimously to approve jail contracts with Kent, Motley and King Counties.

**REVISIONS TO PERSONNEL POLICY APPROVED**

Terry Braly, County Sheriff met with the Court to discuss law enforcement work period and overtime computation and revocation of the current 207K policy. Charlie Morris made the motion to approve the revision. On a second by Dennis Wyatt, the motion was unanimous.

**RESOLUTION FOR THE INDIGENT DEFENSE FORMULA GRANT APPROVED**

Sheldon Parsons made the motion to approve the 2013 Dickens County Resolution for Indigent Defense Grant Program. On a second by Ricky West, the motion was unanimous.

**RESOLUTION ACCEPTING RESIGNATIONS FOR P.F.C. MEMBERS APPROVED**

Sheldon Parsons made the motion to approve the resolution accepting the resignations from Wayne Smith and Doc Edwards as Directors of the Dickens County Public Facility Corporation and appointing Dennis Wyatt and Charlie Morris as new directors. On a second by Ricky West, the motion was unanimous.

**OPTION TO UTILIZE T.P.S. WORKER'S COMPENSATION APPROVED**

Charlie Morris made the motion to exclusively utilize the Texas Political Subdivisions Workers' Compensation Alliance for treating injured workers. On a second by Ricky West, the motion was unanimous.

**REVISIONS TO COURT RULES OF PROCEDURES APPROVED**

The Court discussed revisions to the Commissioners Court Rules of Procedure, Conduct and Decorum. As there are two Senior members of the Commissioners Court, the court discussed changing the policy to read: "Senior members of the Commissioners Court will take turns serving as the Judge Pro-Tem of the Commissioners Court." Dennis Wyatt made the motion to approve the revision. On a second by Sheldon Parsons, the motion was unanimous.

**TXDOT OFF SYSTEM BRIDGE PROJECTS DISCUSSION AND ACTION**

The Court discussed the Texas Department of Transportation Off System Bridge projects for CR 222 Cottonwood Creek, CR 423 Dockum Creek, and CR 386 Wilson Draw bridges and consider for approval the following for each project:

- Letter of Request for Waiver of Local Match Fund – Ricky West made the motion, Charlie Morris seconded the motion. Motion was unanimous.
- Adopt Resolution to perform equivalent-match projects in return for waiver of the local match fund – Sheldon Parsons made the motion, Dennis Wyatt second the motion. Motion was unanimous.
- Advance funding agreement with TXDOT for bridge replacement or rehabilitation – Charlie Morris made the motion, Sheldon Parsons second the motion. Motion was unanimous.

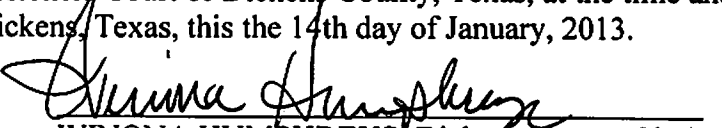
**BILLS APPROVED AND PAID**

Charlie Morris made the motion to approve and pay all bills as presented. On a second by Ricky West, the motion was unanimous.

Charlie Morris made the motion to adjourn at 12:55 p.m. On a second by Ricky West, the motion was unanimous.

STATE OF TEXAS           §  
COUNTY OF DICKENS   §

The above and foregoing is a true and complete transcription of my notes taken in my capacity as County Clerk of the Commissioners Court of Dickens County, Texas, at the time and place heretofore set forth. DATED at Dickens, Texas, this the 14th day of January, 2013.

  
WINONA HUMPHREYS, Dickens County Clerk

**COMMISSIONER'S COURT AFFIDAVIT**

In compliance with Section 114.026 of the Local Government Code, the Commissioner's Court of Dickens County on this date has compared and examined the Monthly Report of Sandy Vickrey, Dickens County Treasurer. Every account is reported as required by Section 114.026 of the Local Government Code and the Commissioners' inspection was made in accordance with Section 114.026 of the Local Government Code.

In this regular session of Commissioner's Court of Dickens County, the requirements of Section 114.026, Subsection C of the Local Government Code has been met and \$7,087,529.45 remains in custody of Sandy Vickrey, Dickens County Treasurer.

Approved in open Court, this the 14th day of January, 2013.

/s/ Lesa Arnold, County Judge, Dickens

/s/ Wayne Smith, Com. Pct. 1

/s/ Ricky West, Com. Pct 2

/s/ Doc Edwards, Com. Pct. 3

/s/ Sheldon Parsons, Com. Pct. 4

ATTEST: Winona Humphreys, County Clerk