

**JUNE 10, 2013**

Be it remembered that on June 10, 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 County Commissioner 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 May 13, May 20 and June 6, 2013 meetings were reviewed.
- Terry Braly, County Sheriff presented the Sheriff's Department report. There were a total of 330 9-1-1 calls, and 416 other calls. There were 9 prisoners held a total of 138 days with an average stay of 15.3 days per inmate.
- Gayle Taylor, Justice of the Peace submitted her report to the Court. Total cases filed by Judge Taylor for May, 2013 was 30, and total revenue collected was \$4,476.01.
- Sherry Hill, Tax Assessor Collector presented the Tax Office report. Tax Collections for Dickens County were: current, \$7,091.47, delinquent, \$2,210.68. Tax Collections for Road and Bridge were: current, \$3,516.15, delinquent, \$1,350.64.
- Winona Humphreys, County and District Clerk, presented the Clerk's office report. Total revenue in the amount of \$3,892.62 for fines, fees and court costs was collected. In County Court, County Judge Lesa Arnold, presiding, two criminal cases were filed, 2 Possession of Marijuana, and 1 Terroristic Threat. There were no criminal cases heard. One application for probate was filed, and no probate hearing was held. In the 110<sup>th</sup> Judicial District Court, Judge William P. Smith, presiding, there were no criminal cases filed. Six criminal cases were heard: 1 Failure to Register as a Sex Offender, 6 years probation, 1 Burglary of a Building, 4 years probation, 3 Forgery a/Check, 2 dismissed, and one 5 years probation, and 1 Probation Revocation/Driving While Intoxicated, 5 years Texas Department Criminal Justice. One civil case was heard, a divorce final decree. Two civil cases were filed, one suit for damages and one divorce.
- Sandy Vickrey, County Treasurer submitted the treasurer's report. The General Fund Account balance as of May 31, 2013 was \$140,653.05. The Road and Bridge Account balance as of May 31, 2013 was \$5,000.88.
- The commissioners gave a report on road conditions in their respective precincts.
- Approve the purchase of truck tires for Precinct 2 that exceeds the spending policy of \$1,000.00.
- CEU's/Certificates for County Commissioners Precincts 2, 3 and 4.
- County Treasurer authorized to pay invoices for Caprock Regional Public Defender Office
- Approve Audit Engagement letter for year-end September 30, 2013 by Bolinger, Segars, Gilbert & Moss.

**CONSENT AGENDA ITEMS APPROVED**

On a motion by Ricky West, and a second by Sheldon Parsons, the Court voted unanimously to approve the Consent Agenda Items as presented.

**C.H.A.M.P. GRANT SUBMISSION APPROVED**

Aaron Adamson, Wildlife Service Technician, met with the court to discuss the 2013 County Hog Abatement Matching Program grant. Charlie Morris made the motion to apply for the grant. On a second by Sheldon Parsons, the motion was unanimous.

The Court reviewed the Wake Wind Energy abatement as submitted by Bristi Cure, as requested by the Commissioner's Court.

**I.G.A. WITH CITY OF SPUR DISCUSSED**

Terry Braly, Dickens County Sheriff met with the Court to discuss forming an Interlocal Governmental Agreement with the City of Spur for temporary law enforcement. Ricky West made the motion to approve the I.G.A., and to authorize County Judge, Lesa Arnold to sign on behalf of the County. On a second by Dennis, the motion was unanimous.

**CONSTRUCTION AGREEMENT WITH WETT APPROVED**

Sheldon Parsons made the motion to approve the Construction Entrance Agreement with Wind Energy Texas (WETT), Isolux. On a second by Dennis Wyatt, the motion was unanimous.

**COURT AWARDS CONSTRUCTION CONTRACT AND APPROVES LIST FOR THE TDHCA HOME PROGRAM**

Elena Quintanilla with South Plains Association of Governments met with the Court to discuss the TDHCA HOME Program. Dennis Wyatt made the motion to approve awarding of the construction contract for the TDHCA HOME Program to S & T Custom Homes, Sanger, Texas. On a second by Charlie Morris, the motion was unanimous. Ricky West made the motion to approve the Home Owner list for the TDHCA HOME Program. On a second by Sheldon Parsons, the motion was unanimous.

**BID FOR IN-TRUST PROPERTIES APPROVED**

Charlie Morris made the motion to approve the bid from Arlin B. Collins on Lots 5-6 Block, Gabriel Addition. On a second by Sheldon Parsons, the motion was unanimous. Charlie Morris made the motion to approve the bid from Sam Little on Lots 5-6, Block McAdoo, contingent on Sam initialing that all mineral interest will be retained by Dickens Co. in Trust. On a second by Ricky West, the motion was unanimous.

**EXECUTIVE SESSION**

At 10:30 a.m., the Court convened in Executive Session, in compliance with section 551.074 of the Texas Government Code, public office or employee: Chapter 551.074(1) –

Personnel Matters – Conduct Interviews for Dickens County Justice of the Peace. No action was taken.

At 12:07 p.m., the Court convened in Open Session.

**KATHY HUGHES APPOINTED AS JUSTICE OF THE PEACE**

Charlie Morris made the motion to appoint Kathy Hughes to fulfill the unexpired term of Judge Gayle Taylor, as of June 30, 2013. On a second by Ricky West, the motion was unanimous.

**COURT APPROVES HAVING AUDIT OF J.P. OFFICE**

Sheldon Parsons made the motion to have an audit performed by, Bolinger, Segars, Gilbert & Moss before the newly appointed Justice of the Peace takes office on July 1, 2013. On a second by Charlie Morris, the motion was unanimous.

The Court recessed for lunch at 12:16 p.m., and reconvened at 1:22 p.m.

**BIDS FOR FUEL OPENED – BIDS AWARDED**

The Court opened sealed bids for fuel. WTG Fuels, Inc. quoted per gallon, cost plus 0.4500 cents for Propane, cost plus 0.1500 for gasoline and, cost plus 0.1500 for diesel. Spur Farmer's Co-op Gin quoted per gallon, cost plus .20 for gasoline, cost plus .30 for diesel. Crosby County Fuel Association quoted per gallon, cost plus .484 for gasoline, cost plus .4422 for on road diesel, cost plus .24 for off road diesel, and propane cost will be .35 below posted price on day of delivery. Sheldon Parsons made the motion to accept all bids. On a second by Charlie Morris, the motion was unanimous.

**ANNEX FLOOR PLAN APPROVED**

Charlie Morris made the motion to approve the Annex floor plan as presented. On a second by Ricky West, the motion was unanimous.

**DISCUSSION OF EMERGENCY GRANT FROM T. H. COMMISSION**

The Court discussed documents from the Texas Historical Commission to proceed with the Emergency Grant to stabilize the West façade of the Courthouse, which included the source of funds and verification, funding agreement with T.H.C., grant of easement and resolution in support to execute restoration of the Dickens County Courthouse. No action was taken.

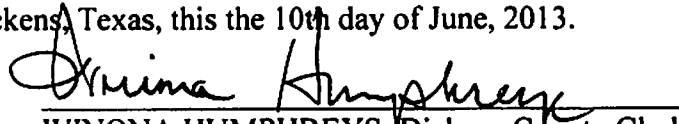
**BILLS APPROVED AND PAID**

On a motion by Dennis Wyatt, and a second by Sheldon Parsons, the Court voted unanimously to approve all bills as presented.

Dennis Wyatt made the motion to adjourn at 2:42 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 10th day of June, 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 \$7,051,300.07 remains in custody of Sandy Vickrey, Dickens County Treasurer.

Approved in open Court, this the 10th day of June, 2013.

/s/ Dennis Wyatt, Com. Pct. 1

/s/ Charlie Morris, Com. Pct. 3

ATTEST: Winona Humphreys, County Clerk

/s/ Lesa Arnold, County Judge, Dickens

/s/ Ricky West, Com. Pct 2

/s/ Sheldon Parsons, Com. Pct. 4