

STATE OF TEXAS)(
COUNTY OF DONLEY)(

BE IT REMEMBERED THE
HONORABLE COMMISSIONERS' COURT met in REGULAR SESSION open to the public
this 9TH day of MARCH, 2015, at 9:00 A.M. DST. in the Commissioners' Courtroom of the
Courthouse. County Judge JOHN HOWARD, presiding, calling this session of Court to
order with:

Commissioner Pct. #1 MARK WHITE
Commissioner Pct. #2 DANIEL FORD
Commissioner Pct. #3 ANDY WHEATLY
Commissioner Pct. #4 DAN SAWYER

La VERNE PINION, DEPUTY County/District Clerk and Ex-Officio DEPUTY Clerk of the
Commissioners' Court. WANDA SMITH, County Treasurer.

THE FOLLOWING BUSINESS WAS TRANSACTED:

- 1. INVOCATION: DON STONE
2. PLEDGE OF ALLEGIANCE:
3. CALL TO ORDER:
4. DETERMINE IF QUORUM:
Duly noted that the above 5 members were present.
5. ACCEPT OR REJECT ANY SUPPLEMENTS TO THIS AGENDA:
NONE
6. APPROVAL AND/OR CORRECTION OF MINUTES OF PREVIOUS SESSION:
Motion by ANDY WHEATLY and seconded by MARK WHITE to approve minutes of
February 12, 2015 regular session and to correct Item #11 of that session to read
as: Motion by ANDY WHEATLY and seconded by DAN SAWYER to give JUDGE
authority to accept proposal from Cyber Medics for upgrading security systems in
county buildings with motion sensors and to be paid from funds from the courthouse
security funds. ALL VOTED FOR; NONE AGAINST.

THE SUBJECTS TO BE DISCUSSED, CONSIDERED, OR UPON WHICH ANY
FORMAL ACTION MAY BE TAKEN ARE AS FOLLOWS:

- 7. AUDIT AND PAY BILLS FOR THE MONTH OF FEBRUARY 2015 AND COUNTY
TREASURER'S REPORT:
Motion by DANIEL FORD and seconded by ANDY WHEATLY to order all bills paid
that have been audited and approved in open court for the month of February,
except the bill for Alpha Lock of Amarillo for \$60.25 was not approved by the court
and approve County Treasurer's financial report. ALL VOTED FOR; NONE
AGAINST.
8. OFFICE REPORTS:
Motion by MARK WHITE and seconded by DAN SAWYER to approve office reports
for the month of February submitted by the CEA, County/District Clerk, County
Judge, Fire Department, JP 1&2, JP 3&4, Sheriff's Office, Tax Assessor (Jan/Feb),
and the County Treasurer. ALL VOTED FOR; NONE AGAINST.

9. VISITORS:

1. Eduardo Campos, Jade Scheele, Clint Cook-Cielo Wind Power - appeared
2. Judy Burlin - no show
3. Judge Denise Bertrand JP 3&4 - appeared
4. Tracy Lambert - Foster & Lambert, LLC - appeared
5. Leonard Haynes - County Extension Agent
Motion by **ANDY WHEATLY** and seconded by **DAN SAWYER** to allow Leonard Haynes to speak to the Commissioner's Court. ALL VOTED FOR; NONE AGAINST.

10. OTHER BUSINESS

1. CONSIDER PURCHASING PROBATE ENVELOPES FOR FAY VARGAS' OFFICE AND SPEND FUNDS FROM THE RECORDS MANAGEMENT ACCOUNT.
Motion by **ANDY WHEATLY** and seconded by **DAN SAWYER** to approve purchasing envelopes for Fay Vargas' office and spend funds from the records management account. ALL VOTED FOR; NONE AGAINST.
2. CONSIDER LIGHTING PROPOSAL FROM COURTHOUSE CHRISTMAS LIGHTING COMMITTEE.
No Action. (Will present map to Commissioner's Court)
3. CONSIDER PURCHASE OF NEW COPIER FOR JP 3&4 DENISE BERTRAND'S OFFICE.
Motion by **DANIEL FORD** and seconded by **MARK WHITE** to approve purchasing a multi-task copier for JP 3&4 Denise Bertrand office with funds from tech fund. ALL VOTED FOR; NONE AGAINST.
4. CONSIDER CHANGING CREDIT CARD COLLECTION SOFTWARE FROM OFFICIAL PAYMENTS TO GOVERNMENT PORTAL (HILL COUNTRY).
Motion by **DAN SAWYER** and seconded by **MARK WHITE** to allow changing Credit card collection software from Official Payments to Government Portal (Hill Country). ALL VOTED FOR; NONE AGAINST.
5. CONSIDER GRANTING PERMISSION FOR THE WIND, WATER AND WILDLIFE FESTIVAL TO BE HELD ON THE COURTHOUSE LAWN, APRIL 20-22, 2015.
NO ACTION TAKEN.
6. CONSIDER JUDGE HOWARD ATTENDING THE TEXAS PROBATE ACADEMY IN LUBBOCK, MAY 20-22, 2015. TO BE REIMBURSED TO THE COUNTY BY THE TEXAS COURT OF CRIMINAL APPEALS.
Motion by **MARK WHITE** and seconded by **DANIEL FORD** to allow Judge Howard to attend the Texas Probate Academy in Lubbock, May 20-22, 2015 to be reimbursed to the county by the Texas Court of Criminal Appeals. ALL VOTED FOR; NONE AGAINST.
7. CONSIDER AUDIT REPORT FOR PREVIOUS FISCAL YEAR. TRACY LAMBERT, FOSTER & LAMBERT, LLC.
Motion by **ANDY WHEATLY** and seconded by **DANIEL FORD** to approve the Financial Statements and Independent Auditor's Report for the year ended September 30, 2014. ALL VOTED FOR; NONE AGAINST.
8. CONSIDER THE E-VERIFY CONTRACT AMENDMENT FROM THE TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES AND AUTHORIZING JUDGE HOWARD TO SIGN.
Motion by **ANDY WHEATLY** and seconded by **DANIEL FORD** to accept the E-Verify contract amendment from the Texas Department of Family and Protective Services and to authorize Judge Howard to sign. ALL VOTED FOR; NONE AGAINST.

9. CONSIDER SALE OF OLD APPRAISAL DISTRICT OFFICE ON SULLY STREET.

Motion by DANIEL FORD and seconded by ANDY WHEATLY to advertise the Old Appraisal District office on Sully Street in the Clarendon Enterprise for 2 weeks on March 26, 2015 and April 2, 2015. SEALED BIDS MUST BE DELIVERED TO COUNTY JUDGE'S OFFICE NO LATER THAN NOON ON April 10, 2015. The county reserves the right to object to any and all bids. The Court will open the bids on April 13, 2015 at 1:30pm. ALL VOTED FOR; NONE AGAINST.

10. CONSIDER AUTHORIZING EXEMPT VEHICLE TAGS FOR UNMARKED SHERIFF'S TRUCK. OCCUPATIONS CODE 721.005

Motion by ANDY WHEATLY and seconded by MARK WHITE to authorize Exempt vehicle tags for unmarked Sheriff's truck. Occupations Code 721.005. ALL VOTED FOR; NONE AGAINST.

11. CONSIDER AGREEMENT WITH CIELO WIND POWER REGARDING PERMITTING OF UNDERGROUND COLLECTIONS AND DRIVEWAYS ON COUNTY ROADS ADJACENT TO SALT FORK WIND FARM CONSTRUCTION. EDUARDO CAMPOS & JADE STEELE.

Motion by MARK WHITE and seconded by ANDY WHEATLY to sign the letter presented in Commissioner's Court that does not require submittal of a permit for the installation of access to county roadways associated with the Salt Fork Wind, LLC project. ALL VOTED FOR; NONE AGAINST.

12. DISCUSSION AND POSSIBLE ACTION ON AMENDMENT & RESTATED TAX ABATEMENT AGREEMENT BETWEEN DONLEY COUNTY AND CIELO LAND & CATTLE, LP, CHAPTER 312 OF THE TEXAS TAX CODE.

Motion by DAN SAWYER and seconded by DANIEL FORD to approve the amendment and restated tax abatement agreement between Donley County and Cielo Land & Cattle LP, Chapter 312 of the Texas Tax Code. ALL VOTED FOR; NONE AGAINST.

13. LETTER TO THE COURT.
NONE

11. ADJOURN, SUBJECT TO CALL.

Motion by MARK WHITE and seconded by ANDY WHEATLY to adjourn this session of court. ALL VOTED FOR; NONE AGAINST.

STATE OF TEXAS)(

COUNTY OF DONLEY)(

I, Fay Vargas, Donley County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioner's Court authorized proceedings for March 9, 2015.

FAY VARGAS, COUNTY CLERK

BY DEPUTY _____