

**THE COMMISSIONERS' COURT OF ARCHER COUNTY, TEXAS**

met in Regular Session on Monday, January 9, 2023 at 10:00 A.M.

**Those present:**

Randall C. Jackson  
Wade Scarbrough  
Darin Wolf  
Pat Martin, III  
Todd Herring  
Karren Winter

County Judge  
Commissioner Prec. 1  
Commissioner Prec. 2  
Commissioner Prec. 3  
Commissioner Prec. 4  
County Clerk

Jack Curd  
Patricia Vieth  
Joe Aulds  
Conner Deen  
Robby Shawver  
Dawn Vieth

Sheriff  
Treasurer  
Justice of the Peace Prec. 1  
County Attorney Extern  
Justice of the Peace Prec. 3  
Tax Assessor/Collector

Nathan Lawson with Archer County News  
Susie Wallace citizen

**CALL TO ORDER**

Greeting, Roll Call and Determination of Quorum  
Pledge of Allegiance to the United States and Texas Flags  
Registration of Attendees by the County Clerk

**The meeting was called to order by Randy Jackson, and a quorum was noted.**

**B. Approve Final Agenda:**

**Item # 3 was removed from the agenda.**

**ORDER TO APPROVE FINAL AGENDA**

The motion was made by Darin Wolf and seconded by Wade Scarbrough to approve the Final Agenda. Voting yes 1-2-3-4-Judge

**C. PUBLIC COMMENTS, MISCELLANEOUS REPORTS, DISCUSSIONS OR PRESENTATIONS AGENDA:**

**Patricia Vieth thanked the Commissioners for supporting the Archer County Junior Livestock Show and the young people involved.**

**Dawn Vieth reported that the Tax Office drive-thru window and drawer needed to be replaced.**

**D. ACTION AGENDA:**

1. Approve departmental reports.

**ORDER TO APPROVE REPORTS**

The motion was made by Todd Herring and seconded by Pat Martin, III to approve departmental reports: **Treasurer**. Voting yes 1-2-3-4-Judge

2. Approve vouchers for payment.

**ORDER TO APPROVE VOUCHERS**

The motion was made by Todd Herring and seconded by Darin Wolf to approve vouchers for payment. Voting yes 1-2-3-4-Judge

3. Approve line-item transfers. **Removed.**

4. Approve Education Certificates.

**ORDER TO APPROVE CERTIFICATES**

The motion was made by Pat Martin, III and seconded by Wade Scarbrough to approve Education Certificates. Voting yes 1-2-3-4-Judge  
**Karen Aulds            Acknowledgment of Paternity**

5. Approve Publisher's Certificates.

#### **ORDER TO APPROVE CERTIFICATES**

The motion was made by Todd Herring and seconded by Pat Martin, III to approve Publisher's Certificates. Voting yes 1-2-3-4-Judge

6. Approve Minutes from previous month – December, 2022.

#### **ORDER TO APPROVE MINUTES**

The motion was made by Darin Wolf and seconded by Pat Martin, III to approve the minutes from December, 2022. Voting yes 1-2-3-4-Judge

7. Acknowledge Attorney General's response to Commissary Fund questions.

#### **ORDER ACCEPTING RESPONSE**

The motion was made by Pat Martin, III and seconded by Todd Herring to accept the Attorney General's response to Commissary Fund questions. Voting yes 1-2-3-4-Judge

8. Discuss Law Card for Conner Deen, County Attorney Extern. **Conner Deen discussed the rules he is bound to by the Texas Bar Association. No action taken.**

9. Open Bids for the sale of Tires & Rims.

#### **Open Bids**

Holliday Auto Supply

Steven McDonald

\$501.00 for set of eight 11R22.5 Wheels and Tires

10. Award Bid for Tires & Rims.

#### **ORDER TO ACCEPT BID**

The motion was made by Todd Herring and seconded by Wade Scarbrough to accept the bid of Holliday Auto Supply in the amount of \$501.00 for eight 11R22.5 Wheels and rims. Voting yes 1-2-3-4-Judge

11. Open Bids for sale of 2005 Freightliner Truck.

Open Bids

GovDeals.com

\$22,000.00

12. Award Bid for 2005 Freightliner Truck.

#### **ORDER TO REJECT BID**

The motion was made by Wade Scarbrough and seconded by Darin Wolf to reject the bid from GovDeals.gov for 2005 Freightliner Truck. The reserve bid was not met. Voting yes 1-2-3-4-Judge

13. Open Bids for sale of 2006 CPS Dump Trailer.

Open Bids

GovDeals.com

\$13,600.00

14. Award Bid for 2006 CPS Dump Trailer.

#### **ORDER TO REJECT BID**

The motion was made by Wade Scarbrough and seconded by Pat Martin, III to reject the bid from GovDeals.com for a 2006 CPS Dump Trailer. The reserve bid was not met. Voting yes 1-2-3-4-Judge

15. Consider and/or take action to declare Guardrail Material as Surplus. (Pct 1)  
**Wade Scarbrough discussed declaring guardrail material surplus.**

#### **ORDER TO DECLARE MATERIAL SURPLUS**

The motion was made by Wade Scarbrough and seconded by Todd Herring to declare guardrail material as surplus. Voting yes 1-2-3-4-Judge

16. Consider and/or take action to solicit bids for the Sale of Guardrail Material. (Pct 1)

#### **ORDER TO ADVERTISE FOR BIDS**

The motion was made by Wade Scarbrough and seconded by Pat Martin, III to advertise for bids for surplus guardrail materials on Monday, January 23, 2023 at 10:00 a.m. Voting yes 1-2-3-4-Judge

17. Consider and/or take action on use of ARP Funds. **Darin Wolf discussed giving the Precincts \$200,000.00 of the remaining APR funds, leaving \$30,000.00 for future use. Pat Martin, III discussed leaving more than \$30,000.00 in the ARP fund and giving the precincts less.**

#### **ORDER TO DISBURSE FUNDS**

The motion was made by Darin Wolf and seconded by Todd Herring to disburse \$180,000.00 of the ARP Funds to each Commissioner Precinct leaving \$109,870.00 in the ARP fund. Voting yes 1-2-3-4-Judge

**Commissioners' Court convened into Executive Session before items #18 or #19 were discussed.**

18. Discuss and/or take action on Constable Precinct 2 Appeal. **No action taken.**

19. Discuss and/or take action on Justice of the Peace Precinct 4 office.

**After returning from Executive Session, Randy Jackson reported that Wayne Lindemann, Justice of the Peace, Precinct 4, had retired on January 3, 2023.**

#### **ORDER TO ADD NAMES TO SIGNATURE CARD**

The motion was made by Randy Jackson and seconded by Wade Scarbrough to add Patricia Vieth and Paul O. Wylie, Jr. to Justice of the Peace, Precinct 4 signature card with Pilgrim Bank and to make them account administrators. Voting yes 1-2-3-4-Judge

#### **ORDER TO NOTIFY LAW ENFORCEMENT AGENCIES**

The motion was made by Darin Wolf and seconded by Pat Martin, III to notify all Law Enforcement Agencies that the Justice of the Peace, Precinct 4 office is vacant at this time, and to temporarily assign all tickets and other duties to Precinct 1, 2, and 3 Justice of the Peace. Voting yes 1-2-3-4-Judge

#### **ORDER TO AUTHORIZE DUTIES**

The motion was made by Wade Scarbrough and seconded by Pat Martin, III to authorize Randy Jackson to proceed with any outstanding court from Justice of the Peace, Precinct 4 office prior to January 3, 2023. Voting yes 1-2-3-4-Judge

20. Adjourn into Executive Session.

#### **ORDER TO CONVENE INTO EXECUTIVE**

The motion was made by Randy Jackson and seconded by Pat Martin, III to convene into Executive Session per Texas Government Code 551.071(2). Voting yes 1-2-3-4-Judge

Court convened into Executive at 10:19 am

Court adjourned from Executive Session at 10:43 a.m.

**ORDER TO ADJOURN FROM EXECUTIVE SESSION**

The motion was made by Darin Wolf and seconded by Pat Martin, III to adjourn from Executive Session. Voting yes 1-2-3-4-Judge

**ORDER TO CONVENE INTO EXECUTIVE SESSION**

The motion was made by Pat Martin, III and seconded by Darin Wolf to convene into Executive Session per Texas Government Code 551.071(2). Voting yes 1-2-3-4-Judge

Court convened into Executive at 10:44 am

Court adjourned from Executive Session at 11:25 a.m.

**ORDER TO ADJOURN FROM EXECUTIVE SESSION**

The motion was made by Wade Scarbrough and seconded by Darin Wolf to adjourn from Executive Session. Voting yes 1-2-3-4-Judge

**Having no further business to consider, the Court adjourned at 11:35 a.m.**

**I, Karren Winter, County Clerk of Archer County, and Ex-Officio Clerk of the Commissioners Court, Archer County, Texas do hereby certify that the foregoing Commissioners Court Minutes are a true and correct record of the proceedings.**

**ATTEST:** *Karren Winter*

**Karren Winter, Archer County Clerk**