

THE COMMISSIONERS' COURT OF ARCHER COUNTY, TEXAS

met in Regular Session on Tuesday, November 12, 2019 at 10:00 a.m.

Those present:

Randall C. Jackson	County Judge
Richard Shelley	Commissioner Prec. 1
Darin Wolf	Commissioner Prec. 2
Pat Martin, III	Commissioner Prec. 3
Darryl Lightfoot	Commissioner Prec. 4
Karren Winter	County Clerk

Shane Wright	EMC
Paul O. Wylie, Jr.	Auditor
Patricia Vieth	Treasurer
Staci Beesinger	Sheriff
Nita Lewis	Court Coordinator

Citizens in Attendance:

John Pennazo
Wade Scarbrough
Mike Yandell
Gordon W. McCain, II with First National Bank

A. 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 Court Clerk

The meeting was called to order by Randall C. Jackson, and a quorum was noted.

B. Approve Final Agenda.

Item #3 was struck from the Action Agenda due to no action being required.

ORDER TO APPROVE FINAL AGENDA

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

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

Public Comments: **No comments received by the Court.**

D. ACTION AGENDA:

1. Approve departmental reports.

ORDER APPROVING REPORTS

The motion was made by Pat Martin, III and seconded by Darryl Lightfoot to approve departmental reports: Treasurer; Indigent Health; County Agents. Voting yes 1-2-3-4-Judge

2. Approve vouchers for payment.

ORDER APPROVING VOUCHERS

The motion was made by Pat Martin, III and seconded by Darryl Lightfoot 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 Darin Wolf and seconded by Darryl Lightfoot to approve education certificate: **Karren Winter; Karen Aulds; Dawn Vieth; Samantha Baumer; Patricia Vieth; Whitney Schreiber; Randall C. Jackson; Darin Wolf; Pat Martin, III; Shane Wright; Nita Lewis.** Voting yes 1-2-3-4-Judge

5. Approve Publisher's Certificates.

ORDER TO APPROVE CERTIFICATES

The motion was made by Darryl Lightfoot and seconded by Darin Wolf to approve publisher's certificates. Voting yes 1-2-3-4-Judge

6. Approve Minutes from previous month –October, 2019.

ORDER TO APPROVE MINUTES

The motion was made by Pat Martin, III and seconded by Darin Wolf to approve October 2019 minutes. Voting yes 1-2-3-4-Judge

7. Consider and/or take action on Long Distance Carrier. **Randall C. Jackson discussed contract with NTS.**

ORDER TO APPROVE LONG DISTANCE CARRIER

The motion was made by Randall C. Jackson and seconded by Richard Shelley to approve Brazos Communications for long distance carrier for all phones currently with NTS. Voting yes 1-2-3-4-Judge

The following long-distance plan will change:

- Auditor
- County Attorney
- Elevator
- County Clerk
- District Clerk
- District Judge
- Emergency
- Extension Office
- JP 1
- County Judge
- Probation
- Sheriff Office
- Tax Assessor
- Tax Collector
- Tax Office
- Treasurer
- Election Administrator
- Emergency Management
- Indigent Healthcare
- Veterans Affairs Office

8. Open Sealed Bid proposals for the Financing of a 2018 John Deere Backhoe. (Pct.1)

OPEN BIDS

American National Leasing

3-year 3.85% interest rate

5-year 3.85% interest rate

First National Bank of Wichita Falls

5-year 3.5% interest rate

First State Bank of Archer City

5-year 3.5% interest rate

9. Consider and/or approve Bid for the Financing of a 2018 John Deere Backhoe.

ORDER APPROVING BID

The motion was made by Richard Shelley and seconded by Randall C. Jackson to approve the bid of First State Bank of Archer City in the amount of 3.5% interest for 5-years for financing a 2018 John Deere Backhoe for Precinct 1. Voting yes 1-2-4-Judge; Abstain 3

10. Consider and/or approve declaring the following items as Surplus/Salvage. (Pct. 2) Miller Blue Star Welder; BMCO drag type packer.

ORDER DECLARING ITEMS SALVAGE

The motion was made by Darin Wolf and seconded by Richard Shelley to declare the following items as surplus/salvage for Precinct 2: Miller Blue Star Welder and BMCO drag type packer. Voting yes 1-2-3-4-Judge

11. Consider and/or approve the Purchase of a Packer/Roller (for Countywide use) from the Buy Board. **Darin Wolf discussed purchasing a packer/roller to be used Countywide.**

ORDER TO APPROVE PURCHASE

The motion was made by Pat Martin, III and seconded by Darin Wolf to approve the purchase of a John Deere 2018 BOMAG BW211 D-5 Packer/Roller in the amount of \$76,763.00 from Yellowhouse Machinery Co. The bid was received from the Buy Board. The packer/roller will be used Countywide. Voting yes 1-2-3-4-Judge

12. Consider and/or approve financing for Packer/Roller.

ORDER TO APPROVE PURCHASE

The motion was made by Darin Wolf and seconded by Pat Martin, III to use Precinct 5 funds in the amount of \$76,863.00 for the purchase of a John Deere 2018 BOMAG BW211 D-5 Packer/Roller. Voting yes 1-2-3-4-Judge

13. Discuss and/or take action on Investments of County Funds. (Tabled item #9 from Oct 28, 2019 Agenda) **Paul O. Wylie, Jr. discussed investing one million dollars of the County's reserve money.**

American National Bank

ICS Deposit Placement Agreement 1.876%

First State Bank of Archer City

6 months CD rate 1.85%
12 months CD rate 1.95%
18 months CD rate 2.05%
24 months CD rate 2.10%

Windthorst Federal Credit Union

6 months CD Share rate 1.204%
6 months CD Jumbo Share rate 1.30%
12 months CD Jumbo Share rate 1.75%
12 months CD Super Jumbo Share rate 1.85%
2-year CD Share 1.95%
3-year CD Share 2.15%

ORDER TO INVEST COUNTY FUNDS

The motion was made by Darryl Lightfoot and seconded by Darin Wolf to invest \$500,000.00 in American National Bank's ICS Deposit Placement Agreement and \$500,000.00 with First State Bank of Archer City. Four CD's will be opened at First State Bank in Archer City each with \$125,000.00; 6 months CD rate 1.85%, 12-month

CD rate 1.95%, 18 months CD rate 2.05% and 24-months CD rate 2.10%. Voting yes 1-2-4-Judge; Abstain 3

14. Discuss and/or take action on Medicare Supplement for Retirees. Patricia Vieth discussed Medicare Supplement for the Silver Plan for County employee's policy proposal with TAC. Randall C. Jackson discussed requesting independent companies to give a proposal. No action taken.

15. Discuss and/or take action on HB 1494 (effective 9-1-19) relating to Surety Bonds for deputy clerks and other employees of County & District Clerks. Patricia Vieth discussed HB 1494 that requires the County Clerk and District Clerk to bond their employees with a bond that matches the Clerk's bond amount.

The annual premiums for the \$50,000 Public Employee Blanket Bond Archer County Clerk's office are as follows:

Insuring Agreement #1: Honesty Blanket Bond Coverage \$221

Insuring Agreement #2: Honesty Blanket Position Bond Coverage \$265

Insuring Agreement #3: Faithful Performance Blanket Position Bond Coverage \$276

Insuring Agreement #4: Faithful Performance Blanket Position Bond Coverage \$331

The annual premiums for the \$100,000 Public Employee Blanket Bond for Archer County District Clerk's office are as follows:

Insuring Agreement #1: Honesty Blanket Bond Coverage \$308

Insuring Agreement #2: Honesty Blanket Position Bond Coverage \$369

Insuring Agreement #3: Faithful Performance Blanket Position Bond Coverage \$385

Insuring Agreement #4: Faithful Performance Blanket Position Bond Coverage \$461

ORDER TO APPROVE BONDS

The motion was made by Randall C. Jackson and seconded by Pat Martin, III to approve surety bonds Agreement #4 for County Clerk and District Clerk deputies with RLI Insurance Company. Voting yes 1-2-3-4-Judge

16. Discuss and/or take action on the Service Contract for the Elevator. (Expires 2-15-2020) Patricia Vieth discussed service contract for the elevator.

Otis Elevator (current contract)
\$309.00 monthly
\$3,700.00 per year

Aspen Elevator, Inc.
\$225.00 monthly
\$2,700.00 per year

ORDER TO APPROVE CONTRACT

The motion was made by Richard Shelley and seconded by Pat Martin, III to approve contract with Aspen Elevator, Inc. for the Courthouse elevator contract for 3 years contingent on David Levy reviewing the contracts. Voting yes 1-2-3-4-Judge

17. Discuss and/or take action on December Fireworks Period (Dec. 20 -Midnight Jan. 1)

ORDER TO RESTRICT FIREWORKS

The motion was made by Darryl Lightfoot and seconded by Darin Wolf to restrict the use of fireworks with sticks and fins for the period of December 20, 2019 to January 1, 2020. Voting yes 1-2-3-4-Judge

18. Consider and/or approve the sale of *Trust Property in Archer City*.
(Lots 7 & 8 in Block 1 of the Hillside Addition – City of Archer City)

ORDER ACCEPTING BID

The motion was made by Richard Shelley and seconded by Darryl Lightfoot to accept the bid of Efrain Torres and Bianca Torres in the amount of \$4,000.00 for sale of trust property Lots 7 & 8, Block 1 of the Hillside Addition of the Original Town of Archer City. Voting yes 1-2-3-4-Judge

19. Consider and/or take action on Burn Ban.

ORDER TO TABLE APPROVING BURN BAN

The motion was made by Darin Wolf and seconded by Richard Shelley to table approving burn ban. Voting yes 1-2-3-4-Judge

Having no further business to consider, the Court adjourned at 10:57 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