

THE COMMISSIONERS' COURT OF ARCHER COUNTY, TEXAS

met in Public Hearing on Monday July 25, 2022 at 9:30 A.M.

Those present:

Randall C. Jackson		County Judge
Wade Scarbrough		Commissioner Prec. 1
Darin Wolf		Commissioner Prec. 2
Pat Martin, III	Absent	Commissioner Prec. 3
Todd Herring		Commissioner Prec. 4
Karren Winter		County Clerk

No citizens in attendance.

Randy Jackson opened the public hearing to discuss setting a Speed Limit on the following roads located in Archer County: Elliot Road, West Jentsch Road and Crestview Memorial Road. Wade Scarbrough reported that he had visited with property owners on each road. He recommended the speed limit be set at 35 mph for Elliot Road and West Jentsch Road; and the speed limit be set at 45 mph for Crestview Memorial Road. Darin Wolf commented that all the county roads should have the same speed limit set at 35 mph, after discussion Wade Scarbrough agreed and recommended all speed limits set at 35 mph.

Public Hearing opened at 9:30 a.m.

Public Hearing closed at 9:58 a.m.

THE COMMISSIONERS' COURT OF ARCHER COUNTY, TEXAS

met in Regular Session on Monday July 25, 2022 at 10:00 A.M.

Those present:

Randall C. Jackson		County Judge
Wade Scarbrough		Commissioner Prec. 1
Darin Wolf		Commissioner Prec. 2
Pat Martin, III		Commissioner Prec. 3
Todd Herring		Commissioner Prec. 4
Karren Winter		County Clerk

David Levy		County Attorney
Nita Lewis		Court Coordinator
Jack Curd	via telephone	Sheriff
Shane Wright		EMC
Dawn Vieth		Tax Assessor/Collector
Scott Hammel		Chief Deputy Sheriff
Patricia Vieth		Treasurer
Greg Anderson		Deputy Sheriff
Lori Rutledge		District Clerk

Nathan Lawson with Archer County News
Mitch Kref with Senator Springer's Office

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 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 discussed watering the lawn to save the trees and shrubs.

D. ACTION AGENDA:

1. Approve departmental reports.

ORDER TO APPROVE REPORTS

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

2. Approve vouchers for payment.

ORDER TO APPROVE VOUCHERS

The motion was made by Wade Scarbrough and seconded by Pat Martin, III 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 Randy Jackson and seconded by Darin Wolf to approve Education Certificates: **Todd Herring**. Voting yes 1-2-3-4-Judge

5. Approve Publisher's Certificates.

ORDER TO APPROVE CERTIFICATES

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

6. Consider and/or approve reappointment of County Auditor.

ORDER TO ACCEPT REAPPOINTMENT

The motion was made by Todd Herring and seconded by Wade Scarbrough to accept the reappointment of Paul O. Wylie, Jr. as County Auditor. Voting yes 1-2-3-4-Judge

7. Consider and/or take action on records preservation for Minute Book Volume A. **Lori Rutledge requested the use of Records Management Funds to restore Minute Book Volume A.**

ORDER TO USE FUNDS

The motion was made by Darin Wolf and seconded by Pat Martin, III to use District Clerk Records Management funds to restore Minute Book Volume A. Voting yes 1-2-3-4-Judge

8. Consider and/or approve 2023 Sheriffs' and Constables' Fees.

ORDER TO APPROVE FEES

The motion was made by Todd Herring and seconded by Darin Wolf to approve 2023 Sheriffs' and Constables' fees. Voting yes 1-2-3-4-Judge

**ARCHER COUNTY
2023 SHERIFF'S FEES**

Notices:

Subpoena	\$135.00
Summons	\$135.00
Writ of Attachment	\$200.00

Writ of Garnishment	\$200.00
Writ of Sequestration	\$200.00
Order of Sale	\$200.00
Writ of Possession	\$150.00 (2 hr maximum) 75.00 per hour per deputy after 2 hours
Forcible Detainer	\$125.00
Writ of Execution	\$200.00
Aircraft Repossession	\$200.00 (2 attempts with a \$125 fee each attempt after 2 attempts)

Service Fees:

Small Claims Citation	\$125.00
Justice Court Citation	\$125.00
All Other Court's Citation	\$125.00

Other Service Fees:

Mental Papers	\$115.00
Posting Written Notices	\$115.00
Sheriff's Deed/Bill of Sale	\$110.00
Temporary Restraining Order	\$200.00
Post Probate Citation	\$ 40.00
All other writs	\$200.00
Protective Order	\$200.00
Large Livestock Each Day	\$ 15.00
Small Livestock Each Day	\$ 10.00
Hauling Fee (Pickup & trailer)	\$110.00 per trailer load plus \$40.00 a Head (large) and \$20.00 a Head (small)
Catch Fee	(\$75.00 with horse) (\$100.00 with horse and rope) per horse
Penning Panels	\$100.00
Safe fee to sell head of Livestock	\$ 25.00
Livestock transported to Sale Barn	\$110.00
Impound Lot Storage Fee	\$ 21.63 a day

Interpreters for use at the Sheriff's Office

Book In or Book Out inmate	\$100.00
Magistration (Weekdays 8:00 am – 5 pm)	\$100.00
Magistration (After hours/Holiday)	\$125.00
Police Interview	\$100.00 per hour

9. Consider and/or take action on Resolution of Local Government in reference to shared work on TxDOT Project CR 166 (Seay Rd) at Middle Fork Little Wichita River. **Todd Herring discussed the project for replacing a bridge.**

ORDER TO APPROVE RESOLUTION

The motion was made by Wade Scarbrough and seconded by Pat Martin, III to approve Resolution for shared work on TxDOT Project CR 166 Seay Rd at Middle Fork Little Wichita River. Voting yes 1-2-3-4-Judge

10. Consider and/or take action on TxDOT County Road Inventory. (tabled July 11, 2022) **Wade Scarbrough discussed designating Cody Hundley as the one to submit the information for TxDOT County Road Inventory into the State software.**

ORDER TO APPROVE INVENTORY

The motion was made by Wade Scarbrough and seconded by Pat Martin, III to approve Cody Hundley to submit the TxDOT County Road Inventory into the State software. Voting yes 1-2-3-4-Judge

11. Ratify Burn Ban Order. **Randy Jackson discussed ratifying the burn ban order since there were only two Court Members physically present at the last meeting.**

ORDER TO RATIFY BURN ORDER

The motion was made by Todd Herring and seconded by Wade Scarbrough to ratify Burn Ban Order for 90 days, July 11, 2022 through October 10, 2022. Voting yes 1-2-3-4-Judge

12. Ratify Emergency Management Coordinator FY 2023 Salary. **Randy Jackson discussed ratifying the Emergency Management Coordinator order since there were only two Court Members physically present at the last meeting.**

ORDER TO RATIFY SALARY

The motion was made by Todd Herring and seconded by Pat Martin, III to ratify Emergency Management Coordinator FY 2023 Salary. Voting yes 1-2-3-4-Judge

13. Consider and/or take action in regards to the speed limit on Elliot Road, W Jentsch Road, and Crestview Memorial Road in Archer County. (tabled July 11, 2022) **Wade Scarbrough reported that he would like to set the speed limits at 35 mph. Scarbrough added that there were no citizens attend the public hearing.**

ORDER SETTING SPEED LIMITS

The motion was made by Wade Scarbrough and seconded by Darin Wolf to set the speed limit of 35 mph for Elliot Road, W Jentsch Road and Crestview Memorial Road in Archer County. Voting yes 1-2-3-4-Judge

14. Consider and/or take action on boundary variance/subdivision requirements on State Highway 79 South. **Randy Jackson discussed boundary variance. David Levy reported that the property was a private matter between the two property owners. Mr. Levy will submit a letter to the property owners that the County has no jurisdiction. No action taken.**

Court convened into Executive Session to discuss item 20 at this time.

Court recessed at 11:35 a.m.
Court reconvened at 1:00 p.m.

Those present:

Randall C. Jackson		County Judge
Wade Scarbrough		Commissioner Prec. 1
Darin Wolf		Commissioner Prec. 2
Pat Martin, III		Commissioner Prec. 3
Todd Herring		Commissioner Prec. 4
Karren Winter		County Clerk
Shane Wright		EMC
Jack Curd	Via telephone	Sheriff
Patricia Vieth		Treasurer
Paul O. Wylie, Jr.		Auditor
Dawn Vieth		Tax Assessor/Collector

Citizen:
Nathan Lawson with Archer County News

15. Consider and/or take action on Archer County Employee Vehicle Use Policy.

ORDER TO TABLE APPROVING POLICY

The motion was made by Wade Scarbrough and seconded by Todd Herring to table approving Archer County Employee Vehicle Use Policy. Voting yes 1-2-3-4-Judge

16. Consider and/or take action on Archer County policy on insurance claims.

ORDER TO TABLE APPROVING POLICY

The motion was made by Wade Scarbrough and seconded by Todd Herring to table approving Archer County policy on insurance claims. Voting yes 1-2-3-4-Judge

17. Consider and/or take action on Elevator Maintenance. Pat Martin, III discussed maintenance of elevator, changing the hydraulic fluid at the cost of \$8,700.00 plus the disposal of fluid. Martin recommended an evaluation of the elevator equipment.

ORDER TO APPROVE EVALUATION

The motion was made by Pat Martin, III and seconded by Darin Wolf to approve having an Elevator Maintenance evaluation on the Courthouse elevator before any action be taken. Voting yes 1-2-3-4-Judge

18. Discuss and/or take action on Budget Items.

Items discussed:

Casey Hall and Chris Hamilton with the 97th District Attorney's Office discussed cell phone software at a cost of \$28,500.00 divided between the three counties. Montague County has already paid the startup fees
Paul O. Wylie, Jr. discussed tax rate
Insurance stipend for non-insurance users
Shane Wright requested a change to hyper-reach software

ORDER TO PROCEED WITH NEW SOFTWARE

The motion was made by Pat Martin, III and seconded by Todd Herring to allow Shane Wright to proceed with Hyper-reach software. Voting yes 1-2-3-4-Judge

Veterans Officer Salary
Precinct road miles per commissioner precinct

ORDER TO SET BUDGET WORKSHOP/MEETING

The motion was made by Randy Jackson and seconded by Wade Scarbrough to set Monday, August 1, 2022 at 10:00 a.m. as a budget workshop/meeting. Voting yes 1-2-3-4-Judge

19. Adjourn into Executive Session as authorized by Texas Government Code Section 551.071 and 551.074.

ORDER TO CONVENE INTO EXECUTIVE SESSION

The motion was made by Randy Jackson and seconded by Darin Wolf to convene into Executive Session. Voting yes 1-2-3-4-Judge

Executive Session convened at 10:40 a.m.

Executive Session adjourn at 11:34 a.m.

ORDER TO ADJOURN INTO EXECUTIVE SESSION

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

No action taken out of executive session.

Having no further business to consider, the Court adjourned at 2:43 p.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