

## THE COMMISSIONERS' COURT OF ARCHER COUNTY, TEXAS

met in Special Session on Monday, August 7, 2023 at 10:00 A.M.

### Those present:

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

Paul O. Wylie, Jr.	Auditor
Patricia Vieth	Treasurer
Jack Curd	Sheriff
Robbie Shawver	Justice of the Peace, Precinct 3
Joe Aulds	Justice of the Peace, Precinct 1
Diana Patterson	Constable, Precinct 3
Conner Deen	Administrative Staff
Shane Wright	EMC
Donald Stevens	Constable Precinct 2
David Levy	County Attorney
Greg Anderson	Deputy Sheriff
Scott Hamel	Chief Deputy Sheriff

### Public in Attendance:

Nathan Lawson with the Archer County News  
Kim Whitsitt, Jake Truette & George Huffman with City of Archer City

#### 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 Clerk

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

#### B. Approve Final Agenda:

**No items were removed from the agenda.**

### ORDER TO APPROVE FINAL AGENDA

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

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

**Jake Truette with the City of Archer City presented the Court with the proposal for the Ambulance Service pertaining to the City of Archer City Ambulance Service. Truette advised the Court that the city would have a budget workshop this coming Saturday.**

#### C. ACTION AGENDA:

1. Budget Workshop.

Items discussed:

**Randy Jackson discussed different topics that the Court needed to discuss.**

- Wade Scarbrough inquired if SB 22 would alleviate any of the items on the Sheriff's budget request or if Sheriff Curd would be asking for additional funds in the future.
- Jack Curd responded that the Sheriff's budget that was submitted was his normal budget request excluding the salary increase for himself, deputies and jailers.

The remainder of the grant money would be used to purchase items that he normally couldn't afford.

#### **ORDER TO SET SALARY**

The motion was made by Wade Scarbrough and seconded by Todd Herring to set the Sheriff's salary to \$75,000.00 to be in compliance with SB 22. Voting yes 1-3-4-Judge; no 2

#### **ORDER FOR SHERIFF TO WRITE GRANT**

The motion was made by Randy Jackson and seconded by Wade Scarbrough for the Sheriff to be responsible for writing the grant for SB 22. Voting yes 1-3-4-Judge; no 2

- Jack Curd discussed air conditioner issues that the Jail is having that would need to be addressed in the new budget under jail maintenance.
- Wade Scarbrough discussed the wording in SB 22 concerning Constables and Deputies: Deputies who make motor vehicle stops in the routine performance of their duties; Constables who primarily make motor vehicle stops in the routine performance of the constable's duties. Scarbrough read a report he received from the Sheriff's Office on motor vehicle stops made by Constables between FY October 3, 2022 to July 31, 2023: Doug Strange 0 traffic stops on record; Donald Stevens 50 traffic stops on record; Brett Hoff 75 traffic stops on record; and Diana Patterson 342 traffic stops on record.
- Donald Stevens reported that there was a time that dispatch did not record his motor vehicle stops. Jack Curd confirmed and said that had been rectified.
- Donald Stevens and Brett Hoff reported that all of their calls would not be recorded with the dispatch because their cop sync does not report to dispatch, but they could run a report for the Court if need be.
- Randy Jackson reported that two Constables refused to sign the County Vehicle Policy.
- Donald Stevens reported that according to an AG Opinion, the policy was not legal. David Levy reported that he believed the policy was a good legal policy.
- Wade Scarbrough discussed reinstating Constable, Precinct 2 salary to where it was before he was removed from office previously.

#### **ORDER TO REINSTATE SALARY**

The motion was made by Wade Scarbrough and seconded by Todd Herring to reinstate Constable, Precinct 2 salary to \$27,018.00. Voting yes 1-3-4; no 2-Judge

Motion was made by Pat Martin, and seconded by Randy Jackson to combine all constable salaries together and divide by four to give them all the same salary. Voting yes 3-Judge; no 1-2-4 **Motion failed.**

- Brett Hoff reported that he had worked for the County for 16 years and they were trying to cut his salary again this year. He discussed that the Justices of the Peace all made different salaries.

Motion was made by Wade Scarbrough and seconded by Todd Herring to raise Constable, Precinct 2 and Constable, Precinct 3 to meet the minimum requirement of SB 22. Voting yes 1-4; no 2-3-Judge **Motion failed.**

#### **ORDER TO INCREASE SALARY**

Motion was made by Wade Scarbrough and seconded by Todd Herring to raise Constable, Precinct 3 salary to \$27,018.00 to match Constable, Precincts 1 and 2. Voting yes 1-2-3-4-Judge

Motion was made by Pat Martin to reduce Constable, Precinct 4 salary to \$27,018.00. **Motion dies for lack of second.**

#### **ORDER FOR SALARY INCREASE FOR EMPLOYEES**

The motion was made by Randy Jackson and seconded by Wade Scarbrough to give a 5% raise for full-time employees. Voting yes 1-2-3-4-Judge

Randy Jackson rescinded his motion.

- Paul Wylie mentioned that elected officials' and employees' longevity had not been increased since 1992. Wylie stated a percentage raise was added to the longevity about 5 years ago instead of added to base salaries.

#### **ORDER TO APPROVE RAISE**

Motion was made by Randy Jackson and seconded by Darin Wolf to approve a 5% salary increase for employees and that it be added to their longevity pay. Voting yes 1-2-3-4-Judge

- Robbie Shawver requested a salary increase to \$35,000.00

#### **ORDER TO INCREASE SALARY**

The motion was made by Todd Herring and seconded by Pat Martin, III to increase the base salary of Justice of the Peace, Precinct 3 salary by \$7,000.00. Voting yes 1-2-3-4; no Judge

- David Levy reminded the Court that SB 22 also included prosecutors' offices. Randy Jackson reported that the County Attorney could not raise his own salary but he had discretionary use for the funds.

#### **ORDER TO APPROVE RAISE**

Motion was made by Wade Scarbrough and seconded by Darin Wolf to give the Elected Officials a 5% raise to be added to their longevity. The Sheriff and Constables, Precinct 1 and 4 would receive the 5% raise. Justice of the Peace, Precinct 3 and Constables, Precincts 2 and 3 would not receive the 5% raise. Voting yes 1-2-3-4-Judge

#### **ORDER TO APPROVE RAISE**

Motion was made by Todd Herring and seconded by Pat Martin, III to give the part-time employees a 5% raise. Voting yes 1-2-3-4-Judge

- Pat Martin discussed the ambulance service for Archer City and surrounding areas. Randy Jackson asked to wait until after the City of Archer City had their budget workshop on Saturday.

2. Discuss and/or take action on Budget Items. **See above actions.**

**Having no further business to consider, the Court adjourned at 11:44 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**