

THE COMMISSIONERS' COURT OF ARCHER COUNTY, TEXAS
met in Regular Session on Tuesday, October 10, 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
Patricia Vieth	Treasurer
Shane Wright	EMC
Paul O. Wylie, Jr.	Auditor
Conner Deen	Part-time County Attorney Office
Jay Franklin	Deputy Sheriff
David Levy	County Attorney
Dawn Vieth	Tax Assessor/Collector

Public in Attendance:

Nathan Lawson – Archer County News
Abby Abernethy - Citizen

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:

Items #3 and #5 were removed from the agenda.

ORDER TO APPROVE FINAL AGENDA

The motion was made by Wade Scarbrough 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:

Dawn Vieth reported tax collections for 2022 is at 99% collected. She reported that tax statements for 2023 will be mailed out today. Darin Wolf asked about the 1% not collected, if it was collectable? Ms. Vieth reported that she filed five suits that had 2021 and 2022 delinquent taxes last week.

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; Indigent Health; Constable Precinct 2.** Voting yes 1-2-3-4-Judge

2. Approve vouchers for payment.

ORDER TO APPROVE VOUCHERS

The motion was made by Pat Martin, III and seconded by Darin Wolf to approve vouchers for payment with the exception of \$3,244.00 for 911 Voice Recorder. 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 Todd Herring to approve Education Certificates. Voting yes 1-2-3-4-Judge

Randy Jackson	Judicial Education Record	16 hours
Wade Scarbrough	County Judges and Commissioners	22 hours
Karren Winter	Acknowledgement of Paternity FY2024 – TX Cybersecurity HB 3834	1 hour

5. Approve Publisher's Certificates. **Removed.**
6. Approve Minutes from previous month – September, 2023.

ORDER TO APPROVE MINUTES

The motion was made by Todd Herring and seconded by Pat Martin, III to approve minutes for the month of September, 2023. Voting yes 1-2-3-4-Judge

7. Consider and/or take action on 2024 Archer County Resolution Indigent Defense Grant Program. **Randy Jackson explained that it allows the County to submit grant for Indigent Defense Grant.**

ORDER TO APPROVE RESOLUTION

The motion was made by Pat Martin, III and seconded by Todd Herring to approve Archer County Resolution Indigent Defense Grant Program. Voting yes 1-2-3-4-Judge

8. Consider and/or take action in reference to the Voice Recorder for the 911 System at the Sheriff's Office. (Agenda Item tabled 09-25-2023)

ORDER TO TABLE APPROVE VOICE RECORDER

The motion was made by Randy Jackson and seconded by Wade Scarbrough to table the 16 channel Voice Recorder for the 911 System funding at the Sheriff's Office. Voting yes 1-2-3-4-Judge

9. Consider and/or take action on the Extra Territorial Jurisdiction Plats/Subdivision on Decker Road. (Agenda Item tabled 9-25-2023) Wade Scarbrough questioned what the County needed to do. Randy Jackson stated that if the County was to protest, there would be lots of action that would need to be taken.

ORDER TO TAKE NO ACTION

The motion was made by Wade Scarbrough and seconded by Pat Martin, III to take no action on the Extra Territorial Jurisdiction Plats/Subdivision on Decker Road. Voting yes 1-2-3-4-Judge

10. Special Budget Amendment to certify Revenue from the 2021 Winter Storm Grant Funding. **Randy Jackson discussed the 2021 Winter Storm that effected the Jail. Patricia Vieth reported that the claim was declined in 2021, and a grant was pursued. Vieth discussed that the county had continued appealing the insurance decision. The County was notified six months ago that Archer County would receive 75% of the grant, since denied by property & casualty claim. Vieth stated that the county should have received 90% of the grant. She believes the county will be eligible for the rest of the grant. Patricia Vieth will continue to work at trying to receive the additional grant money.**

ORDER TO APPROVE BUDGET AMENDMENT

The motion was made by Darin Wolf and seconded by Todd Herring to approve special budget amendment certifying revenue from the FEMA 2021 Winter Storm grant funding in the amount of \$223,437.92. Voting yes 1-2-3-4-Judge

11. Discuss and/or take action on American Rescue Act Funding. **Randy Jackson discussed the report Paul Wylie, Jr. had provided that listed community**

projects and courthouse security projects. The \$300,000 that was used at the Sheriff's Office for the Winter Storm damage came from the American Rescue Act. Jackson asked since the County had used America Rescue Act Funds to fund the original damage at the Jail, could the FEMA money be used to reimburse the America Relief Plan funding? Jackson asked the Court to consider repurposing the old jail. Shane Wright discussed making an office and a control center in the location of the old jail for the Emergency Management.

ORDER TO APPROVE TABLE

The motion was made by Randy Jackson and seconded by Pat Martin, III to approve tabling action on the American Rescue Act Funding. Voting yes 1-2-3-4-Judge

ORDER FOR ASBESTOS SURVEY

The motion was made by Darin Wolf and seconded by Wade Scarbrough to have an asbestos survey done on the old jail east of the Courthouse. Voting yes 1-2-3-4-Judge

12. Consider and/or take action on the potential Non-Profit Status of the County Wide Ambulance Service. **No action taken.**

13. Adjourn into Executive Session.

ORDER TO CONVENE INTO EXECUTIVE SESSION

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

Executive Session convened at 10:26 a.m.

Executive Session adjourned at 10:48 a.m.

ORDER TO ADJOURN FROM EXECUTIVE SESSION

The motion was made by Pat Martin, III 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 10:49 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

