

**COMMISSIONERS COURT MINUTES
JANUARY 28, 2013**

BE IT REMEMBERED, that on this 28th day of January, 2013, the **HONORABLE COMMISSIONERS COURT** of Bowie County, Texas met in **REGULAR SESSION** at the Courthouse of said County in New Boston, Texas after due notice had been posted on the 25th day of January, 2013 with the **HONORABLE JUDGE STERLING LACY** present and presiding with the following Commissioners being present.

Sammy Stone	Commissioner Pct. #1
Tom Whitten	Commissioner Pct. #2
Kelly Blackburn	Commissioner Pct. #3
Pat McCoy	Commissioner Pct. #4

Also in attendance were the following County Officials: Auditor William Tye , County Clerk Tina Petty and the following staff members also present on this day: Administrative Assistant Rachael Cherry.

PRELIMINARIES

In accordance with the Bowie County official policy on meeting Invocations, County Judge Sterling Lacy read the following statement.

Any Invocation that may be offered before the official start of the meeting of the Court shall be the voluntary offering of a private citizen, to and for the benefit of the Court. The views or beliefs expressed by the Invocation speaker have not been previously reviewed or approved by the Court and do not necessarily represent the religious beliefs or views of the Court in part or as a whole. No member of the community is required to attend or participate in the Invocation and such decision will have no impact on their right to actively participate in the business of the Court.

INVOCATION

Pastor Ronny Roberts-Church of God, New Boston, TX

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the United States of America

ANNOUNCEMENTS

None

REGULAR AGENDA ITEMS

Court convened at 10:05 A.M. when the following **ORDERS, JUDGMENTS and DECREES** were had and **ORDERED** spread upon the minutes of the Court to-wit.

Item 1: There were no Public Comments.

Item 2: There were no Commissioners Court response to Public Comments.

**Item 3: On this 28th day of January, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to approve the Treasurer's Investment Report for the Quarter ending 12/31/2012.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.**

**Item 4: On this 28th day of January, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Tom Whitten to approve Application for Texas Parks and Wildlife Trail Grant.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.**

**Item 5: On this 28th day of January, 2013, a motion was made by Commissioner Tom Whitten and duly second by Commissioner Sammy Stone to pay accounts payable.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.**

**Item 6: On this 28th day of January, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Tom Whitten to approve Commissioners Court Minutes of December 31, 2012 and January 14, 2013 and to amend Special Commissioners Court Minutes of January 22, 2013 to show, in Item #5, the correct time of reconvening Court at 11:35 A.M. instead of 10:35 A.M. as an Order of the Court.
Motion was put to a vote and (4) four voted aye and (1) one, Judge Lacy, opposed.
Motion carried.**

**Item 7: On this 28th day of January, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Sammy Stone to go into closed executive session pursuant to Government code 551.0725 for deliberation regarding a contract being negotiated because deliberation in an open meeting would have a detrimental effect on the position of the Commissioners Court in negotiations with a third person.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.**

The Court recessed from open session to closed session at 10:25 A.M. County Clerk Tina Petty did not go into closed session

Item 8: The Court reconvened in open session at 12:20 P.M.

**Item 9: On this 28th day of January, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to approve LaSalle as the preferred vendor for a proposed contract for the operation and management of the Bowie County Jail located in the Bowie County Correctional Center and Bi-State Justice Center.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.**

**Item 10: On this 28th day of January, 2013, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Tom Whitten to recess until 2:30 P.M. allowing for stakeholder review of vendor proposals and seek further input/comment from interested parties of proposed preferred vendors' proposals.
Motion was put to a vote and all voted aye and none opposed.
Motion carried.**

The Court recessed at 12:27 P.M.

The Court reconvened at 2:30 P.M.

**Stakeholder comments were made by Mr. John Whitson, City Manager, City of Texarkana.
Public comments were made by Mr. David Hefley, DeKalb, TX.**

**Item 11: On this 28th day of January, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Sammy Stone to authorize our County Judge to enter into a contract with LaSalle for management services for the Annex at a rate of \$46.50 per diem and a rate for \$39.25 per diem for the Bi-State with a guarantee of 375 inmate for a period of 180 days with the option of moving to 400 inmates at the same rates or 450 inmates at a rate of \$44 per diem for the Annex, regarding the operation and management of the Bowie County Jail located in the Bowie County Correctional Center and Bi-State Justice Center.
Motion was put to a vote and all voted aye and none opposed. Commissioner Sammy Stone-yes; Commissioner Pat McCoy-yes; Judge Lacy-yes; Commissioner Tom Whitten-yes; Commissioner Kelly Blackburn-yes.
Motion carried.**

**On this 28th day of January, 2013, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Pat McCoy to adjourn (2:45 P.M.).
Motion was put to a vote and all voted aye and none opposed
Motion carried.**