

**COMMISSIONERS COURT MINUTES
SEPTEMBER 23, 2013**

BE IT REMEMBERED, that on this 23rd day of September, 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 20th day of September, 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, County Legal Advisor Carol Dalby and the following staff members also present on this day: Purchasing Agent Chris Goodsell and Administrative Assistant Rachael Cherry.

A Public Hearing was held at 10:04 A.M. regarding the 2013-2014 Budget. Everyone in attendance was asked to sign a sign-in sheet and after comments were heard from David Woods, Hooks, Texas, the hearing concluded at 10:07 A.M.

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

Steve Oglesby, New Boston, TX

PLEDGE

Pledge of Allegiance to the United States of America

ANNOUNCEMENTS

None

REGULAR AGENDA ITEMS

Court convened at 10:08 A.M. when the following ORDERS, JUDGMENTS and DECREES were had and ORDERED spread upon the minutes of the Court to-wit.

Item 1: Public Comments were made by Emily Sabo, Texarkana, TX.

Item 2: Commissioner Pat McCoy responded to Public Comments.

Item 3: On this 23rd day of September, 2013, a motion was made by Judge Lacy and duly second by Commissioner Tom Whitten to set the Commissioners Court dates as proposed (October 2013-September 2014).

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 4: On this 23rd day of September, 2013, a motion was made by Commissioner Kelly Blackburn and duly second by Commissioner Pat McCoy to pay the deductible if it is no fault of the deputy while on duty, at whatever rate the deductible is at that time in the insurance policy.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 5: On this 23rd day of September, 2013, a motion was made by Judge Lacy and duly second by Commissioner Kelly Blackburn to table, until the next Regular Session (regarding the replacement of an attorney that has recently resigned in the Public Defender's Office).

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 6: On this 23rd day of September, 2013, a motion was made by Judge Lacy and duly second by Commissioner Pat McCoy to change the title of Financial Assistant in the Judge's office to Financial and Guardianship Assistant.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 7: On this 23rd day of September, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to accept District Judges Order to set Court Reporters salaries.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 8: On this 23rd day of September, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to accept the order setting County Auditor and Auditor's Assistants salaries.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 9: On this 23rd day of September, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Sammy Stone to authorize flu shots for Bowie County employees only.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 10: On this 23rd day of September, 2013, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Tom Whitten to declare surplus property as listed by the Auditor.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 11: On this 23rd day of September, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Sammy Stone to lift the burn ban.

Motion was put to a vote and all voted aye and none opposed.
Motion carried.

Item 13: On this 23rd day of September, 2013, there was no action taken regarding the implementation of spending controls for non-essential spending above \$2,500.00.

Item 14: On this 23rd day of September, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Sammy Stone to approve the Amended Second Revised Proposed Budget as per the attached spreadsheet and with noted changes including the line item for the County Clerk's Archive Fee of \$84,000.

Commissioner Sammy Stone-yes

Commissioner Pat McCoy-yes

Judge Lacy-no

Commissioner Tom Whitten-yes

Commissioner Kelly Blackburn-yes

Motion was put to a vote and four (4) voted yes and one (1) voted no.

Motion carried.

Item 12: On this 23rd day of September, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to continue the current rate of .3612 which will raise additional revenue of approximately \$548,000.

Commissioner Sammy Stone-yes

Commissioner Pat McCoy-yes

Judge Lacy-no

Commissioner Tom Whitten-yes

Commissioner Kelly Blackburn-yes

Motion was put to a vote and four (4) voted yes and one (1) voted no.

Motion carried.

On this 23rd day of September, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Tom Whitten to adopt the current tax rate of .3612 for the coming year.

Commissioner Sammy Stone-yes

Commissioner Pat McCoy-yes

Judge Lacy-no

Commissioner Tom Whitten-yes

Commissioner Kelly Blackburn-yes

**Motion was put to a vote and four (4) voted yes and one (1) voted no.
Motion carried.**

Item 15: On this 23rd day of September, 2013, a motion was made by Judge Lacy and duly second by Commissioner Kelly Blackburn to authorize the payment for accounts payable as provided except for the item Contract Pharmacy Service for \$4,634.62 and except for payment to Texarkana, AR DRC rent, October, for \$7,795.27.

Commissioner Sammy Stone-yes

Commissioner Pat McCoy-no

Judge Lacy-yes

Commissioner Tom Whitten-yes

Commissioner Kelly Blackburn-yes

Motion was put to a vote and four (4) voted yes and one (1) voted no.

Motion carried.

Item 16: On this 23rd day of September, 2013, a motion was made by Commissioner Tom Whitten and duly second by Commissioner Sammy Stone to approve the minutes as submitted by the Clerk (September 9, September 12 and September 17, 2013).

Motion was put to a vote and all voted aye and none opposed.

Motion carried.

On this 23rd day of September, 2013, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Pat McCoy to adjourn (1:15 P.M.).

Motion was put to a vote and all voted aye and none opposed.

Motion carried.