

**COMMISSIONERS COURT MINUTES  
MARCH 11, 2013**

**BE IT REMEMBERED**, that on this 11<sup>th</sup> day of March, 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 8<sup>th</sup> day of March, 2013 with the **HONORABLE JUDGE STERLING LACY** present and presiding with the following Commissioners being present.

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

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: 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**

Mr. James Perry, New Boston, TX

**PLEDGE**

Pledge of Allegiance to the United States of America

**ANNOUNCEMENTS**

None

**REGULAR AGENDA ITEMS**

Court Convened at 10:03 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 was no Commissioners Court response to Public Comments.**
- Item 3: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Tom Whitten to approve Racial Profiling Report to Governing Body to comply with Article 2.132(b) of Texas Code of Criminal Procedure-Jeff Neal, Sheriff's Dept. Motion was put to a vote and all voted aye and none opposed. Motion carried.**
- Item 4: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Sammy Stone to take no action on Agenda Item #4 (Request by Texarkana Water Utilities and Member Cities for Bowie County Tax Payers to pay the cost to move their waterline necessitated by the Hwy 82 Widening Project). Motion was put to a vote and all voted aye and none opposed. Motion carried.**
- Item 5: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to take no action on Agenda Item #5-the non-payment of bills by Bi- State Justice Building (that are owed and due to Bowie County's Former Jail Vendor, Community Education Centers (CEC)). Judge Lacy polled the Commissioners; Commissioner Sammy Stone-aye; Commissioner Pat McCoy-aye; Judge Lacy-no; Commissioner Tom Whitten-aye; Commissioner Kelly Blackburn-yes, no action. Motion was put to a vote and four (4) voted aye and one (1) opposed. Motion carried.**
- Item 6: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to approve the proposed 2013 budget for the Bi-State Justice Building as presented on March 11, 2013. Motion was put to a vote and all voted aye and none opposed. Motion carried.**
- Item 7: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Kelly Blackburn to restore the \$267,475 plus any monies collected to date to the Archive Fee and that we direct our County Attorney to seek an opinion on how these funds have been used and what our options are. Judge Lacy polled the Commissioners: Commissioner Sammy Stone-aye; Commissioner Pat McCoy-aye; Judge Lacy-no; Commissioner Tom Whitten-yes; Commissioner Kelly Blackburn-yes. Motion was put to a vote and four (4) voted aye and one (1) opposed. Motion carried.**
- Item 8: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Tom Whitten to make the Proclamation, March 17-23, 2013 as "Poison Prevention Week" in Bowie County. Motion was put to a vote and all voted aye and none opposed. Motion carried.**
- Item 9: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Sammy Stone and duly**

**second by Commissioner Kelly Blackburn to authorize the payments of accounts payable as submitted to us on March 11, 2013.**

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

**Motion carried.**

**Item 10: On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Pat McCoy and duly second by Commissioner Tom Whitten to approve the minutes for the February 25, 2013 meeting.**

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

**Motion carried.**

**On this 11<sup>th</sup> day of March, 2013, a motion was made by Commissioner Sammy Stone and duly second by Commissioner Kelly Blackburn to adjourn (11:35 A.M.).**

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

**Motion carried.**