

COMMISSIONERS' COURT OF WINKLER COUNTY, TEXAS

REGULAR MEETING

TIME: 9:00 O'CLOCK A.M.

DATE: MONDAY, APRIL 12, 2010

PLACE: COMMISSIONERS' COURTROOM, COURTHOUSE, KERMIT

1. Call to Order.
2. Receive matters of business from the audience.
3. Consider for approval Proclamation declaring April 27, 2010 Conservation Day in Winkler County.
4. Consider for approval Proclamation declaring April 5 – 11, 2010 National Public Health Week in Winkler County.
5. Consider for approval Proclamation declaring April 30, 2010 Arbor Day in Winkler County.
6. Consider for approval request of Kermit Garden Club to plant tree on courthouse lawn to celebrate Arbor Day.
7. Hear presentation of Judith Sinclair, CEO of Women of Personal Courage concerning free meal program in Winkler County.
8. Consider for approval request of Wink Lions Club to use baseball park in Wink for softball benefit tournament on Saturday, May 8, 2010.
9. Consider for approval request of Roy Orbison Committee to use baseball park in Wink for softball tournament during Roy Orbison Days on Saturday and Sunday, June 18 – 19, 2010.
10. Consider for approval adoption of district court records archive fee in the amount of \$5.00 for the filing of a suit, except for a filing by a state agency, in a district court in the county.
11. Consider for approval grant application to Texas Parks and Wildlife for Trail Grant for park improvement projects in Kermit and Wink.
12. Consider for approval request of Precinct 1 Commissioner to purchase SDI trailer mounted sprayer in the approximate amount of \$10,555.00 for Winkler County Golf Course from contingency funds.
13. Accept resignation of Dena Floyd, Agricultural Extension Agent, effective April 26, 2010.
14. Consider for approval request of City of Kermit to sell the following properties unsold at Sheriff's Sale held on February 2, 2009, for amounts which are below the adjudged and appraised values, said properties being:
 - a. Suit Number 14,585, Lots 11 and 12, Block 96, First Addition, City of Kermit, Winkler County, Texas, same being 120 North Hickory;
 - b. Suit Number 15,372, Lot 15, Block 4, Plaza Addition, City of Kermit, Winkler County, Texas, and Mobile Home, Serial #GDVKMS0270797, Label #HWC0007650, located on said lot, same being 400 North Mulberry;
 - c. Suit Number 15,502, Lot 27 and the north 21 feet of Lot 28, Block 78, First Addition, Town of Kermit, Winkler County, Texas, same being 221 South Spruce;
 - d. Suit Number 15,537, a triangular tract out of Lots 6, 7, 8, and 9 Block 23, being all of the portion Southeast of the street that bisects Block 23, Kermit Plaza Addition, Winkler County, Texas, same being 600-612 North Elm;

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- e. Suit Number 15,543, Lots 31 and 32, Block 55, First Addition, an Addition to the City of Kermit, Winkler County, Texas, same being 417 South Elm;
 - f. Suit Number 15,544, Lots 34, 35 and 36, Block 68, First Addition, an Addition to the City of Kermit, Winkler County, Texas, same being 423 – 427 South Olive; and
 - g. Suit Number 15,627, Lot 17, Block 17, Kermit Plaza Addition, City of Kermit, Winkler County, Texas, same being 100 West Sweetwater.
15. Accept funds from Texas Association of Counties in the amount of \$6,775.00 for insurance payment for lightning damage to security system at Courthouse.
 16. Discuss rental of BBQ Barn at County Park in Kermit and take action necessary.
 17. Enter Winkler County Data Reporting Improvement Plan into minutes of Commissioners' Court.
 18. Hear presentation of Annual Audit of County Jail's Commissary Operations and Inmate Trust Account for period of January 1, 2009 to December 31, 2009.
 19. Consider for approval Continuing System Membership Application between Winkler County Libraries and Texas Library System for State fiscal year 2011.
 20. Consider for approval Policy for Winkler County Memorial Hospital to provide pharmaceutical drugs to Winkler County Emergency Medical Service.
 21. Consider for approval Inmate Agreement between Winkler County and the City of Kermit effective May 1, 2010, for housing of city prisoners at Winkler County Law Enforcement Center.
 22. Consider for approval Agreement for Independent Inspector between Winkler County and John Drissell for parks projects.
 23. Consider for approval Master Services Agreement between Kleinfelder and Winkler County for construction materials testing and observation services for county parks projects in Kermit and Wink.
 24. Consider for approval Design-Build Agreement between Winkler County and Aquatic Recreational Specialties, LP for improvements to County Park in Kermit.
 25. Consider for approval Design-Build Agreement between Winkler County and Aquatic Recreational Specialties, LP for improvements to County Park in Wink.
 26. Consider for approval payment to Aquatic Specialties, LP in the amount of \$184,399.00 for surety performance bonds issued for County Park in Wink (\$64,417.00) and Phase 1 of County Park in Kermit (\$119,982.00).
 27. Consider for approval Letter of Permission – Construction and Service between Winkler County and Texas – New Mexico Power Company for Kermit Parks project.
 28. Discuss surplus equipment.
 29. Consider for approval request of Precinct 2, 3 and 4 Commissioners to hire summer employees from budgeted funds.
 30. Consider for approval request of Precinct 3 Commissioner to purchase fertilizer in an amount to exceed \$1,500.00 for County Park in Kermit from budgeted funds.
 31. Consider for approval request of County Attorney to purchase intoximeters, beacon kits, beacons and bases in the amount of approximately \$2,223.94 to be paid from pre-trial intervention funds.
 32. Review GASB 45 Actuarial Valuation of Post Employment Benefits as of January 1, 2009, and approve payment in the amount of \$10,500.00 to Milliman, Inc. from budgeted Audit Expense funds.

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33. Consider for approval renewal of bond for Ron Cook, Chief Juvenile Probation Officer, for the term of June 13, 2010 to June 13, 2011.
34. Consider for approval payment to Jason Hotze in the amount of \$3,000.00 for transmission repair of Kermit Volunteer Fire Department's small one-ton grass truck from budgeted funds.
35. Consider for approval payment in the amount of \$1,638.75 to A-1 Door and Hardware for door, hardware and installation at Wink Expo Building from budgeted funds.
36. Consider for approval payment in the amount of \$12,754.00 to Guardian Security Solutions, L.C. for Wave 20 Zone Duress Alarm System, panic buttons, belt clip button and installation from budgeted security funds.
37. Consider for approval payment in the amount of \$2,810.38 to Otis Elevator Company for Five Year Full Load Safety Test on courthouse elevator from budgeted funds.
38. Consider for approval payment in the amount of \$1,171.59 to Warren CAT for repairs to front end loader for Area I Parks from budgeted funds.
39. Consider for approval payment in the amount of \$2,115.93 to Warren CAT for repairs to front end loader for Area I Parks from budgeted funds.
40. Consider for approval payment in the amount of \$2,632.37 to BWI Companies, Inc. for grass seed and treatments for Wink Park (\$159.76) and Winkler County Golf Course (\$2,472.61) from budgeted funds.

10:00 a.m.

41. Close bidding and open bids for asphalt and aggregate for 2010 paving project.

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42. Enter into Executive Session in accordance with Section 551.071, Government Code, V.T.C.A. to consult with counsel concerning pending litigation (Civil Action No. P-09-CV-037 in the U.S. District Court for the Western District of Texas, Pecos Division; Anne Mitchell and Vickilyn Galle v. Winkler County, et al).

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43. Take action necessary from Executive Session.

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44. Enter into Executive Session in accordance with Section 551.072, Government Code, V.T.C.A. to deliberate the purchase of real property.

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45. Take action necessary from Executive Session.

46. Discuss 2010 paving project and take action necessary.

47. Receive Quarterly Report from Safety Committee for first quarter ended March 31, 2010.

48. Review financial information and monthly reports from Memorial Hospital.

49. Receive Monthly Report of Investment Officer.

50. Approve payroll.

51. Discuss and approve line item adjustments.

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52. Discuss and approve budget amendments.
53. Receive monthly reports from county officials.
54. Approve bills over \$500.00.
55. Approve claims against county.
56. Adjourn.