

October 15, 2024

The Wheeler County Commissioners Court met in Regular Session on the above date at 9:00 AM to consider the below agenda items. Members present were: Judge Mc Dowell, Commissioners Jackie Don May Jr, Phillip Gaines, David Simpson and John Walker. Also attending were: Margaret Dorman-Clerk of the Court; Cindy Brown-Tax Collector; Sherri Jones-District Clerk; Renee Warren-County Treasurer; Leslie Timmons-County Attorney; Natalie Thomas-JP #1 and Dee Dee Reeves; Karla Benson, Barry Sanders, Dan Sams and Marcos-City of Wheeler; Crystal Hermesmyer-Shamrock EDC; Kristen Moudy-Wheeler EDC; Kimberly Morgan-Tax Appraiser; Chalone Hefley; Crystal McEntire, Belinda Daniels Rhonda Scott and Brenda Sparlin-Wheeler SO; Taire Knight-County Star News.

Court was called to order by Judge McDowell who then offered the opening prayer.

PUBLIC COMMENTS

None were offered.

APPROVAL OF MINUTES

Jackie Don May Jr made a motion which was seconded by Phillip Gaines to approve the minutes from the September 2024 meetings as written. Motion carried unanimously.

APPROVAL OF FEE REPORTS

David Simpson made a motion which was seconded by John Walker to approve the September 2024 fee reports and the treasurers claim report totaling \$340,271.39 and the Treasurers monthly report for the period ending August 31, 2024. Motion carried unanimously.

APPROVAL OF COMPENSATORY BALANCES

No action taken.

BUDGET AMENDMENTS

John Walker made a motion which was seconded by David Simpson to approve the budget amendments for SB 22 funds received for the prosecutor office for \$8,779.00 revenue and \$8,779.00 expenses. Motion carried unanimously.

BUDGET TRANSFERS

No action needed.

BUDGET LINE ITEM TRANSFERS

David Simpson made a motion which was seconded by Jackie Don May Jr to approve the budget line item transfers as shownbelow:

SO- \$17,736.00 from Wages- Employees  
\$17,735.00 to Comp taken  
1.00 to Salaries-elected  
\$ 500.00 from Dues & Publications  
\$ 500.00 to Travel/transport  
\$ 3,000.00 from Fuel expense  
\$ 3,000.00 to Vehicle Expense  
CoAtty-\$ 266.00 from Supplies  
\$ 61.00 to Conf & Training Staff  
\$ 205.00 to Postage & Box rent

Motion carried unanimously.

BURN BAN

No action taken.

JUDGES REPORT

He expressed his thanks to his employee for preparation of Court and mentioned that the Jury Trial concerning a tax suit would be starting Monday in District Clerk.

COMMISSIONERS REPORT

Thank yous were expressed for the retirement party for Ken Daughtry.

PCT #3-OPENING OF BIDS FOR SURPLUS PROPERTY AND ACCEPTANCE AND/OR REJECTION

The following bids were received:

1985 Clement Belly Dump Trailer	C.B. Bryant	\$1,000.00	Rejected
1993 IH Truck	Wayne Zybach	\$5,250.00	Accepted
2009 Kenworth Truck	C.B. Bryant	\$5,000.00	Accepted
JD 755C Track Loader FA #21-17	Dwayne Myers	\$3,500.00	Accepted

David Simpson made a motion which was seconded by Jackie Don May Jr to reject the bid for the Clement trailer in the amount of \$1,000.00. Motion carried unanimously.

David Simpson made a motion which was seconded by John Walker to accept the bids for the IH Truck, Kenworth Truck and JD track loader as shown above. Motion carried unanimously.

PCT #1-ROAD CLOSED IN MOBEETIE-Clampitt Street-Block 44

Jackie Don May Jr made a motion which was seconded by Phillip Gaines to close Clampitt Street in Block 44, Mobeetie, Texas. Motion carried unanimously.

MEMORANDUM OF UNDERSTANDING APPROVED-Remaining ARPA funds-Road Materials-\$445,641.02

John Walker made a motion which was seconded by Jackie Don May Jr to approve and adopt the Memorandum of Understanding for the use of \$445,641.02 in ARPA funds for road materials between October 1, 2024 and September 30, 2026. Motion carried unanimously.

APPROVAL OF INVITATION BID PACKET FOR CONTRACT #RB 2025 1-Road Materials using ARPA Funds

Phillip Gaines made a motion which was seconded by Jackie Don May Jr to approve the invitation bid packet for contract #RB-2025\_1 for Road materials using ARPA funds. Motion carried unanimously.

TAX-APPROVAL OF TAX DEED-Romans Addition-Shamrock, Texas-Danesha Maxwell

Jackie Don May Jr made a motion which was seconded by Phillip Gaines to approve the Tax Deed for sale of the N/60' x 120', Lot 4, Block LIV, Romans Addition, Shamrock to Danesha Maxwell for \$3,600.00. Motion carried unanimously.

SO-ANELINE GALLARDO CHANGED FROM PART TIME TO FULL TIME, effective November 1, 2024-\$20.43 hourly

Phillip Gaines made a motion which was seconded by John Walker to change Aneline Gallardo from part time to full time status, effective November 1, 2024. Motion carried unanimously.

SO-CONTRACT FOR SHREDDER-Tascosa Office Machines-\$155.07 monthly

At the request of Sheriff Department, David Simpson made a motion which was seconded by Jackie Don May Jr to approve the new contract with Tascosa Office Machines for a new shredder with a monthly rate of \$155.07. Motion carried unanimously.

SO-SURPLUS EQUIPMENT DECLARED

Jackie Don May Jr made a motion which was seconded by David Simpson to declare the following as surplus property of the Sheriff Department: HP Color Laser Jet Pro printer, Old kiosk from jail cells, Old outdoor cameras, 1 washer, 1 dryer, 1 star wall decoration, 2 small tables, 1 mirror, 7 chairs, 8 office chairs, 8 desks, 3 shelves, 3 cabinets, 15 filing cabinets, 2 tables, 3 wooden chairs. Motion carried unanimously.

SO-SETTING SPENDING LIMITS FOR OUTGOING SHERIFF LGC 130.098-\$5,000.00

Jackie Don May Jr made a motion which was seconded by John Walker to set the spending limit of outgoing Sheriff Carter at \$5,000.00 as allowed by LGC 130.098 and in the Wheeler County Policy manual. Motion carried unanimously.

COOPERATIVE AGREEMENT WITH TEXAS A&M AGRILIFE EXTENSION SERVICE-5 year term

Phillip Gaines made a motion which was seconded by David Simpson to enter into a Cooperative Agreement with Texas A&M AgriLife Extension Service for a 5 year term. Motion carried unanimously.

DEBIT OBLIGATION REPORT APPROVED-Zero Debt Reflected

Phillip Gaines made a motion which was seconded by David Simpson to approve the Debt Obligation Report, which reflects Zero debt by Wheeler county. Motion carried unanimously.

ATTORNEY-PLACEMENT ON RETAINER FOR LEGAL CONSULTATION, DOCUMENT PREPARATION AND REVIEW-Bryan Guymon

After discussion, no action was taken.

EMERGENCY MANAGEMENT COORDINATOR-COUNTY JUDGE ALLOWED TO RECOMMEND A PERSON FOR CONTRACT

Jackie Don May Jr made a motion which was seconded by David Simpson to allow Judge McDowell to consult with the other 9 taxing entities in Wheeler County and return to court with a recommendation for an Emergency Management Coordinator to be employed on a contract basis, to be paid with previously budgeted funds. Motion carried unanimously.

RURAL LAW ENFORCEMENT GRANT AGREEMENT (2024 SB22) Award #1a-000000958

John Walker made a motion which was seconded by Phillip Gaines to approve the Grant Agreement with the Comptroller of Public Accounts for the Rural Law Enforcement Salary Assistance Program, Effective October 15, 2024 and expiring September 30, 2025. Motion carried unanimously.

ENGAGEMENT LETTER WITH DOSHIER, PICKENS & FRANCIS FOR ANNUAL AUDIT SERVICES

Phillip Gaines made a motion which was seconded by David Simpson to approve and enter into a Letter of Agreement with Doshier, Pickens & Francis to perform the Countys annual audit for fiscal year ending September 30, 2024. Motion carried unanimously.

JP #2-INTERNET CHANGE FROM RISE BROADBAND TO RESOUND NETWORKS-\$109.22 MONTHLY

John Walker made a motion which was seconded by David Simpson to change from Rise Broadband internet to Resound Networks for the JP #2 office. The monthly charge will be \$109.22. Motion carried unanimously.

PUBLIC HEARING-TAX ABATEMENT GUIDELINES AND CRITERIA-Chapter 312, Teas Tax Code

Jackie Don May Jr made a motion which was seconded by Phillip Gaines to enter in Public Hearing at 9:35 AM for the purpose of Tax Abatement Guidelines and Criteria. Motion carried unanimously.

During the Public Hearing the following citizens in attendance spoke to the Court:

Chalone Hefley, Crystal Hermesmyer, Renee Warren, Crystal McIntire, and Dan Sams. Topics were: existing business owners without abatements, infrastructure in Shamrock, number of employees, start date, expiration of time, terms of abatement.

At 10:00 Phillip Gaines made a motion to return to Regular Session of court. Motion was seconded by David Simpson. Motion carried unanimously.

RESOLUTION TO PARTICIPATE AND UPDATES IN THE GUIDELINES AND CRITERIA FOR PARTICIPATION IN TAX ABATEMENT

Phillip Gaines made a motion which was seconded by David Simpson to approve a Resolution and extend its Abatement Guidelines and Criteria for participating in tax abatements. Motion carried unanimously.

AMENDED AND RESTATED TAX ABATEMENT AGREEMENT BETWEEN WHEELER COUNTY AND ECOLOMONDO

ENVIRONMENTAL SHAMROCK, INC

John Walker made a motion which was seconded by David Simpson to approve the Amended and Restated Tax Abatement Agreement with Wheeler County and Ecolomondo Environmental Shamrock, Inc, Motion carried unanimously.

IT-LARRY GATLIN APPOINTED AS LOCAL AGENCY SECURITY OFFICER (LASO)-Law Enforcement Center

John Walker made a motion which was seconded by David Simpson to appoint Larry Gatin as the Local Agency Security Officer (LASO) for the Wheeler County Law Enforcement Center. Motion carried unanimously.

COMMISSIONERS COURT DATE CHANGE-November 12, 2024

John Walker made a motion which was seconded by Phillip Gaines to change the November 11, 2024 court meeting date to November 12, 2024. Motion carried unanimously.

RESOLUTION FOR 2025 INDIGENT DEFENSE GRANT PROGRAM APPROVED

Jackie Don May Jr made a motion which was seconded by David Simpson to approve a Resolution for the 2025 Indigent Defense Grant Program. Motion carried unanimously.

PAYMENT OF BILLS

Jackie Don May Jr made a motion which was seconded by Phillip Gaines to pay the bills as approved. Motion carried unanimously.

EXECUTIVE SESSION

No action needed.

ADJOURNMENT OF MEETING

Phillip Gaines made a motion which was seconded by Jackie Don May Jr to adjournment the meeting. Motion carried unanimously.

JUDGE PAT MCDOWELL

\_\_\_\_\_  
MARGARET DORMAN, COUNTY CLERK

APPROVED: \_\_\_\_\_