

THE STATE OF TEXAS)
 :
COUNTY OF WINKLER)

On this the 14th day of March, 2016, the Commissioners' Court of Winkler County, Texas, met in Regular Term of Court at the Courthouse in Kermit, Texas, with the following members present, to-wit:

- | | |
|--------------------|--|
| Charles M. Wolf | County Judge |
| Billy Stevens | Commissioner, Precinct No. 1 |
| Robbie Wolf | Commissioner, Precinct No. 2 |
| Randy Neal | Commissioner, Precinct No. 3 |
| Billy Ray Thompson | Commissioner, Precinct No. 4 |
| Shethelia Reed | County Clerk and Ex-Officio
Clerk of Commissioners' Court |

constituting the entire Court, at which time the following among other proceedings were had:

At 9:00 o'clock A.M. Judge Wolf called the meeting to order and asked for matters of business from the audience.

Judge Wolf asked at this time if any Commissioner wanted Consent Agenda item(s) moved to Discussion Agenda.

CONSENT AGENDA:

A motion was made by Commissioner Neal and seconded by Commissioner Thompson to approve the following consent agenda item(s):

- (a) Hospital software project claims
- (b) Payroll
- (c) Bills over \$500.00
- (d) Claims against County
- (e) Request to Construct Access Driveway Facilities on Winkler County Right-of-Way by Cactus Fresh Water LLC on County Road 528 in Wink

REQUEST TO CONSTRUCT ACCESS DRIVEWAY FACILITIES
ON WINKLER COUNTY RIGHT OF WAY

The County of Winkler, State of Texas, hereinafter called the County, hereby authorizes Cactus Fresh Water LLC, hereinafter called the Applicant, to construct access driveway in the county right of way abutting County Road 2038, in County Commissioner Precinct Number 2, as shown on the attached sketch or plat, for the purpose of ingress/egress to a Cactus Fresh Water Station (type of facility).

Name of Company Cactus Fresh Water LLC
Agent Marti Hays Telephone Number 432-209-1033
Comments 210
250
250
250

In consideration of the \$500.00 commercial application fee/ \$250.00 residential application fee, the undersigned Company / Resident agrees that such use shall be subject to the following terms, covenants and conditions, to-wit:

1. The Applicant hereby agrees to comply with the terms and conditions set forth in this permit for an access driveway on the county road right of way.
2. All construction and materials shall be subject to inspection and approval by the County Commissioner or Commissioners' Designee.
3. Maintenance of facilities constructed hereunder shall be the responsibility of the Applicant, and the County reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the county road. Change in design will be made only with the written approval of the County.
4. The Applicant shall hold harmless and defend the County and it's duly appointed agents and employees against any action for personal injury or property damage

5. Except for regulatory and guide signs at county roads, the Applicant shall not erect any sign on or extending over any portion of the county right of way, and vehicle service fixtures such as fuel pumps, vendor stands or tanks shall be located at least twelve (12) feet from the right of way line to ensure that any vehicle services from these fixtures will not be in the county right of way.
6. The County reserves the right to require a new access driveway permit in the event of a material change in driveway traffic volume or vehicle types.
7. This permit will become null and void if the above referenced driveway facilities are not constructed within ninety (90) days from the issuance date of this permit.
8. Applicant shall have all underground utilities marked by contacting Texas Excavation Safety System at Dig-Tess (800) 344-8377 prior to installation. Installation will not occur unless markers are present.
9. Applicant agrees to repair county road to the same condition as existed prior to commencement of the work on the roadway. Said driveway access will be paved with asphalt by applicant and signage put in place to advise vehicles to stop before entering county road.
10. Applicant will indemnify County against all losses, damages, liabilities, expenses or cost incurred or made by County as the necessary result of actions, suits or proceedings from any negligence in the performance of work in connection herewith for any defect in the roadway as a result of the work done by Applicant or its agents, employees and assigns.
11. In the event it becomes necessary after the date of this agreement for the said County roadway to be widened, Applicant will indemnify County for all expenses and costs in connection therewith for adjusting, lowering, deepening and casing said driveway in the County roadway.
12. In the event that any of the cut sections of the identified County road should sink or drop within a five (5) year period after that above-mentioned repair of such section, the Applicant will indemnify County for all costs incurred in connection with the adjustment and repair of such damaged sections.
13. It is further understood that no work will be done under this permit until written approval from the County has been received by the Applicant, and that the offices of the Winkler

County Judge and the County Commissioner Precinct Number 2 be advised twenty-four (24) hours prior to the beginning of work covered by this application.

Witness our hands this the 10 day of March, 2016.

Cactus Fresh Water LLC
BY: Marti Hays
APPLICANT
AGENT
240 Box 171
Winkler Texas
ADDRESS
432-209-1033
APPLICANT TELEPHONE

This Application was presented to the Winkler County Commissioners' Court on the 10 day of March, 2016, and was Approved or Denied as reflected in the Minutes of said meeting.

Charles M. Wolf
Winkler County Judge



(f) Payment in the amount of \$24,992.04 for Winkler County's 2nd Quarter pro-rate share of the 2016 Appraisal District Budget

Winkler County Appraisal District
107 East Winkler - P.O. Box 1219
Kermit, Texas 79745
(432) 586-2832
Fax (432) 586-3674

Winkler County
Kermit I.S.D.
Wink-Loving I.S.D.
City of Kermit
City of Wink

February 25, 2016

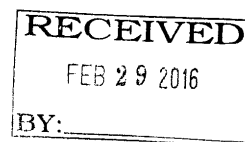
Winkler County
Attn: Judge Charles Wolf
Drawer Y
Kermit, TX 79745

2nd Quarter 2016

The County's pro-rate share for the 2016 Appraisal District Budget, due by April 1st, 2016, will be \$24,992.04.

Thank you,

Winkler County Appraisal District



(g) Payment in the amount of \$3,600.00 to Diamond A Ranch for caliche for County Road 404 from budgeted lateral road funds

(h) Payment of two (2) invoices in the total amount of \$32,786.51 to Capitol Aggregates, Inc. for County Road 101 from budgeted lateral road funds

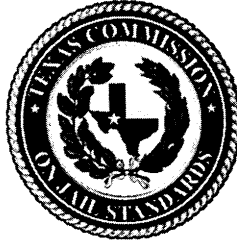
which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None

At this time the Court heard presentation of Annual Jail Report from Texas Commission on Jail Standards.

TEXAS COMMISSION ON JAIL STANDARDS

EXECUTIVE DIRECTOR
Brandon S. Wood



P.O. Box 12985
Austin, Texas 78711
Voice: (512) 463-5505
Fax: (512) 463-3185
Agency Website: <http://www.tcjs.state.tx.us>
E-mail Address: Brandon.wood@tcjs.state.tx.us

March 1, 2016

Sheriff George Keely
Winkler County Sheriff's Office
P. O. Box 860
Kermit, TX 79745-0860

Dear Sheriff Keely,

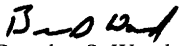
The Texas Commission on Jail Standards wishes to acknowledge the excellent work of the Winkler County Sheriff's Office with a Certificate of Compliance for the Winkler County Jail. The most recent inspection of your facility on February 29, 2016 by Texas Commission on Jail Standards Inspector Shane Sowell has demonstrated that your facility is in compliance with Texas Minimum Jail Standards.

The Certificate of Compliance demonstrates your outstanding leadership and the diligent work of your staff in complying with minimum jail standards. In addition, this achievement is a direct result of your office's commitment to excellence and is an example of dedication and professionalism in maintaining a safe, secure, and sanitary facility.

Providing the essential budgetary support for jail operations is also imperative to achieving compliance, so let me also congratulate the Winkler County Commissioners' Court for their vital support of jail operations.

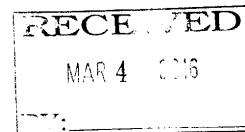
The citizens of Winkler County should be proud of your combined efforts, as is the Texas Commission on Jail Standards.

Respectfully,


Brandon S. Wood
Executive Director

BW/sh

cc: Judge Charles Wolf, Winkler County



Stanley D. Egger, Abilene, Vice Chair
Irene A. Armendariz, Austin

Sheriff Dennis D. Wilson, Groesbeck
Sheriff Gary Painter, Midland
Jerry W. Lowry, New Caney

Larry S. May, Sweetwater
Allan D. Cain, Carthage

*"The Commission on Jail Standards welcomes all suggestions and will promptly respond to all complaints directed against the agency or any facilities under its purview".
To empower local government to provide safe, secure and suitable local jail facilities through proper rules and procedures while promoting innovative programs and ideas*

The Court discussed 2016 paving projects, updated priority list and reallocating remaining funds. No action was taken at this time.

Following discussion concerning Winkler County Sheriff's Office K-9, a motion was made by Commissioner Neal and seconded by Commissioner Stevens to give the K-9 to the Crane Police Department; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None

Following discussion regarding use of softball field by the Winkler County Girls' Softball League, a motion was made by Commissioner Neal and seconded by Commissioner Thompson to allow the girls' softball league and boys' baseball leagues to use the new sports complex at no charge and that no tournaments will be allowed during regular season play; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None

A motion was made by Commissioner Neal and seconded by Commissioner Thompson to approve payment in the amount of \$87,716.82 (\$90,116.82 less \$2,400.00 for 2011 Police Interceptor VIN 2FABP7BV5BX162691 trade-in) to Kermit Motor Company, Inc. for three (3) 2016 Ford F150 Supercrews VIN 1FTEW1CF1GKD90177, VIN 1FTEW1CF3GKD90178 and VIN 1FTEW1CF5GKD90179 for Sheriff's Department from budgeted capital expenditure funds; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None



KERMIT MOTOR CO., INC.

201 S. Popular • 432.586.2551 voice • 432.586.5012 fax

Kermit, Texas 79745

INVOICE

Date : 03/07/16

Winkler County
PO Drawer Y
Kermit , TX 79745

Three 2016 Ford F150 Supercrews

VIN # 1FTEW1CF1GKD 90177
VIN # 1FTEW1CF3GKD90178
VIN# 1FTEW1CF5GKD90179

XLT, 5.0 V8, Power seat, locks, windows,
Cap chairs, Running boards,
Auto trans, Rear view Camera, Trailer tow pkg

3 @ \$30,038.94-----\$90,116.82

TRADE IN 2011 Police Interceptor -2,400.00
2 F A B P 7 B V 5 B X 1 6 2 6 9 1
NET DIFFERENCE AND TOTAL DUE \$87,716.82

Rec'd by _____

Following discussion regarding use, policies and fees for County buildings, parks and facilities, a motion was made by Commissioner Neal and seconded by Commissioner Thompson to charge anyone using the following county properties as follows:

1. Kermit baseball/softball fields - \$500.00 deposit and \$500.00 per day usage fee (restrooms and concession stand included);

2. Kermit Pavilion - \$350.00 deposit and \$100.00 per day usage fee;
3. Wink ball fields - \$250.00 deposit and \$125.00 per day usage fee; and
4. Wink Pavilion - \$250.00 deposit and \$75.00 per day usage fee,


which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
 Noes: None

Following discussion regarding proposed surplus County equipment to be sold at auction April 02, 2016 at Pecos County 4-H auction, a motion was made by Commissioner Stevens and seconded by Commissioner Thompson to declare the following vehicles and miscellaneous equipment as surplus;

OFFICE of the COUNTY JUDGE

CHARLES M. WOLF ~ WINKLER COUNTY



P.O. Drawer Y
 Kermit, TX 79745
 (432) 586-6658
 Fax (432) 586-3223

Debbie Simmons
 Administrative Assistant

March 7, 2016

The following equipment is to be declared as surplus and placed for sale at auction:

#2203	1965 JD 1010 Tractor	SN#8145
#5120	1964 JD 1010 Tractor	SN#5142
Meals	1997 Crown Vic	VIN 8658
WVFD	1995 Ford Van	VIN 3649
WVFD	2007 Chevrolet PU	VIN 4325
#2217	2001 Ford F250 PU	VIN 6930
EMS #30	2008 McCoy Ambulance	VIN 2621
EMS #29	2003 Ford Ambulance	VIN 5850
#5150	1989 Ford 6-Ton Water Truck	VIN 8516
WCMH	2000 Ford Escort	VIN 40027
Probation	1997 Ford Taurus	VIN 9150
EMS	2001 Chevy Rescue Truck	VIN 1GCHC29U81E253874
WVFD	1991 E1 Pumper	VIN 1003853

which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None

A motion was made by Commissioner Wolf and seconded by Commissioner Neal to accept funds in the amount of \$11,000.00 from Loving County for Winkler County Emergency Medical Service and approve expenditure of said funds; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None

A motion was made by Commissioner Neal and seconded by Commissioner Stevens to approve disbursement of budgeted funds in the amount of \$500.00 to Center for Crisis Advocacy; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None

A motion was made by Commissioner Wolf and seconded by Commissioner Stevens to approve transfer of 2006 Ford F350 4X4 VIN 10302 from Agrilife Extension Service to Winkler County EMS; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
Noes: None

There were no Winkler County Memorial Hospital line item transfer(s), budget amendment(s) or salary schedule change(s) for the Court to consider at this time.

A motion was made by Commissioner Neal and seconded by Commissioner Thompson to receive the following Monthly Reports from County Officials of fees earned and collected for the month of February, 2016:

MONTHLY REPORTS

Feb 2016

For the Month of

	Date Received	Amount
Tommy Duckworth, Co Attorney Fee	2/9/16 \$39.04	
Hot Check	2/9/16 \$15.00	
Charles Wolf, County Judge	Feb 16 3/8/16	\$4.00
Minerva Soltero, Tax Assessor	Feb 16 3/9/16	\$2802.32
Shethelia Reed, County Clerk	Feb 16 3/4/16	\$17,532.20
Glenda Mixon, JP Precinct #2	2/24/16 Feb 16 2/29/16	\$676.00
Sherry Terry, District Clerk	Feb 16 3/7/16	\$6991.89
Erma Coleman, JP Precinct #1	2/29/16 Feb 16 2/29/16	\$5603.25
George Keely, Sheriff	Feb 16 3/7/16	\$1487.15
Raul Santillan, Probation	Feb 16 3/1/16	\$12,400.63
Billy Stevens, Commissioner Precinct #1		
Robbie Wolf, Commissioner Precinct #2		
Randy Neal, Commissioner Precinct #3		
Billy Ray Thompson, Commissioner Precinct #4		
Jeanna Willhelm, Auditor Investment		
Eulonda Everest, Treasurer		
Lee Wilson, Constable Pct # 2	Jan 16 \$ & 2-16-16	Feb 16 & 2-16-16
Richard Crow, Constable Pct #1	Jan 16 \$75.00 3/4/16	Feb 16 & \$75.00 3/4/16

Date Received: Feb 16 Hot CK = \$45.00
 Feb 16 Criminal = \$73.34

which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
 Noes: None

There were no line item adjustment(s) for the Court to consider at this time.

There were no budget amendment(s) for the Court to consider at this time.

A motion was made by Commissioner Neal and seconded by Commissioner Thompson to adjourn the meeting; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Wolf, Neal and Thompson
 Noes: None

MINUTES approved the _____ day of _____, 20_____.

 COUNTY CLERK