

NOTICE OF MEETING  
COMMISSIONERS COURT OF GARZA COUNTY, TEXAS  
**MONDAY, FEBRUARY 8, 2010 AT 9:00 A.M.**  
COMMISSIONERS COURTROOM, GARZA COUNTY COURTHOUSE  
POST, TEXAS 79356

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COMPLETE AGENDA:

Call to Order- Monday, February 8, 2010 at 9:00 a.m.

**DELIBERATE AND CONSIDER ACTION ON THE FOLLOWING ITEMS:**

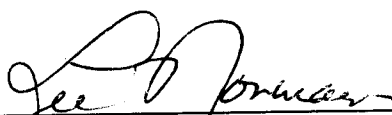
1. Minutes from Prior Meetings
2. Receive Reports from County Offices
3. Accounts Payable
4. Val York – Regarding Unknown Property Located in Burnham, Texas
5. Discuss to Approve Bid on Property Lot 13, Block 25, (508 Ralls Road), Post, Texas
6. Discuss to Approve Advertising to Purchase Used Maintainer
7. Discuss to Approve Interlocal Agreement for Alternative Dispute Services Between Lubbock and Garza Counties
8. Discuss Issues Regarding a Proposed Tax Abatement Agreement for Red Hollow Wind Energy Project
9. Budget Amendments and Line Item Transfers
10. Public Comment

**10:00 A.M. –Adjourn into Executive Session Under Section 551.071 of the Texas Open Meetings Act**

To Consult with the County Attorney and Legal Representative, John Cox, Regarding Issues of Permitting For Road Crossings Within the Scope of the City of Lubbock's Lake Alan Henry Pipeline Project, that May Concern Contemplated Litigation and Other Matters in Which the Duty of the Attorneys may Conflict With the Open Meetings Act.

**Reconvene into Open Court**

FILED FOR RECORD  
3 day of February 2010  
at 2:50 o'clock P. M.  
JIM PLUMMER  
COUNTY CLERK, GARZA COUNTY, TEXAS  
By Dina Kelly Deputy

  
\_\_\_\_\_  
Lee Norman - Garza County Judge

A regular meeting of the Commissioners' Court of Garza County, Texas was held on Monday, February 8, 2010 at 9:00 A.M. at the Commissioners' Courtroom, 300 W. Main St., Post, TX with the following members present: Lee Norman, Judge; Commissioners: Pct. 1-Gary McDaniel, Pct. 2-Charles Morris, Pct. 3-Ted Brannon and Pct. 4-Mike Sanchez.

County officials present: Jim Plummer, Clerk; Mike Munk, Attorney; Judy Bush, Tax Collector/Assessor; and Ruth Ann Young, Treasurer.

Also present: Billie Williams, Secretary to the Judge; John Cox, Attorney for the county on the City of Lubbock water pipeline project; and Rosa Latimer, Post Dispatch.

Judge Norman called the regular meeting to order at 9:02 A.M.

- Order 1: Minutes from the January 25, 2010 regular meeting, the January 29, 2010 special meeting and the February 5, 2010 special meeting were approved as presented with a motion by Commissioner Sanchez and seconded by Commissioner Brannon. With a majority of the court members voting aye, the motion carried and so ordered.
- Order 2: The following items of information were brought before the Court as a written report or for discussion:
- a. Treasurer
  - b. Budget Usage Analysis
  - c. Senior Transportation
  - d. Garza County Certificates of Obligation Bond Fund, 2008
  - e. Garza County Public Facilities Board Bond Funds, 2005
  - f. List of Sheriff's Department Employees
- Motion was made by Commissioner Morris and seconded by Commissioner Brannon to accept the reports as presented. With a majority of the court members voting aye, the motion carried and so ordered. (Reports are attached.)
- Order 3: Came on to be considered were the precinct and countywide accounts payable for January 26, 2010 through February 8, 2010. Motion was made by Commissioner McDaniel and seconded by Commissioner Sanchez that all such accounts presented in the fund requirement print-out are allowed and ordered paid and presented to the Treasurer for payment. With a majority of the court members voting aye, the motion carried and so ordered. (Printout is attached.)
- Order 5: Came on for consideration was a bid for county property located at 508 Ralls Road: Lot 13 Block 25 in the original town site of Post. The

taxes and arrearages owed are about \$1866.66. Appraised value in 2005 is \$490.

A motion was made by Commissioner Brannon and seconded by Commissioner Sanchez to accept the unsolicited bid from Willie Gibbs for \$600. With a majority of the court members voting aye, the motion carried and so ordered. (The bid information is attached.)

- Order 6: Came on for consideration was the advertising for bids for the purchase of a used maintainer.  
Commissioner Brannon is ready to place an ad in the paper requesting sealed bids for a used maintainer. Attorney Munk recommended that we should advertise for 14 days. Brannon has discussed the financing of \$145,000 with Citizens Bank at a variable rate for seven years. A motion was made by Commissioner Morris and seconded by Commissioner Sanchez to approve the advertising for sealed bids for a used maintainer for Commissioner Precinct 3.  
With a majority of the court members voting aye, the motion carried and so ordered.
- Order 7: Came on for consideration was an inter-local agreement between Garza County and Lubbock County for alternative dispute services (dispute resolution).  
A motion was made by Commissioner McDaniel and seconded by Commissioner Brannon to TABLE the item.  
With a majority of the court members voting aye, the motion carried and so ordered.
- Order 8: Came on for discussion was a proposed tax abatement agreement for the Red Hollow Wind Energy project.  
Judge Norman said that a public hearing will be held this Friday, February 12 at 9:00 A.M.  
Various issues were discussed about the abatement that could extend up to ten years. The county sets the criteria and the boundaries of the reinvestment zone.  
No action taken.
- Order 9: Came on for consideration were line item transfers and budget amendment requests.  
Two line item transfers were submitted.
- a. A motion was made by Commissioner McDaniel and seconded by Commissioner Morris to approve the line item transfer presented for the EMC office for \$1000. With a majority of the court members voting aye, the motion carried and so ordered.

b. A motion was made by Commissioner McDaniel and seconded by Commissioner Sanchez to approve the line item transfers presented for the Jail for \$20,000. With a majority of the court members voting aye, the motion carried and so ordered.

Order 4: Came on for discussion was unknown owners of property in the Burnham community with property owner Val York. She was not present to address the item. Commissioner McDaniel informed the court that he previously discussed with her that she wanted to clean up some of the lots around her. Commissioner Sanchez will talk to her about the issue and to have her present her plans to the court. No action was taken.

Order 10: Public Comment  
There was none.

The meeting recessed at 9:37 A.M.

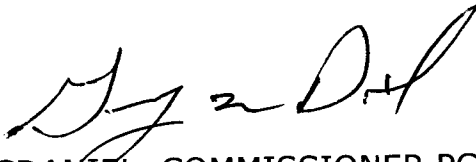
10:00 A.M. Adjourn into executive session under section 551.071 of the Texas Open Meetings Act.  
To consult with the county attorney and legal representative, John Cox, regarding issues of permitting for road crossings within the scope of the City of Lubbock's Lake Alan Henry pipeline project that may concern contemplated litigation and other matters in which the duty of the attorneys may conflict with the open meetings act.

The regular meeting reconvened at 12:03.

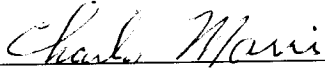
A motion was made by Commissioner Morris and seconded by Commissioner Sanchez to authorize legal representative John Cox to negotiate with the City of Lubbock a re-draft of the permit application.

The meeting adjourned at 12:12 P.M.

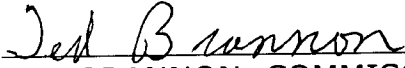
  
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LEE NORMAN, COUNTY JUDGE



GARY MCDANIEL, COMMISSIONER PCT. 1



CHARLES MORRIS, COMMISSIONER PCT. 2

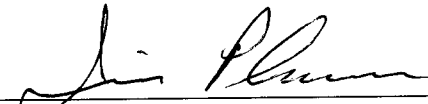


TED BRANNON, COMMISSIONER PCT. 3



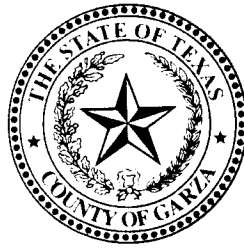
MIKE SANCHEZ, COMMISSIONER PCT. 4

ATTEST:



JIM PLUMMER, COUNTY CLERK

P.O. Box 366  
 300 West Main Street  
 Post, Texas 79356



Phone: 806-495-4430  
 Fax: 806-495-4431

**JIM PLUMMER**  
 District and County Clerk

**Welcome to the  
 Commissioners Court  
 of Garza County**

*Please leave any printed  
 material you presented  
 with the Clerk.  
 Thank You!*

Date: FEB. 8, 2010

	Name (please print)	Organization's Name	Addressing the Court "Yes" or "No"	Leaving Printed Material "Yes" or "No"
1	Alex Lantier	West Dispatch	no	no
2	John Lee	WELFARES	yes	yes
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