

**NOTICE OF MEETING  
COMMISSIONERS COURT OF GARZA COUNTY, TEXAS  
FRIDAY OCTOBER 8, 2010 AT 9:00 A.M.  
GARZA COUNTY EXTENSION OFFICE  
215 WEST MAIN, POST, TEXAS 79356**

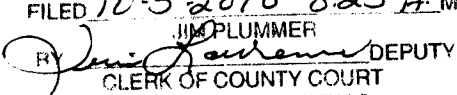
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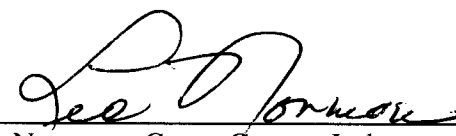
**COMPLETE AGENDA:**

Call to Order- Friday, October 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. Eric Cravy - Discuss Invoices for Constable -Pct. 2
5. Discuss to Approve Annual Terms of Court for the Year, Feb., May, August & November
6. Consider and Approve Entering into a Tax Abatement Agreement with Red Hollow Wind LLC
7. Tour of Detention Center
8. Budget Amendments and Line Item Transfers
9. Public Comment

FILED 10-5-2010 8:25 A.M.  
JIM PLUMMER  
BY  DEPUTY  
CLERK OF COUNTY COURT  
GARZA COUNTY, TEXAS

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

*The meeting was held Friday, October 8, 2010 due to Monday, October 11, 2010 being a holiday.*

A regular meeting of the Commissioners' Court of Garza County, Texas was held on Friday, October 8, 2010 at 9:00 A.M. at the AgriLife Extension office, 215 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; Ruth Ann Young, Treasurer; Judy Bush, Tax Collector/Assessor; Mike Munk; Attorney; and Eric Cravy, Constable 2.

Also present: Billie Williams, Secretary to the Judge; Harry Record, candidate; Jerry Benham, candidate; W. Calloway Huffaker, attorney; Billy and Sue Weaver; Randy Sowell, Freemantle Energy; and Rosa Latimer, Post Dispatch.

Judge Norman called the meeting to order at 9:04 A.M.

Order 1: Minutes from the September 28, 2010 regular meeting were approved as amended with a motion by Commissioner McDaniel and seconded by Commissioner Sanchez. 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. District/County Clerk
- d. Tax Collector/Assessor
- e. AgriLife/Jones
- f. AgriLife/McDonald
- g. The judge referred to a letter given to him by District Judge Carter Schildknecht from the Texas Attorney General's office thanking the court for its part in collecting child support payments.
- h. The judge referred to a letter from Governor Perry concerning assistance for damages and losses incurred by weather related to Hurricane Alex. Twelve homes in Garza County have been reported with damage.

Motion was made by Commissioner McDaniel and seconded by Commissioner Morris 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 for consideration was the precinct and countywide accounts payable for September 28, 2010 through October 8, 2010. Motion was made by Commissioner Sanchez and seconded by Commissioner Brannon that all such accounts presented in the fund requirement print-out are allowed, 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 4: Came on before the court was Eric Cravy to discuss invoices for the Constable Precinct 2 office. Cravy inquired about invoices submitted to the treasurer in the 2009-2010 fiscal year for ammunition, a gun case and a scope for a high power long range weapon. Cravy claimed he needs the items to be ready for all situations. At the time these expenses were presented for approval, the commissioners declined payment. The judge and two commissioners gave their reasons for not approving the purchases. Judge Norman said he spoke with Cravy a year ago about these types of expenditures and whether they were appropriate. No action was taken.
- Order 5: Came on for consideration was the annual terms of court for the year: February, May, August and November. Judge Norman explained that historically Garza County set the terms in January, but statute states differently. Therefore, he wanted to get in line with the law. Motion was made by Commissioner Brannon and seconded by Commissioner Morris to approve the terms of county court for 2011 as February, May, August and November. With a majority of the court members voting aye, the motion carried and so ordered.
- Order 7: The court considered taking a tour of the (juvenile) detention center. The court did not take a tour.
- Order 8: Came on for consideration were line item transfers and budget amendment requests. None were submitted.
- Order 9: Public Comment  
None were presented.

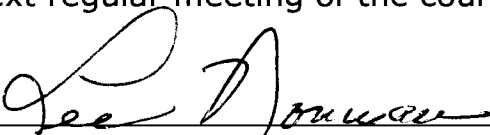
Order 6: Came on for consideration was entering into a tax abatement agreement with Red Hollow Wind, LLC. (a project of Freemantle Energy).  
Cal Huffaker, an attorney working with the county answered questions of the court. He explained that: the county has the authority to grant the abatement, encouraged the court to communicate and work with other taxing entities and look at the abatement as a whole and not just how it affects one entity.  
Judge Norman expressed that the other taxing entities have been notified as required by law.  
(Letter from Huffaker is attached.)

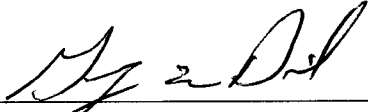
The meeting recessed at 9:50 A.M.

The meeting resumed at 11:30 A.M.

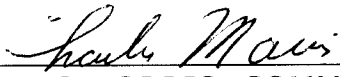
Order 6: (Continued)  
Came on for consideration was entering into a tax abatement agreement with Red Hollow Wind, LLC. (a project of Freemantle Energy.)  
Randy Sowell of Freemantle Energy stated that the proposed project is to be between 15 and 101 megawatts, and a minimum of a \$15 million project.  
Conditions discussed:  
a. The annual community outreach contribution is to be administered and determined by the commissioners' court.  
b. If project grows after the original phase, the abatement issue will need to be considered separately.  
A motion was made by Commissioner Morris and seconded by Commissioner Sanchez to authorize Cal Huffaker to amend the proposed agreement for presentation at the next regular meeting of the commissioners' court.  
With a majority of the court members voting aye, the motion carried and so ordered. Commissioner McDaniel abstained.

The next regular meeting of the court is set for Monday, October 25, 2010.

  
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LEE NORMAN, COUNTY JUDGE

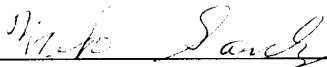


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GARY MCDANIEL, COMMISSIONER PCT. 1



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CHARLES MORRIS, COMMISSIONER PCT. 2

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TED BRANNON, COMMISSIONER PCT. 3



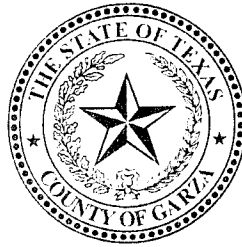
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MIKE SANCHEZ, COMMISSIONER PCT. 4

ATTEST:



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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: Oct. 8, 2010

	Name (please print)	Organization's Name	Addressing the Court "Yes" or "No"	Leaving Printed Material "Yes" or "No"
1	JERRY BENHAM		NO	NO
2	W. C. CROWLEY HUFFAKER			
3	Billy DeLeon		NO	NO
4	Lucy Heaven		No	No
5	Wilson		YES	NO
6	Varry Record		No	no
7	Casey Gray		yes	yes
8	Jimmy Bantford	Sheriff's Office	No	No
9	FANDY SOWELL	PREMANVILLE ENERGY	YES	NO
10	Rosa Latimer	Post Dispatch	no	no
11				
12				
13				
14				
15				