



STATE OF TEXAS

COUNTY OF RANDALL

Be it remembered on this the 9th day of November, 2021 there came to and was held a Regular Meeting at 9:00 a.m. of the Commissioners' Court in and for Randall County, Texas with the following present and presiding:

Christy Dyer	Presiding County Judge
Rusty Carnes	Commissioner Precinct 1
Mark C. Benton	Commissioner Precinct 2
Bob Robinson	Commissioner Precinct 3
Buddy DeFord	Commissioner Precinct 4

Also present at the meeting was Richard Gore, Legal Counsel, Karon Kantor, County Auditor and Susan B. Allen, County Clerk.

Buddy DeFord, Commissioner Precinct 4, gave the invocation.

RANDALL COUNTY COMMISSIONERS' COURT AGENDA

November 9, 2021

9:00 A.M.

COMMISSIONERS' COURTROOM

FINANCE BUILDING

501 16TH STREET, SUITE 305, CANYON TEXAS

Invocation: Commissioner Buddy DeFord, Precinct 4

Due to an increase in Covid-19 cases, the public is invited to attend the Randall County Commissioners Court Meeting remotely, and present testimony or comments regarding any agenda item. Those attending may ask to be recognized by clicking the "Raise Hand" button on zoom.

1. Discuss and take action on approving minutes of the October 26, 2021 meeting of the Randall County Commissioners Court. (CD)
2. Discussion of proposed redistricting plan by the Commissioners Court and any amendments, if necessary, to finalize the proposed plan for adoption; and possible adoption. (RG)

Executive Session. The Court may go into executive session pursuant to Texas Government Code §551.071 to receive advice from legal counsel regarding the Court's redistricting. (RG)

3. Presentation by City of Canyon on potential TIRZ. (CD)
4. Canvass the precinct election returns from the November 2, 2021 Constitutional Amendment Election pursuant to Election Code 67.002. (Elections Administrator)
5. Discuss and take action on a resolution casting votes for the members of the Board of Directors of the Randall County Appraisal District. (RG)
6. Discuss and take action on approving reappointment of Ms. Amy Hord to the Texas Panhandle Centers Board of Trustees. (CD)
7. Discuss and take action on approving reappointment of Judi Smith and Brenda Adams to the Amarillo Area Public Health Board for a 3-year term. (CD)
8. Discuss and take action on approving contract execution for the Texas Emergency Services Retirement System and Randall County Sheriff Emergency Services Unit. (Sheriff's Office)

9. Discuss and take action on approving order prohibiting fires in Randall County, Texas. (Fire Chief)
10. Discuss and take action on approving 3 Utility Joint Use Agreement between Randall County and Pathwayz Communications for fiber optic lines going from east side of South Washington to the west side of South Washington. (Road & Bridge)
11. Discuss and take action on approving Utility Joint Use Agreement between Randall County and Pathwayz Communications for fiber optic line at 1202 SW 76th Ave. crossing S Washington. (Road & Bridge)
12. Discuss and take action on approving Utility Joint Use Agreement between Randall County and Pathwayz Communications for fiber optic lines beginning on the south side of W. Sundown Lane heading south to 1263 W. Sundown lane. (Road & Bridge)
13. Discuss and take action on approving method of procurement for Formula XX (road stabilizer) utilizing TIPS Contract #181106. (Purchasing)
14. Discuss and take action on approving method of procurement for SCBA's (self-contained breathing apparatus) utilizing BuyBoard Contract #603-20. (Purchasing)
15. Discuss and take action on a resolution adopting changes to the Randall County Purchasing Policy & Procedures Manual relating to change orders. (RG)
16. Discuss and take action on approving cellular phone allowances. (Auditor)
17. Discuss and take action on approving line item transfer. (Auditor)
18. Discuss and take action on approving budget amendment for FY21. (Auditor)
19. Discuss and take action on approving budget amendment for FY22. (Auditor)
20. Discuss and take action on approving Randall County employees request to attend meetings and conferences. (Auditor)
21. Approval of vouchers. (Auditor)
22. Accept official reports.
23. Closed meeting pursuant to Government Code section 551.071 to consult with counsel regarding pending or contemplated litigation or on a matter made confidential under the Texas Disciplinary Rules of Professional Conduct. (Andrew Evans)
24. Discuss and take action on request by Joel Richardson for reimbursement of his attorney's fees, costs and expense incurred in the State of Texas v. Joel Richardson matter. (Andrew Evans)

25. Discuss and take action on payment of attorney's fees, cost and expenses incurred by Randall County for the representation of Karon Kantor and other Randall County employees in the State of Texas v. Joel Richardson matter. (Andrew Evans)
26. Discuss and take action on payment of attorney's fees, costs and expenses incurred by special prosecutor Tod Hatter in the State of Texas v. Joel Richardson matter. If he has already been paid, a reimbursement of those costs and expenses to the appropriate budgetary fund. (Andrew Evans)
27. Discuss and take action on proposed Emergency Budgetary Amendment for the payment of all attorney's fees, costs and expenses incurred in the State of Texas v. Joel Richardson matter, pursuant to Local Government Code section 111.010, 111.011 and 157.901. (Andrew Evans)
28. Discuss and take action on a compromise settlement agreement and release in full of all claims with Zachery Townsend. (Andrew Evans)
29. Discuss and take action on a compromise settlement agreement and release in full of all claims with Jessica Beasley. (Andrew Evans)
30. Closed meeting Pursuant to Government Code section 551.071 to consult with counsel regarding pending or contemplated litigation or on a matter made confidential under the Texas Disciplinary Rules of Professional Conduct. (RG)
31. Discuss and take action on a resolution supporting the adoption of the State of Texas and Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet. (RG)

Persons who wish to attend the Randall County Commissioner's Court may join by computer, tablet or smartphone. The GoToMeeting information is located on the Randall County webpage <https://randallcounty.com/222/Commissioners-Court>

This agenda notice is made in accordance with Texas Government Code Annotated, Chapter 551 (Vernon 1994), Texas Open Meetings Act.

Agenda items may not necessarily be considered in the order listed on the agenda,

The Randall County Commissioners' Court reserves the right to adjourn into executive session at anytime during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (employee matters), 51.076 (deliberations about security devices and 551.086 (economic development). See also OP. Tex. Att'y Gen No. JC-0057 (1999); Att'y. LO-90-27.

Christy Dyer
Randall County Judge

Due to an increase in Covid-19 cases, the public is invited to attend the Randall County Commissioners Court Meeting remotely, and present testimony or comments regarding any agenda item. Those attending may ask to be recognized by clicking the “Raise Hand” button on zoom.

None

1. Discuss and take action on approving minutes of the October 26, 2021 meeting of the Randall County Commissioners Court. (CD)

MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 1

NAYS: None.

Motion carried by 5-0 vote.

2. Discussion of proposed redistricting plan by the Commissioners Court and any amendments, if necessary, to finalize the proposed plan for adoption; and possible adoption. (RG)

MOTION was made by Commissioner Robinson. I move we approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 2

NAYS: None.

Resolution 2021-60

Motion carried by 5-0 vote.

Executive Session. The Court may go into executive session pursuant to Texas Government Code §551.071 to receive advice from legal counsel regarding the Court’s redistricting. (RG)

3. Presentation by City of Canyon on potential TIRZ. (CD)

Exhibit 3

4. Canvass the precinct election returns from the November 2, 2021 Constitutional Amendment Election pursuant to Election Code 67.002. (Elections Administrator)

MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 4

NAYS: None.

Motion carried by 5-0 vote.

5. Discuss and take action on a resolution casting votes for the members of the Board of Directors of the Randall County Appraisal District. (RG)

MOTION was made by Commissioner Robinson. Judge, I move that we allocate all the Randall County votes that Bob Lindsey is our nominee.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 5

NAYS: None.

Resolution 2021-61

Motion carried by 5-0 vote.

6. Discuss and take action on approving reappointment of Ms. Amy Hord to the Texas Panhandle Centers Board of Trustees. (CD)

MOTION was made by Commissioner Carnes. I move we approve.

SECOND was made by Commissioner Robinson.

AYES: Five.

Exhibit 6

NAYS: None.

Motion carried by 5-0 vote.

7. Discuss and take action on approving reappointment of Judi Smith and Brenda Adams to the Amarillo Area Public Health Board for a 3-year term. (CD)

MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 7

NAYS: None.

Motion carried by 5-0 vote.

8. Discuss and take action on approving contract execution for the Texas Emergency Services Retirement System and Randall County Sheriff Emergency Services Unit. (Sheriff's Office)

MOTION was made by Commissioner DeFord. I make a motion we approve this.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 8

NAYS: None.

Motion carried by 5-0 vote.

9. Discuss and take action on approving order prohibiting fires in Randall County, Texas. (Fire Chief)

MOTION was made by Commissioner DeFord. I make a motion to approve this.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 9

NAYS: None.

Resolution 2021-62

Motion carried by 5-0 vote.

10. Discuss and take action on approving 3 Utility Joint Use Agreement between Randall County and Pathwayz Communications for fiber optic lines going from east side of South Washington to the west side of South Washington. (Road & Bridge)

MOTION was made by Commissioner DeFord. I make a motion we approve.

SECOND was made by Commissioner Robinson.

AYES: Five.

Exhibit 10

NAYS: None.

Motion carried by 5-0 vote.

11. Discuss and take action on approving Utility Joint Use Agreement between Randall County and Pathwayz Communications for fiber optic line at 1202 SW 76th Ave. crossing S Washington. (Road & Bridge)

MOTION was made by Commissioner Robinson. I move we approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 11

NAYS: None.

Motion carried by 5-0 vote.

12. Discuss and take action on approving Utility Joint Use Agreement between Randall County and Pathwayz Communications for fiber optic lines beginning on the south side of W. Sundown Lane heading south to 1263 W. Sundown lane. (Road & Bridge)

MOTION was made by Commissioner Carnes. I move that we approve.

SECOND was made by Commissioner Robinson.

AYES: Five.

Exhibit 12

NAYS: None.

Motion carried by 5-0 vote.

13. Discuss and take action on approving method of procurement for Formula XX (road stabilizer) utilizing TIPS Contract #181106. (Purchasing)

MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 13

NAYS: None.

Motion carried by 5-0 vote.

14. Discuss and take action on approving method of procurement for SCBA's (self-contained breathing apparatus) utilizing BuyBoard Contract #603-20. (Purchasing)

MOTION was made by Commissioner DeFord. I make a motion to approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 14

NAYS: None.

Motion carried by 5-0 vote.

15. Discuss and take action on a resolution adopting changes to the Randall County Purchasing Policy & Procedures Manual relating to change orders. (RG)

MOTION was made by Commissioner Robinson. I move we approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 15

NAYS: None.

Resolution 2021-63

Motion carried by 5-0 vote.

16. Discuss and take action on approving cellular phone allowances. (Auditor)

MOTION was made by Commissioner Carnes. I move that we approve.

SECOND was made by Commissioner Robinson.

AYES: Five.

Exhibit 16

NAYS: None.

Motion carried by 5-0 vote.

17. Discuss and take action on approving line item transfer. (Auditor)

MOTION was made by Commissioner Benton. Move to approve.

SECOND was made by Commissioner Robinson.

AYES: Five.

Exhibit 17

NAYS: None.

Motion carried by 5-0 vote.

18. Discuss and take action on approving budget amendment for FY21. (Auditor)

MOTION was made by Commissioner Carnes. I move that we approve.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 18

NAYS: None.

Resolutions 2021-64-65-66

Motion carried by 5-0 vote.

19. Discuss and take action on approving budget amendment for FY22. (Auditor)

MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 19

NAYS: None.

Resolutions 2021-67-68

Motion carried by 5-0 vote.

20. Discuss and take action on approving Randall County employees request to attend meetings and conferences. (Auditor)

MOTION was made by Commissioner Carnes. I move that we approve.

SECOND was made by Commissioner Robinson.

AYES: Five.

Exhibit 20

NAYS: None.

Motion carried by 5-0 vote.

21. Approval of vouchers. (Auditor)

MOTION was made by Commissioner DeFord. I make a motion we approve the vouchers.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 21

NAYS: None.

Motion carried by 5-0 vote.

22. Accept official reports.

MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 22

NAYS: None.

Motion carried by 5-0 vote.

23. Closed meeting pursuant to Government Code section 551.071 to consult with counsel regarding pending or contemplated litigation or on a matter made confidential under the Texas Disciplinary Rules of Professional Conduct. (Andrew Evans)

Exhibit 23

24. Discuss and take action on request by Joel Richardson for reimbursement of his attorney's fees, costs and expense incurred in the State of Texas v. Joel Richardson matter. (Andrew Evans)

MOTION was made by Commissioner Benton. I move that we accept the reimbursements as detailed in the information that we just reviewed, with the stipulation that there is some confirming back up information that will be sent to Andrew Evans for his review and assuming that all that information is appropriate that we have approved the expenses.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 24

NAYS: None.

Resolution 2021-69

Motion carried by 5-0 vote.

25. Discuss and take action on payment of attorney's fees, cost and expenses incurred by Randall County for the representation of Karon Kantor and other Randall County employees in the State of Texas v. Joel Richardson matter. (Andrew Evans)

MOTION was made by Commissioner Robinson. I move we approve.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 25

NAYS: None.

Motion carried by 5-0 vote.

26. Discuss and take action on payment of attorney's fees, costs and expenses incurred by special prosecutor Tod Hatter in the State of Texas v. Joel Richardson matter. If he has already been paid, a reimbursement of those costs and expenses to the appropriate budgetary fund. (Andrew Evans)

MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 26

NAYS: None.

Motion carried by 5-0 vote.

27. Discuss and take action on proposed Emergency Budgetary Amendment for the payment of all attorney's fees, costs and expenses incurred in the State of Texas v. Joel Richardson matter, pursuant to Local Government Code section 111.010, 111.011 and 157.901. (Andrew Evans)

MOTION was made by Commissioner Carnes. I move that we approve.

SECOND was made by Commissioner Robinson.

AYES: Five.

Exhibit 27

NAYS: None.

Motion carried by 5-0 vote.

28. Discuss and take action on a compromise settlement agreement and release in full of all claims with Zachery Townsend. (Andrew Evans)

MOTION was made by Commissioner Robinson. I move we approve item twenty-eight.

SECOND was made by Commissioner Carnes.

AYES: Five.

Exhibit 28

NAYS: None.

Motion carried by 5-0 vote.

Judge Dyer states, “We will take a five- minute recess.”

MOTION was made by Commissioner Carnes. So move.

SECOND was made by Commissioner Benton.

AYES: Five.

NAYS: None.

Motion carried by 5-0 vote.

29. Discuss and take action on a compromise settlement agreement and release in full of all claims with Jessica Beasley. (Andrew Evans)
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MOTION was made by Commissioner Robinson. I move we approve.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 29

NAYS: None.

Motion carried by 5-0 vote.

30. Closed meeting Pursuant to Government Code section 551.071 to consult with counsel regarding pending or contemplated litigation or on a matter made confidential under the Texas Disciplinary Rules of Professional Conduct. (RG)
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Exhibit 30

31. Discuss and take action on a resolution supporting the adoption of the State of Texas and Texas Political Subdivisions’ Opioid Abatement Fund Council and Settlement Allocation Term Sheet. (RG)
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MOTION was made by Commissioner Robinson. Move we approve.

SECOND was made by Commissioner Benton.

AYES: Five.

Exhibit 31

NAYS: None.

Resolution 2021-70

Motion carried by 5-0 vote.

Judge Dyer adjourned the Randall County Commissioners' Court until 9:00 a.m., Tuesday November 23rd, 2021 in the Randall County Commissioners' Courtroom at 501 16th Street, Ste 305, Canyon, Texas.

I attest that the above proceedings are the true and correct notes/minutes taken in my capacity as ex-official for the Commissioners' Court of Randall County.

Signed this the 16th day of November, 2021.

Susan B. Allen

Susan B. Allen, Randall County Clerk

