

**NOTICE OF MEETING OF THE COMMISSIONERS' COURT OF  
HOCKLEY COUNTY, TEXAS**

Notice is hereby given that a Special meeting of the above named Commissioners' Court will be held on the 24<sup>TH</sup> day of June, 2013, at 10:00 A.M. in the Commissioners' Courtroom, Hockley County Courthouse, Levelland, Texas, at which time the following subjects will be discussed to-wit:

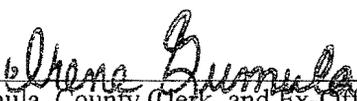
1. Read for approval the minutes of a Regular Meeting of the Commissioners Court held Monday, June 3, 2013.
2. Read for approval all monthly bills and claims submitted to the court and dated through June 24, 2013.
3. Hear Treasurer's monthly report for May, 2013.
4. Consider and take necessary action to approve the Revised Airport Zoning Ordinance.
5. Consider and take necessary action to approve the indigent health care prescription coverage guidelines.
6. Consider and take necessary action to approve the medical sick leave policy.
7. Consider and take necessary action to approve the indigent health care optional items.
8. Discuss the November's amendment election polling locations.
9. Consider and take necessary action on revision to county cell phone policy.

**COMMISSIONERS' COURT OF HOCKLEY COUNTY, TEXAS**

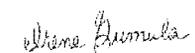
BY:   
Hockley County Judge

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of the above named Commissioners' Court, is a true and correct copy of said Notice on the bulletin board at the Courthouse, and at the east door of the Courthouse of Hockley County, Texas, as place readily accessible to the general public at all times on the 21<sup>ST</sup> day of June, 2013, and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Dated this 21<sup>ST</sup> day of June, 2013.

  
Irene Gumula, County Clerk, and Ex-Officio  
Clerk of Commissioners' Court, Hockley County, Texas

FILED FOR RECORD  
AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_

  
County Clerk, Hockley County, Texas

SPECIAL MEETING  
JUNE 24, 2013

Be it remembered that on this the 24<sup>TH</sup> day of June A.D. 2013, there came on to be held a Special meeting of the Commissioners' Court, and the Court having convened in Special session at the usual meeting place thereof at the Courthouse in Levelland, Texas, with the following members present to-wit:

Larry Sprowls	County Judge
Curtis D. Thrash	Commissioner Precinct No. 1
Larry Carter (ABSENT)	Commissioner Precinct No. 2
J. L. "Whitey" Barnett	Commissioner Precinct No. 3
Thomas R "Tommy" Clevenger	Commissioner Precinct No. 4

Irene Gumula, County Clerk, and Ex-Officio Clerk of Commissioners' Court when the following proceedings were had, to-wit:

Motion by Commissioner Barnett, seconded by Commissioner Thrash, 3 Votes Yes, 0 Votes No, that the Minutes of a Regular meeting of the Commissioners' Court, held on the 3<sup>rd</sup> day of June A.D. 2013, be approved and stand as read.

Motion by Commissioner Thrash, seconded by Commissioner Clevenger, 3 Votes Yes, 0 Votes No, that all monthly claims and bills, submitted to the Court, and dated through June 24, A.D. 2013, be approved and paid as read.

Motion by Commissioner Barnett, seconded by Commissioner Clevenger, 3 Votes Yes, 0 Votes No, that Commissioners' Court approve the Treasurers' Monthly Report for the month of May, 2013, as per Report recorded below.

TREASURER'S MAY 2013 FINANCIAL REPORT

THE STATE OF TEXAS  
COUNTY OF HOCKLEY  
AFFIDAVIT

The Treasurer's Monthly Report includes, but is not limited to, money received and disbursed; debts due to (if known) and owed by the county; and all other proceedings in the treasurer's office that pertain to the Financial Standing of Hockley County. {LGC 114.026(a)(b)}

The Treasurer's Books and the Auditor's General Ledger agree. The Bank Statements have been reconciled; any adjustments have been noted.

The affidavit must state the amount of the cash and other assets that are in the custody of the county treasurer at the time of the examination. {LGC 114.026 (d)} **\$19,268,266.29 Months Ending Balance**

Any interest earned that is posted by financial institutions to our accounts on the last business day of the month is included in the combined statement of receipts and disbursements with the exception of our Business Savings Accounts. Interest for our Savings Accounts will post the month after each quarter.

The Treasurer's Monthly Report has been submitted and the Bank Reconciliation is pending review by Auditor. {LGC 114.026(b)}

All investments are in compliance with both the Public Funds Investment Act and the Hockley County Investment Policy. The investment strategy is passive, which maintains a liquid cash flow and safety of the investment as priority. {LGC 2256.023}

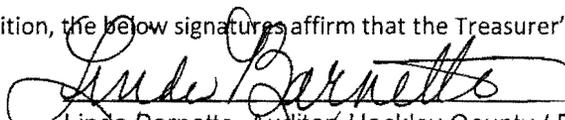
Therefore, Denise Bohannon, County Treasurer of Hockley County, Texas, who being fully sworn, upon oath says that the within and foregoing report is true and correct to the best of her knowledge.

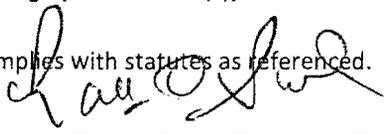
Filed with accompanying vouchers this the 24 day of Jun 2013

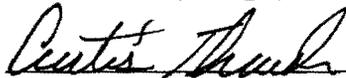
  
Denise Bohannon, Treasurer, Hockley County

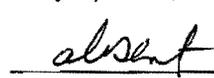
Commissioners' Court having reviewed the Treasurer's Report as presented, having taken reasonable steps to ensure its accuracy and based upon presentations of the Treasurer's Office approve the report, subject to the independent auditor's review and request that it be filed with the official minutes of this meeting. {LGC 114.026(c)}

In addition, the below signatures affirm that the Treasurer's Report complies with statutes as referenced. {LGC 114.026(d)}

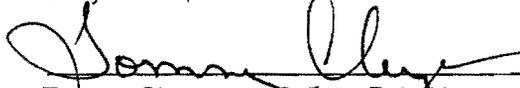
  
Linda Barnette, Auditor, Hockley County / Date

  
Larry Sprowls, County Judge

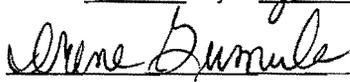
  
Curtis Thrash, Comm. Pct. #1

  
Larry Carter, Comm. Pct. #2

  
Whitey Barnett, Comm. Pct. #3

  
Tommy Clevenger, Comm. Pct. #4

Sworn to & Subscribed to Before Me, by the County Treasurer, the Auditor & Commissioners Court on this 24th day of Jun 2013.

  
Irene Gumula, County Clerk

Treasurer's Monthly Report  
*Prepared by Denise Bohannon, Hockley County Treasurer*

**SECTION 1 – Cash Flow**

**Page 1-5** Combined Statement of Cash Receipts and Disbursements

**Pages 6-7** Bank Collateral  
Pledged Securities the Banks have pledged on behalf of Hockley County

**Page 8** Bond Indebtedness

**Page 9** Certificates of Deposit

**SECTION 2 – Investments Long Term**

Per the Public Funds Investment Act and the Hockley County Investment Policies, the Investments Report is required on a Quarterly Basis. However, in an effort to keep the Commissioners' Court informed *available* Information is provided on a Monthly basis.

All investments are in compliance with both the Public Funds Investment Act and the Hockley County Investment Policy. The investment strategy is passive, which maintains a liquid cash flow and safety of The investment as priorities. {GC 2256.023}

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Investments – Funds are not immediately available – must wait until maturity

ACCOUNT NAME	BEGINNING CASH BALANCE	CASH RECEIPTS	CASH DISBURSEMENTS	ENDING CASH BALANCE
2013 096 CA/DA PRE-TRIAL DIVERSION FUND				
CASH	<u>36,038.18</u>	<u>3,457.68</u>	<u>.00</u>	<u>39,495.86</u>
FUND TOTALS	36,038.18	3,457.68	.00	39,495.86
2013 098 CLEARING FUND				
CASH	<u>.00</u>	<u>1,908,192.67</u>	<u>1,908,192.67-</u>	<u>.00</u>
FUND TOTALS	.00	1,908,192.67	1,908,192.67-	.00
GRAND TOTALS	<u>20,649,623.96</u>	<u>2,839,067.50</u>	<u>4,220,425.17-</u>	<u>19,268,266.29</u>

May Int. 14,662.58

ACCOUNT NAME	BEGINNING CASH BALANCE	CASH RECEIPTS	CASH DISBURSEMENTS	ENDING CASH BALANCE
FUND TOTALS	10,575.86	2,358.00	1,698.00-	11,235.86
2013 082 DA FORFEITURE FUND				
CASH	13,884.29	876.68	134.03-	14,626.94
FUND TOTALS	13,884.29	876.68	134.03-	14,626.94
2013 083 CA THEFT OF SERVICE				
CASH	5,714.39	664.48	1,767.74-	4,611.13
FUND TOTALS	5,714.39	664.48	1,767.74-	4,611.13
2013 084 SHERIFF WORK RELEASE PROGRAM				
CASH	1,826.22	1.56	.00	1,827.78
FUND TOTALS	1,826.22	1.56	.00	1,827.78
2013 085 HOCKLEY CO GRANTS FUND				
CASH	8,267.80	7.06	.00	8,274.86
FUND TOTALS	8,267.80	7.06	.00	8,274.86
2013 086 JAG GRANT FUND				
CASH	.00	.00	.00	.00
FUND TOTALS	.00	.00	.00	.00
2013 087 HC JUVENILE PROBATION FEES				
CASH/AIM	39,947.17	214.24	.00	40,161.41
FUND TOTALS	39,947.17	214.24	.00	40,161.41
2013 088 PAYROLL CLEARING ACCOUNT				
CASH/ASB	1,116.14	403,666.99	272,997.23-	131,785.90
FUND TOTALS	1,116.14	403,666.99	272,997.23-	131,785.90
2013 089 SEIZURE PROCEEDS FUND				
CASH/ASB	35,249.11	24.85	7,943.14-	27,330.82
FUND TOTALS	35,249.11	24.85	7,943.14-	27,330.82
2013 090 JUVENILE PROBATION FUND				
CASH/AIM	45,589.38	17,140.84	25,033.01-	37,697.21
FUND TOTALS	45,589.38	17,140.84	25,033.01-	37,697.21
2013 091 JUVENILE PROBATION RESTITUTION				
CASH	10,777.13	159.18	150.00-	10,786.31
FUND TOTALS	10,777.13	159.18	150.00-	10,786.31
2013 092 HOCKLEY COUNTY COMMUNITY SUPER				
CASH/ASB	78,410.17	11,542.63	36,548.26-	53,404.54
FUND TOTALS	78,410.17	11,542.63	36,548.26-	53,404.54
2013 093 HOCKLEY COUNTY MEDICAL FUND				
CASH/ASB	9,976.37	8.52	.00	9,984.89
FUND TOTALS	9,976.37	8.52	.00	9,984.89
2013 094 COUNTY ATTORNEY RESTITUTION				
CASH/ASB	1,268.90	.25	2,005.57-	736.42-
FUND TOTALS	1,268.90	.25	2,005.57-	736.42-
2013 095 D A RESTITUTION FUND				
CASH/ASB	2,860.07	77.49	.00	2,937.56
FUND TOTALS	2,860.07	77.49	.00	2,937.56

ACCOUNT NAME	BEGINNING CASH BALANCE	CASH RECEIPTS	CASH DISBURSEMENTS	ENDING CASH BALANCE
FUND TOTALS	2,854.76	2,004.00	3,263.00-	1,595.76
2013 054 JUSTICE OF PEACE #4				
CASH	937.05	939.20	931.10-	945.15
FUND TOTALS	937.05	939.20	931.10-	945.15
2013 055 JUSTICE OF PEACE #5				
CASH	39,307.25	38,750.25	41,772.78-	36,284.72
FUND TOTALS	39,307.25	38,750.25	41,772.78-	36,284.72
2013 056 SHERIFF FEE ACCOUNT				
CASH	753.89	1,611.15	1,205.00-	1,160.04
FUND TOTALS	753.89	1,611.15	1,205.00-	1,160.04
2013 057 SO TRAINING DONATIONS FUND				
CASH/ASB	1,966.27	1.67	.00	1,967.94
FUND TOTALS	1,966.27	1.67	.00	1,967.94
2013 060 I&S FUND: '88 HOSPITAL BOND				
CASH/ASB	36,941.17	30.41	.00	36,971.58
TODA - CD BALANCE	.00	.00	.00	.00
FUND TOTALS	36,941.17	30.41	.00	36,971.58
2013 065 MPEC INTEREST & SINKING FUND				
CASH	.00	.00	.00	.00
BUSINESS ELITE SAVINGS ACCT	409,700.37	7,400.87	.00	417,101.24
TDOA - INVESTMENT BALANCE	.00	.00	.00	.00
FUND TOTALS	409,700.37	7,400.87	.00	417,101.24
2013 066 MALLET CONSTRUCTION FUND				
CASH	.00	.00	.00	.00
BUSINESS ELITE SAVINGS ACCT	.00	.00	.00	.00
TDOA - CD	.00	.00	.00	.00
FUND TOTALS	.00	.00	.00	.00
2013 070 PERMANENT IMPROVEMENT FUND				
CASH/ASB	338,513.90	285.85	4,904.96-	333,894.79
FUND TOTALS	338,513.90	285.85	4,904.96-	333,894.79
2013 071 HOCKLEY CO ROAD BOND FUND				
CASH/AIM	20,772.30	17.75	.00	20,790.05
TDOA/ASB	.00	.00	.00	.00
FUND TOTALS	20,772.30	17.75	.00	20,790.05
2013 072 MALLET OPERATING FUND				
CASH/AIM	234,020.15	34,580.82	51,015.42-	217,585.55
FUND TOTALS	234,020.15	34,580.82	51,015.42-	217,585.55
2013 079 DA FEDERAL FORFEITED FUNDS				
CASH	4,220.98	3.58	.00	4,224.56
FUND TOTALS	4,220.98	3.58	.00	4,224.56
2013 080 FM & LR FUND				
CASH/AIM	4,398.96	3.75	.00	4,402.71
FUND TOTALS	4,398.96	3.75	.00	4,402.71
2013 081 DA TRUST ACCOUNT				
CASH/AIM	10,575.86	2,358.00	1,698.00-	11,235.86

ACCOUNT NAME	BEGINNING CASH BALANCE	CASH RECEIPTS	CASH DISBURSEMENTS	ENDING CASH BALANCE
FUND TOTALS	27,280.06	373.46	.00	27,653.52
2013 035 LIBRARY FUND				
CASH/AIM	68,904.74	628.77	19,939.60-	49,593.91
FUND TOTALS	68,904.74	628.77	19,939.60-	49,593.91
2013 039 DISTRICT CLERK PRESERVATION				
CASH/AIM	17,365.27	191.87	.00	17,557.14
FUND TOTALS	17,365.27	191.87	.00	17,557.14
2013 040 COUNTY CLERK PRESERVATION FUND				
CASH/AIM	45,156.81	5,645.10	5,375.74-	45,426.17
TDOA - CD BALANCE - ASB	.00	.00	.00	.00
FUND TOTALS	45,156.81	5,645.10	5,375.74-	45,426.17
2013 041 RECORDS MANAGEMENT OFFICER				
CASH/AIM	11,270.63	1,002.03	729.99-	11,542.67
FUND TOTALS	11,270.63	1,002.03	729.99-	11,542.67
2013 042 R&B EXTRA FEE ACCOUNT				
CASH/ASB	189,725.64	24,135.97	.00	213,861.61
FUND TOTALS	189,725.64	24,135.97	.00	213,861.61
2013 043 COURTHOUSE SECURITY FUND				
CASH/AIM	32,219.72	1,966.97	21,353.28-	12,833.41
FUND TOTALS	32,219.72	1,966.97	21,353.28-	12,833.41
2013 044 JUSTICE COURT TECHNOLOGY FUND				
CASH	47,266.83	1,805.32	1,033.50-	48,038.65
FUND TOTALS	47,266.83	1,805.32	1,033.50-	48,038.65
2013 045 SHERIFF CASH BOND ACCOUNT				
CASH	38,909.42	.00	2,000.00-	36,909.42
FUND TOTALS	38,909.42	.00	2,000.00-	36,909.42
2013 046 COUNTY CLERK CASH BOND ACCT				
CASH	53,619.02	.00	.00	53,619.02
FUND TOTALS	53,619.02	.00	.00	53,619.02
2013 047 JP5 CASH BOND ACCOUNT				
CASH	1,422.71	.00	.00	1,422.71
FUND TOTALS	1,422.71	.00	.00	1,422.71
2013 048 COUNTY CLERK				
CASH	48,532.54	37,071.46	48,112.92-	37,491.08
FUND TOTALS	48,532.54	37,071.46	48,112.92-	37,491.08
2013 050 JUSTICE BENEFIT FUND				
CASH	34,069.78	29.11	.00	34,098.89
FUND TOTALS	34,069.78	29.11	.00	34,098.89
2013 051 JUSTICE OF PEACE #1				
CASH	8,425.90	7,603.54	8,025.50-	8,003.94
FUND TOTALS	8,425.90	7,603.54	8,025.50-	8,003.94
2013 052 JUSTICE OF PEACE #2				
CASH	2,854.76	2,004.00	3,263.00-	1,595.76

ACCOUNT NAME	BEGINNING CASH BALANCE	CASH RECEIPTS	CASH DISBURSEMENTS	ENDING CASH BALANCE
2013 010 GENERAL FUND				
CASH/AIM	5,595,636.10	111,012.37	1,031,546.77-	4,675,101.70
TDOA/CD/ASB	.00	.00	.00	.00
FUND TOTALS	<u>5,595,636.10</u>	<u>111,012.37</u>	<u>1,031,546.77-</u>	<u>4,675,101.70</u>
2013 011 AD VALOREM TAX ACCOUNT				
CASH/AIM	37,088.00	31.50	.00	37,119.50
CASH/TO AD VAL EXCESS	6,458,291.01	50,338.57	.00	6,508,629.58
CASH/BUSINESS ELITE SAVINGS	.00	.00	.00	.00
TDOA - CD/ PLAT	<u>4,057,740.00</u>	<u>3,719.05</u>	<u>.00</u>	<u>4,061,459.05</u>
FUND TOTALS	<u>10,553,119.01</u>	<u>54,089.12</u>	<u>.00</u>	<u>10,607,208.13</u>
2013 012 OFFICERS SALARY FUND				
CASH/AIM	<u>742,273.44</u>	<u>65,335.73</u>	<u>440,789.44-</u>	<u>366,819.73</u>
FUND TOTALS	742,273.44	65,335.73	440,789.44-	366,819.73
2013 013 AUTO REGISTRATION FUND				
CASH/AIM	<u>326,445.93</u>	<u>79,022.00</u>	<u>.00</u>	<u>405,467.93</u>
FUND TOTALS	326,445.93	79,022.00	.00	405,467.93
2013 014 INDIGENT HEALTH CARE FUND				
CASH/AIM	<u>87,236.64</u>	<u>71.11</u>	<u>7,120.53-</u>	<u>80,187.22</u>
FUND TOTALS	87,236.64	71.11	7,120.53-	80,187.22
2013 016 HOCKLEY COUNTY: LEOSE FUND				
CASH/AIM	<u>17,846.36</u>	<u>15.25</u>	<u>.00</u>	<u>17,861.61</u>
FUND TOTALS	17,846.36	15.25	.00	17,861.61
2013 017 JURY FUND				
CASH/AIM	<u>127,213.89</u>	<u>893.86</u>	<u>31,048.39-</u>	<u>97,059.36</u>
FUND TOTALS	127,213.89	893.86	31,048.39-	97,059.36
2013 021 ROAD & BRIDGE #1				
CASH/AIM	258,128.05	204.07	52,146.07-	206,186.05
CASH/LAT1 AIM	<u>3,230.12</u>	<u>.00</u>	<u>.00</u>	<u>3,230.12</u>
FUND TOTALS	<u>261,358.17</u>	<u>204.07</u>	<u>52,146.07-</u>	<u>209,416.17</u>
2013 022 ROAD & BRIDGE #2				
CASH/AIM	178,888.95	183.79	63,432.23-	115,640.51
CASH/LATRD2/AIM	<u>64,697.88</u>	<u>.00</u>	<u>.00</u>	<u>64,697.88</u>
FUND TOTALS	<u>243,586.83</u>	<u>183.79</u>	<u>63,432.23-</u>	<u>180,338.39</u>
2013 023 ROAD & BRIDGE #3				
CASH/ASB	386,426.36	323.41	56,773.82-	329,975.95
CASH/LATRD3	<u>17,784.82</u>	<u>.00</u>	<u>.00</u>	<u>17,784.82</u>
FUND TOTALS	<u>404,211.18</u>	<u>323.41</u>	<u>56,773.82-</u>	<u>347,760.77</u>
2013 024 ROAD & BRIDGE #4				
CASH/ASB	204,958.69	153.04	64,195.82-	140,915.91
CASH/LATRD4	<u>2,331.44</u>	<u>.00</u>	<u>.00</u>	<u>2,331.44</u>
FUND TOTALS	<u>207,290.13</u>	<u>153.04</u>	<u>64,195.82-</u>	<u>143,247.35</u>
2013 025 ROAD & BRIDGE #5				
CASH/AIM	<u>63,348.98</u>	<u>13,287.73</u>	<u>7,239.66-</u>	<u>69,397.05</u>
FUND TOTALS	63,348.98	13,287.73	7,239.66-	69,397.05
2013 030 LAW LIBRARY FUND				
CASH/AIM	27,280.06	373.46	.00	27,653.52

Investment Portfolio Pledged Securities  
 AIM BANK  
 LITTLEFIELD, TX

InTrader (pledged )  
 Last: 04/30/2013  
 As-of: 05/31/2013  
 2AIM 1018373

Sec ID Loc	Ticket	Security Description Line 1 Security Description Line 2	Safekeeping Agent Rate	Maturity	Grp	Original Face S & P Par/Curr Face Moody	Priced Pledged	Book Value Market Value
PLEGGED TO: hockc								
3128LLV85		*HOCKLEY COUNTY						
TIB	213001965	FHLMC #2B0639 ARM	THE INDEPENDENT BANKERSBANK	2.301	06/01/2042	305	2,000,000.00	1,774,853.91
3128Q0GE1		FHLMC GOLD #J19197	THE INDEPENDENT BANKERSBANK				1,593,856.92	1,762,474.02
TIB	164030159		THE INDEPENDENT BANKERSBANK	3	05/01/2027	305	3,400,000.00	2,901,044.41
3138A45N1		FNMA #AH3552	THE INDEPENDENT BANKERSBANK				2,764,889.49	2,900,520.90
TIB	164027666		THE INDEPENDENT BANKERSBANK	3.5	02/01/2026	305	2,100,000.00	1,352,721.43
3138E4YC9		FNMA #AK0706	THE INDEPENDENT BANKERSBANK				1,264,632.39	1,336,344.34
TIB	164028308		THE INDEPENDENT BANKERSBANK	3.5	02/01/2027	305	2,222,500.00	1,843,552.00
3138E4YC9		FNMA #AK0706	THE INDEPENDENT BANKERSBANK				1,721,732.41	1,819,364.57
TIB	164028413		THE INDEPENDENT BANKERSBANK	3.5	02/01/2027	305	3,250,000.00	2,695,084.26
3138EGSH8		FNMA #AL0519	THE INDEPENDENT BANKERSBANK				2,517,718.94	2,660,488.13
TIB	164024507		THE INDEPENDENT BANKERSBANK	4	03/01/2026	305	2,500,000.00	1,842,247.11
3138EJNE4		FNMA #AL2188 ARM	THE INDEPENDENT BANKERSBANK				1,793,601.83	1,951,289.33
TIB	164027988		THE INDEPENDENT BANKERSBANK	2.375	06/01/2042	305	2,900,000.00	2,481,484.52
31416BHJ0		FNMA #B94933	THE INDEPENDENT BANKERSBANK				2,358,467.69	2,455,811.49
TIB	164006062		THE INDEPENDENT BANKERSBANK	5	09/01/2023	305	3,650,000.00	1,345,960.21
31418AF78		FNMA #MA1089	THE INDEPENDENT BANKERSBANK				1,272,039.27	1,373,471.08
TIB	164027935		THE INDEPENDENT BANKERSBANK	4	06/01/2032	305	2,850,000.00	2,685,546.66
31418AH76		FNMA #MA1153	THE INDEPENDENT BANKERSBANK				2,468,093.27	2,638,633.21
TIB	164029358		THE INDEPENDENT BANKERSBANK	3	08/01/2022	305	4,000,000.00	3,639,780.30
31418AJ33		FNMA #MA1181	THE INDEPENDENT BANKERSBANK				3,419,534.44	3,607,920.63
TIB	164029593		THE INDEPENDENT BANKERSBANK	3	09/01/2022	305	4,950,000.00	4,655,814.10
31418AK80		FNMA #MA1218	THE INDEPENDENT BANKERSBANK				4,369,739.12	4,610,473.20
TIB	164029388		THE INDEPENDENT BANKERSBANK	3	10/01/2022	305	3,950,000.00	3,777,995.47
31418AY35		FNMA POOL AE0729	THE INDEPENDENT BANKERSBANK				3,546,062.10	3,741,418.85
TIB	164024025		THE INDEPENDENT BANKERSBANK	4	01/01/2026	305	2,100,000.00	1,529,129.89
							1,421,902.31	1,540,246.06
TOTAL FOR PLEDGE ID hockc								
		Pledged: 13	Orig Face: 39,872,500.00	Current Face: 30,612,260.18	Market: 32,396,455.81	Book: 32,624,314.27		

Federal Home Loan Letter of Credit 10,000,000.00  
 42,624,314.27

00000000  
 00000000

The information contained herein is provided to the recipient as a reference only and is not guaranteed.  
 For more information please contact The Trust Company, Trust Department, 15700 S.W. 207th St.



From: Stephen Gutleber <SGutleber@platinumbanktexas.com>  
 To: hockleytreasurer <hockleytreasurer@aol.com>  
 Cc: Judy Rountree <Jroundree@platinumbanktexas.com>  
 Subject: Pledge Receipt  
 Date: Tue, Jun 4, 2013 8:22 am

**Platinum Bank  
 Pledge Agreement Summary  
 As of 05/31/13**

Attn: Denise Bohannon Hockley County 802 Houston Street Levelland, TX 79338
--

Pledge Agreement Collateralized by

	Account Balance (as of 3/31/13)	Type	Issuer	Cusp Number	Par Amount	Interest Rate	Maturity Date	Current Market Value (as of 5/21/13)
CD # 8565	\$ 2,050,122.19	MBS	GNMA	36241L4J2	1,159,798.99	4.500%	12/20/2031	1,055,205.93
CD # 8567	\$ 2,011,236.91	MUNI	JEFFERSON TX ISD	475214GV8	400,000.00	3.500%	2/15/2030	422,808.00
	\$ 4,061,459.10	MUNI	MAYPEARL TX ISD	578469KT4	500,000.00	3.000%	2/15/2032	516,035.00
		MUNI	ROSENBERG TX	777828VC9	595,000.00	4.050%	2/1/2025	641,118.45
		MBS	GNMA	36241L2J4	715,248.54	4.500%	8/15/2028	659,345.11
		MUNI	WEATHERFORD TX	947103MH0	300,000.00	4.125%	3/1/2028	333,861.00
		MUNI	KERRVILLE TX	492422LQ1	225,000.00	2.750%	2/15/2027	229,299.75
		Total Securities Pledged						<u>3,878,677.24</u>

FDIC Coverage 250,000.00  
 Total Securities Pledged \$ 3,878,677.24  
 Excess Coverage \$ (67,218.14)

INVESTMENT SECURITIES ARE NOT FDIC INSURED



Stephen Gutleber

Analyst - Department of Operations

[sgutleber@platinumbanktexas.com](mailto:sgutleber@platinumbanktexas.com)

[www.platinumbanktexas.com](http://www.platinumbanktexas.com)

Platinum Bank | 6502 Slide Rd., Suite 110 | Lubbock, TX 79424

Tel 806.698.5110 | Fax 806.771.8697

**HOCKLEY COUNTY Mallet Event Center and Arena  
\$14,515,000 - Bond Issue - 10 Year Repayment  
Fund 065, Series 2009 3.04%**

<b>FYE</b>	<b>Previous Balance Outstanding</b>	<b>Principal Payment Due</b>	<b>Interest Payment Due</b>	<b>Current Balance Outstanding</b>
<b>2010</b>	\$17,636,079.00	\$1,185,000.00	\$312,878.88	
<b>PAID</b>			\$266,600.00	\$15,871,600.00
<b>2011</b>	\$15,871,600.00	\$1,255,000.00	\$508,100.00	
<b>PAID</b>			\$0.00	\$14,108,500.00
<b>2012</b>	\$14,108,500.00	\$1,305,000.00	\$456,900.00	
<b>PAID</b>				\$12,346,600.00
<b>2013</b>	\$12,346,600.00	\$1,360,000.00	\$403,600.00	
				\$10,583,000.00
<b>2014</b>	\$10,583,000.00	\$1,415,000.00	\$348,100.00	
				\$8,819,900.00
<b>2015</b>	\$8,819,900.00	\$1,475,000.00	\$290,300.00	
				\$7,054,600.00
<b>2016</b>	\$7,054,600.00	\$1,535,000.00	\$230,100.00	
				\$5,289,500.00
<b>2017</b>	\$5,289,500.00	\$1,595,000.00	\$167,500.00	
				\$3,527,000.00
<b>2018</b>	\$3,527,000.00	\$1,660,000.00	\$102,400.00	
				\$1,764,600.00
<b>2019</b>	\$1,764,600.00	\$1,730,000.00	\$34,600.00	
				\$0.00

\*Principal Payments Due Annually

\*\*Interest Payments are Due Semi-annually

**Certificates of Deposit**

<b>Purchase Date</b>	<b>Account</b>	<b>Bank</b>	<b>Beginning Amount</b>	<b>Maturity Date</b>	<b>Interest Rate</b>	<b>Interest Paid</b>	<b>Month's Interest Earned</b>	
11/26/2012	011-AdValorem	PLATINUM	2,000,000.00	11/26/2014	1.14%	Monthly	\$1,883.48	***567
11/26/2012	011-AdValorem	PLATINUM	2,039,072.20	11/26/2013	1.09%	Monthly	\$1,835.62	***565
11/28/2011	060-I&S Hosp. Bd	AIM	36,481.21	11/28/2013	1.00%	Monthly	\$30.41	***736

Motion by Commissioner Barnett, seconded by Commissioner Thrash  
3 Votes Yes, 0 Votes No, that Commissioners' Court approve the Revised Airport Zoning  
Ordinance, as per Airport Zoning Ordinance recorded below.

**Adoption of an Airport Zoning Ordinance**

***IMPORTANT!!! Do not deviate from the numerical order of procedural steps. Be sure to complete each step before moving to the next step***

1. City Ordinance creating a JAZB and appointing city's representatives to that board.

Date passed: September 5, 1968

City Updates JAZB Membership: *April 8, 2013*

2. County Order creating a JAZB and appointing county's representative to that board.

Date passed: September 9, 1968

County Updates JAZB Membership: *April 1, 2013*

3. Oaths of office administered to members of the JAZB.

Date administered: May 13, 2013

4. Election of 5th member of the JAZB who shall serve as chairperson of that board.

Date elected: May 13, 2013

5. Oath of office administered to chairperson of the JAZB

Date administered: May 13, 2013

6. JAZB sets date of public hearing.

Date procedural form is signed: May 13, 2013

7. Notice of public hearing published in local newspaper(s).

Date published: May 15, 2013

8. Proof of publication collected for each newspaper.

Date notarized: May 30, 2013

9. Notice of public hearing posted in city hall.

Date posted: May 31, 2013

10. Notice of public hearing posted in county courthouse.

Date posted: May 31, 2013

11. Conduct public hearing.

Date of public hearing: June 6, 2013

12. JAZB recommends adoption of zoning ordinance.

Date recommended: June 10, 2013

13. County recommends adoption of zoning ordinance.

Date recommended: \_\_\_\_\_

14. City Council adopts zoning ordinance.

Date adopted: \_\_\_\_\_

15. Attorney's certification.

Date certified: \_\_\_\_\_

16. Adopted ordinance filed with County Clerk.

Date filed: \_\_\_\_\_

17. Copy of procedural forms and adopted ordinance provided to each political subdivision participating in the zoning process.

Date copies provided: \_\_\_\_\_

**ORDINANCE # \_\_\_\_\_**

**Levelland Municipal Airport Hazard Zoning Regulations**

**AN ORDINANCE OF THE CITY OF LEVELLAND AMENDING THE CODE OF ORDINANCES, 1997, CITY OF LEVELLAND, TEXAS, AS AMENDED, BY ADDING A NEW ARTICLE 9.700, AIRPORT ZONING, REGULATING AND RESTRICTING THE HEIGHT OF STRUCTURES AND OBJECTS OF NATURAL GROWTH AND OTHERWISE REGULATING THE USE OF PROPERTY IN THE VICINITY OF THE LEVELLAND MUNICIPAL AIRPORT, LEVELLAND, TEXAS, BY CREATING THE APPROPRIATE ZONES AND ESTABLISHING THE BOUNDARIES THEREOF; PROVIDING FOR RESTRICTIONS OF SUCH ZONES AND THE ENFORCEMENT OF SUCH RESTRICTIONS; DEFINING CERTAIN TERMS USED HEREIN; REFERRING TO THE LEVELLAND MUNICIPAL AIRPORT HAZARD ZONING MAP PREPARED BY TEXAS DEPARTMENT OF TRANSPORTATION, AVIATION DIVISION, DATED NOVEMBER 8, 2011, WHICH IS INCORPORATED IN AND MADE A PART OF THESE REGULATIONS; PROVIDING FOR A BOARD OF ADJUSTMENT; PROVIDING FOR PUBLICATION BY CAPTION ONLY; DECLARING AN EMERGENCY; AND PROVIDING AN EFFECTIVE DATE**

**Whereas**, these regulations are adopted pursuant to the authority conferred by the Airport Zoning Act, Texas Local Government Code, §§241.001 *et seq.*, and

**Whereas**, the Joint Airport Zoning Board held a public hearing on June 5, 2013 and received public input regarding these proposed regulations; and,

**Whereas**, after that public hearing the Joint Airport Zoning Board did recommend that these regulations be adopted and implemented; and,

**Whereas**, on \_\_\_\_\_ the Hockley County Commissioners Court considered and also recommended adoption of these regulations; and,

**Whereas**, the Legislature of the State of Texas finds that:

- an airport hazard endangers the lives and property of users of the airport and of occupants of land in the vicinity of the airport;
- an airport hazard that is an obstruction reduces the size of the area available for the landing, taking off, and maneuvering of aircraft, tending to destroy or impair the utility of the airport and the public investment in the airport;
- the creation of an airport hazard is a public nuisance and an injury to the community served by the airport affected by the hazard;
- it is necessary in the interest of the public health, public safety, and general welfare to prevent the creation of an airport hazard;
- the creation of an airport hazard should be prevented, to the extent legally possible, by the exercise of the police power without compensation; and

- the prevention of the creation of an airport hazard and the elimination, the removal, the alteration, the mitigation, or the marking and lighting of an airport hazard are public purposes for which a political subdivision may raise and spend public funds and acquire land or interests in land.

**Accordingly**, it is declared that the City of Levelland benefits from the use of the Levelland Municipal Airport and the City Council of the City of Levelland permits the Levelland Municipal Airport to be used by the public to an extent that the airport fulfills an essential community purpose; therefore, the Levelland Municipal Airport is **used in the interest of the public**.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEVELLAND, TEXAS, THAT:**

**SECTION 1.** The Code of Ordinances, 1997, City of Levelland, Texas, as previously amended (“the Code”) is hereby amended by adding to Chapter 9 a new Article 9.700, to read as follows:

**ARTICLE 9.700, AIRPORT ZONING**

**Section 9.701. Short Title**

These regulations shall be known and may be cited as the “**Levelland Municipal Airport Hazard Zoning Regulations.**”

**Section 9.702. Definitions**

As used in these regulations, unless the context otherwise requires:

- A. Administrative Agency** □ The appropriate person or office of a political subdivision which is responsible for the administration and enforcement of the regulations prescribed herein. The administrative agency is set forth in Section 3 of these regulations.
- B. Airport** □ The Levelland Municipal Airport, Levelland, Texas; including the ultimate development of that facility.
- C. Airport Elevation** □ The established elevation of the highest point on the runway, either existing or planned, at the airport measured in feet above mean sea level (MSL). The airport elevation of the Levelland Municipal Airport is 3509.7 feet above mean sea level (MSL).
- D. Airport Hazard** □ Any structure, tree, or use of land which obstructs the airspace required for the flight of aircraft or obstructs or interferes with the control, tracking, and/or data acquisition in the landing, takeoff, or flight at an airport or any installation or facility relating to flight, tracking, and/or data acquisition of the flight craft; is hazardous to, interferes with, or obstructs such landing, takeoff, or flight of aircraft; or is hazardous

to or interferes with tracking and/or data acquisition pertaining to flight and flight vehicles.

- E. Approach/Threshold Siting Surface** □ Surfaces longitudinally centered on the extended runway centerline, extending outward and upward from each end of the primary surface and at the same slope as the approach zone height limitation slope set forth in Section 5 of these regulations. In plan view, the perimeter of the approach surface coincides with the perimeter of the approach zone.
- F. Approach, Conical, Horizontal, and Transitional Zones** □ These zones are set forth in Section 4 of these regulations.
- G. Board of Adjustment** □ A board so designated by these regulations as provided in Texas Local Government Code, §241.032. Provisions for the board of adjustment are set forth in Section 9 of these regulations.
- H. Conical Surface** □ A surface extending outward and upward from the periphery of the horizontal surface at a slope of twenty (20) feet horizontally for each one (1) foot vertically for a horizontal distance of four-thousand (4,000) feet.
- I. Hazard to Air Navigation** □ An obstruction or use of land determined to have a substantial adverse effect on the safe and efficient utilization of navigable airspace.
- J. Height** □ For the purpose of determining the height limits in all zones set forth in these regulations and shown on the hazard zoning map, the datum shall be height above mean sea level (MSL) elevation as measured in feet.
- K. Horizontal Surface** □ A horizontal plane one-hundred fifty (150) feet above the established airport elevation which in plan view coincides with the perimeter of the horizontal zone.
- L. Nonconforming Use, Structure, or Tree** □ Any structure, tree, or use of land which is inconsistent with the provisions of these regulations and which is existing as of the effective date of these regulations.
- M. Nonprecision Instrument Runway** □ A runway having an existing instrument approach procedure utilizing air navigation facilities or other equipment that provides only horizontal guidance or area type navigation equipment. This also includes a runway for which a nonprecision instrument approach procedure has been approved or planned. Runway 17/35 is considered a nonprecision instrument runway. Planned runway 08/26 will be considered a nonprecision instrument runway.
- N. Obstruction** □ Any structure, tree, or other object, including a mobile object, which exceeds a limiting height set forth in Section 5 of these regulations or is an airport hazard.
- O. Other than Utility Runway** □ A runway designed for and intended to be used by propeller driven aircraft of more than twelve-thousand five-hundred (12,500) pounds maximum gross weight and jet powered aircraft. Runway 17/35 at the Levelland Municipal Airport is considered an other than utility runway. Planned runway 08/26 will be considered an other than utility runway.

- P. **Person** □ An individual, firm, partnership, corporation, company, association, joint stock association, or body politic and includes a trustee, receiver, assignee, administrator, executor, guardian, or other representative.
- Q. **Primary Surface** □ A 500 foot wide surface longitudinally centered on the runway extending the full length of the ultimate runway configuration plus two-hundred (200) feet beyond each ultimate end of the runway. The elevation of any point on the primary surface is the same as the nearest point on the existing or ultimate runway centerline.
- R. **Runway** □ A defined area on the airport prepared for the landing and taking off of aircraft along its length. The zoned length of Runway 17/35 at the Levelland Municipal Airport is 6110 feet. The zoned length of Runway 08/26 is 2072 feet. The zoned length for planned runway 08/26 is 4,240 feet.
- S. **Structure** □ An object, including a mobile object, constructed or installed by man including, but not limited to, buildings, towers, cranes, smokestacks, poles, earth formations, overhead power lines, and traverse ways. Traverse ways are considered to be the heights set forth in 14 C.F.R. Part 77.23.
- T. **Transitional Surfaces** □ Surfaces extending perpendicular to the runway centerline and the extended runway centerline outward from the edges of the primary surface and the approach surfaces at a slope of seven (7) feet horizontally for each one (1) foot vertically to where they intersect the horizontal surface. Transitional surfaces for those portions of the precision approach surface which extend through and beyond the limits of the conical surface extend at a slope of seven (7) feet horizontally for each one (1) foot vertically for a distance of five-thousand (5,000) feet measured horizontally from either edge of the approach surface and perpendicular to the extended runway centerline.
- U. **Tree** □ Any type of flora and an object of natural growth.

### Section 9.703. Administrative Agency

It shall be the duty of the office of the City of Levelland Building Official to administer and enforce the regulations prescribed herein and is hereby designated as the administrative agency.

### Section 9.704. Zones

In order to carry out the provisions of these regulations, there are hereby created and established certain zones which include all of the land lying beneath the approach surfaces, conical surface, horizontal surface, and transitional surfaces as they apply to the airport. Such surfaces are shown on the Levelland Municipal Airport Hazard Zoning Map consisting of one (1) sheet, prepared by Texas Department of Transportation, Aviation Division, and dated November 8, 2011, which is hereby attached to these regulations and made a part hereof. An area located in more than one of the following zones is considered to be only in the zone with the more restrictive height limitation. The various zones are hereby established and defined as follows:

- A. **Approach Zones** □ Approach zones are hereby established beneath the approach surfaces at each end of Runway 17/35 at the airport for an other than utility runway with \_\_\_\_\_ landings. The approach surface shall have an inner edge width of

500 feet, which coincides with the width of the primary surface, at a distance of two-hundred (200) feet beyond each runway end, widening thereafter uniformly to a width of 3500 feet at a horizontal distance of 10000 feet beyond the end of the primary surface. The centerline of the approach surface is the continuation of the centerline of the runway.

- B. Conical Zone** □ A conical zone is hereby established beneath the conical surface at the airport which extends outward from the periphery of the horizontal surface for a horizontal distance of four-thousand (4,000) feet.
- C. Horizontal Zone** □ A horizontal zone is hereby established beneath the horizontal surface at the airport which is a plane one-hundred fifty (150) feet above the established airport elevation, the perimeter of which is constructed by swinging arcs of ten-thousand (10,000) feet radii from the center of each end of the primary surface and connecting the adjacent arcs by lines tangent to those arcs.
- D. Transitional Zones** □ Transitional zones are hereby established beneath the transitional surfaces at the airport. Transitional surfaces, symmetrically located on either side of the runway, have variable widths as shown on the Levelland Municipal Airport Hazard Zoning Map. Transitional surfaces extend outward perpendicular to the runway centerline and the extended runway centerline from the periphery of the primary surface and the approach surfaces to where they intersect the horizontal surface. Where the precision instrument runway approach surface projects through and beyond the conical surface, there are hereby established transitional zones beginning at the sides of and at the same elevation as the approach surface and extending for a horizontal distance of five-thousand (5,000) feet as measured perpendicular to the extended runway centerline.

### **Section 9.705. Height Limitations**

Except as otherwise provided in Section 8 of these regulations, no structure shall be erected, altered, or replaced and no tree shall be allowed to grow in any zone created by these regulations to a height in excess of the applicable height limitations herein established for such zone except as provided in Paragraph E of this Section. Such applicable height limitations are hereby established for each of the zones in question as follows:

- A. Approach Zones** □ Slope one (1) foot in height for each 34 feet in horizontal distance beginning at the end of and at the same elevation as the primary surface and extending to a point 10000 feet beyond the end of the primary surface for runways 17/35 and planned runway 08/26. Approach Zones slope one (1) foot in height for each 20 feet in horizontal distance beginning at the end of and at the same elevation as the primary surface and extending to a point 5000 feet beyond the end of the primary surface for existing runways 08/26
- B. Conical Zone** □ Slopes one (1) foot in height for each twenty (20) feet in horizontal distance beginning at the periphery of the horizontal zone and at one-hundred fifty (150) feet above the airport elevation and extending to a height of three-hundred fifty (350) feet above the airport elevation, or to a height of 3859.7 feet above mean sea level.
- C. Horizontal Zone** □ Established at one-hundred fifty (150) feet above the airport elevation, or at a height of 3659.7 feet above mean sea level.

- D. Transitional Zones  Slope one (1) foot in height for each seven (7) feet in horizontal distance beginning at the sides of and at the same elevations as the primary surface and the approach surfaces.
- E. Excepted Height Limitation  Nothing contained in these regulations shall be construed as prohibiting the growth, construction, or maintenance of any structure or tree to a height of up to fifty (50) feet above the surface of the land at its location.

#### **Section 9.706. Land Use Restrictions**

Except as provided in Section 7 of these regulations, no use may be made of land or water within any zone established by these regulations in such a manner as to create electrical interference with navigational signals or radio communications between the airport and aircraft, make it difficult for pilots to distinguish between airport lights and others, result in glare in the eyes of pilots using the airport, impair visibility in the vicinity of the airport, create potential bird strike hazards, or otherwise in any way endanger or interfere with the landing, taking off, or maneuvering of aircraft intending to use the airport.

#### **Section 9.707. Nonconforming Uses, Structures, and Trees**

- A. **Nonconforming Uses**  Nothing contained in these regulations shall be construed as requiring changes in or interference with the continuance of any nonconforming use of land.
- B. **Nonconforming Structures**  Nothing contained in these regulations shall be construed as to require the removal, lowering, or other change to any existing nonconforming structure including all phases or elements of a multiphase structure the construction of which was begun prior to the effective date of these regulations and is diligently prosecuted.
- C. **Nonconforming Trees**  Nothing in these regulations shall be construed as to require the removal, lowering, or other change to any nonconforming tree. However, any nonconforming tree which grows to a greater height than it was as of the effective date of these regulations is subject to the provisions of these regulations as described in Section 5 herein above.

#### **Section 9.708. Permits and Variances**

- A. **Permits**  Any person who desires to replace, rebuild, substantially change, or repair a nonconforming structure or replace or replant a nonconforming tree must apply for and receive a permit, and **the permit shall be granted**. However, no permit shall be granted which would allow the establishment of an airport hazard or allow a nonconforming structure or tree to exceed its original height or become a greater hazard to air navigation than it was at the time of the adoption of these regulations. Applications for permit shall be applied to and issued by the administrative agency.
- B. **Variances**  Any person who desires to erect, substantially change, or increase the height of any structure or establish or allow the growth of any tree which would exceed the

height limitations set forth in Section 5 of these regulations or change the use of property in such a way as to create a hazardous condition as described in Section 6 of these regulations must apply to the board of adjustment and receive a variance. The application for variance must be accompanied by a determination from the Federal Aviation Administration under 14 C.F.R. Part 77 as to the effect of the proposal on the operation of air navigation facilities and the safe, efficient use of navigable airspace. Such variances shall be allowed where it is duly found that a literal application or enforcement of the regulations will result in practical difficulty or unnecessary hardship and the granting of relief would result in substantial justice, not be contrary to the public interest, and be in accordance with the spirit of these regulations.

**C. Requirements and Reasonable Conditions**

- (1) Any permit granted may, at the discretion of the administrative agency, impose a requirement to allow the installation and maintenance, at the expense of the administrative agency, of any markers or lights as may be necessary to indicate to flyers the presence of an airport hazard.
- (2) Any variance granted may, at the discretion of the board of adjustment, impose **any reasonable conditions** as may be necessary to accomplish the purpose of these regulations.

**Section 9.709. Board of Adjustment**

- A.** The Board of Adjustment of the City of Levelland is hereby designated as the board of adjustment for the purposes of these regulations and shall have and exercise the following powers:
- (1) to hear and decide appeals from any order, requirement, decision, or determination made by the Administrative Agency in the administration or enforcement of these regulations;
  - (2) to hear and decide special exceptions to the terms of these regulations when the board is required to do so; and
  - (3) to hear and decide specific variances.
- B.** The board of adjustment shall be comprised of five (5) members and shall adopt rules for its governance and procedure in harmony with the provisions of these regulations. Meetings of the board of adjustment shall be held at the call of the chairman and at such times as the board of adjustment may determine. The chairman, or in his/her absence the acting chairman, may administer oaths and compel the attendance of witnesses. All hearings of the board of adjustment shall be public. The board of adjustment shall keep minutes of its proceedings showing the vote of each member upon each question or if any member is absent or fails to vote, indicating such fact and shall keep records of its examinations and other official actions, all of which shall immediately be filed in the office of the board of adjustment or in the office of the City of Levelland Building Official. All such records shall be public records.
- C.** The board of adjustment shall make written findings of fact and conclusions of law stating the facts upon which it relied when making its legal conclusions in reversing,

affirming, or modifying any order, requirement, decision, or determination which comes before it under the provisions of these regulations.

- D. The concurring vote of four (4) members of the board of adjustment shall be necessary to reverse any order, requirement, decision, or determination of the administrative agency, to decide in favor of the applicant on any matter upon which it is required to pass under these regulations, or to effect any variance to these regulations.

### **Section 9.710. Appeals**

- A. Any person aggrieved or any taxpayer affected by a decision of the administrative agency made in the administration of these regulations may appeal to the board of adjustment if that person or taxpayer is of the opinion that a decision of the administrative agency is an improper application of these regulations. This same right of appeal is extended to the governing bodies of the City of Levelland and Hockley County, Texas, and to the City of Levelland-Hockley County Joint Airport Zoning Board.
- B. All appeals hereunder must be taken within a reasonable time as provided by the rules of the board of adjustment by filing a notice of appeal with the board of adjustment and the administrative agency specifying the grounds for the appeal. The administrative agency shall forthwith transmit to the board of adjustment all papers constituting the record upon which the action appealed was taken.
- C. An appeal shall stay all proceedings in furtherance of the action appealed unless the administrative agency certifies in writing to the board of adjustment that by reason of the facts stated in the certificate, a stay would, in the opinion of the administrative agency, cause imminent peril to life or property. In such case, proceedings shall not be stayed except by order of the board of adjustment on notice to the administrative agency and on due cause shown.
- D. The board of adjustment shall fix a reasonable time for hearing appeals, give public notice and due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing, any party may appear in person, by agent, and/or by attorney.
- E. The board of adjustment may reverse or affirm, in whole or in part, or modify the administrative agency's order, requirement, decision, or determination from which an appeal is taken and make the correct order, requirement, decision, or determination, and for this purpose the board of adjustment has the same authority as the administrative agency.

### **Section 9.711. Judicial Review**

Any person aggrieved or any taxpayer affected by a decision of the board of adjustment may present to a court of record a petition stating that the decision of the board of adjustment is illegal and specifying the grounds of the illegality as provided by and in accordance with the provisions of Texas Local Government Code, §241.041. This same right of appeal is extended to the governing bodies of the City of Levelland Texas, and Hockley County, Texas, and to the City of Levelland-Hockley County Joint Airport Zoning Board.

**Section 9.712. Enforcement and Remedies**

The governing bodies of the City of Levelland Texas, or Hockley County, Texas, or the City of Levelland-Hockley County Joint Airport Zoning Board may institute in a court of competent jurisdiction an action to prevent, restrain, correct, or abate any violation of these regulations or of any order or ruling made in connection with their administration or enforcement including, but not limited to, an action for injunctive relief.

**Section 9.713. Penalties**

Each violation of these regulations or of any order or ruling promulgated hereunder shall constitute a misdemeanor and upon conviction shall be punishable by a **fine of not more than \$200** and each day a violation continues to exist shall constitute a separate offense.

**Section 9.714. Conflicting Regulations**

Where there exists a conflict between any of the regulations or limitations prescribed herein and any other regulation applicable to the same area, whether the conflict be with respect to the height of structures or trees, the use of land, or any other matter, the more stringent limitation or requirement shall control.

**Section 9.715. Adherence with State Laws**

Any actions brought forth by any person or taxpayer as a result of the administration, enforcement, or the contesting these regulations will be in accordance with the provisions of Texas Local Government Code, §§241.001 et seq and other applicable State laws.

**Section 9.716. Duties of Joint Airport Zoning Board**

On the effective date of this Ordinance all of the functions, duties, authority and records of the Joint Airport Zoning Board heretofore established under Code Section 9.701, 9.702 and 9.703, as well as all of its records, will be transferred to the Joint Airport Zoning Board established under this Ordinance and its corresponding Commissioners Court order.

**SECTION 2. Severability**

If any of the provisions of these regulations or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or application of these regulations which can be given effect without the invalid provision or application and to this end, the provisions of these regulations are declared to be severable.

**SECTION 3. Repeal of Existing Airport Zoning Ordinance**

The Levelland Municipal Airport Hazard Zoning Ordinance, Ordinance # 431 dated September 5, 1968, adopted by the City of Levelland-Hockley County Joint Airport Zoning Board is repealed the effective date of this ordinance.

**SECTION 4. Effective Date**

**Whereas**, the immediate operation of the provisions of these regulations is necessary for the preservation of the public health, safety, and general welfare, and because public hearings have been conducted regarding these regulations, an **emergency** is hereby declared to exist and these regulations shall be in full force and effect immediately upon adoption.

**SECTION 5. Publication by Caption Only**

The ordinance may be published by caption only.

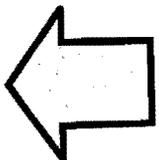
**PASSED AND APPROVED THIS** \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF LEVELLAND, TEXAS

\_\_\_\_\_  
Waymon Jackson, Mayor

**Attest:** \_\_\_\_\_

Beth A. Walls, TRMC, IPMA-CP  
City Secretary



Motion by Judge Larry Sprowls , seconded by Commissioner Clevenger  
3 Votes Yes, 0 Votes No, that Commissioners' Court approve the Indigent Health Care  
Prescription Coverage Guidelines, as per Prescription Assistance Guidelines recorded below.

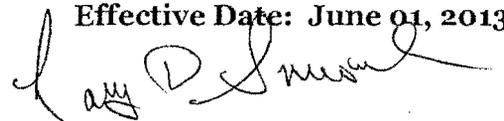
HOCKLEY COUNTY INDIGENT HEALTH CARE

PRESCRIPTION ASSISTANCE GUIDELINES

Prescription Benefits:

1. You are eligible for 3 prescriptions per month.
  - a. Prescriptions may be original or refill, 30 day supply only;
  - b. If a generic is available, you must use the generic unless physician requires the name brand;
  - c. If an over-the-counter drug is comparable to a prescribed drug then the drug will not be covered;
2. Benefits do not cover drugs/medicines available over the counter.
3. The following lists are samples (not a complete list) of drugs not covered by Indigent Health Care -
  - a. Life Style:
    - Appetite suppressants/weight loss
    - Birth control
    - Cosmetic
    - Sexual aids
    - Sleep aids
    - Smoking-deterrent
  - b. Pain:
    - Oxycontin/Oxycodone, Oxymorphone, Opana, Fentanyl, Actiq, Duragesic, MS Contin/Morphine, Sulfate Morphine, Kadidn, Oramorph, Dilaudid / Hydromorphone, Carisoprodol, Percocet, Percodan, Methadone, Demerol/Meperidine, Vicodin, Lortab, Lorcet, Norco, Darvocet, Methadose, Palladone
    - Exception – 1 filling of a narcotic painkiller will be covered following a surgical procedure
  - c. Psychotropic:
    - Lithium, Valium, Valium, Librium, Mellaril, Xanax, Thorazine, Chlorpromazine, Prolexin, Serentel, Trilafon, Compazine, Stilozone, Novane, Haldol, Orap, Moban, Clozoril, Loxitane, Zyprexa, Seroquel, Risperdol, Geodon, Abilify, Lithobid, Effexor
    - Exceptions –
      1. Anti-depressants will be covered for a maximum of six months;
      2. Psychotropic drugs will be covered only after a physician's statement has been received verifying a behavioral condition requiring drug treatment

Effective Date: June 01, 2013



Motion by Commissioner Thrash, seconded by Commissioner Barnett  
3 Votes Yes, 0 Votes No, that Commissioners' Court approve the Medical Sick Leave Policy, as  
per Policy on Employee Sick Leave Pool recorded below.

**HOCKLEY COUNTY, TEXAS  
POLICY ON EMPLOYEE SICK LEAVE POOL**

**ELIGIBILITY**

1. All full time regular employees shall be eligible to contribute to and draw from the Sick Leave Pool.

**CONTRIBUTIONS**

2. All contributions to the Sick Leave Pool are strictly voluntary.
3. An employee may make a contribution to the Pool at the end of the calendar year. Only unused hours may be contributed.
4. Employee must submit a completed Sick Leave Pool Contribution form to the Wellness Coordinator no later than January 15<sup>th</sup> of each year.
5. Sick leave time credited to the Pool will be deducted from the contributing employee's accrued sick leave as if it had been taken.
6. Wellness Coordinator shall verify with the County Auditor that submitted hours are available.
7. An employee who contributes to the Sick Leave Pool and then exhausts regular sick leave in the following calendar year may retrieve hours contributed in the prior calendar year. Upon exhaustion of these hours an employee may use a maximum of ten percent of the available sick leave pool hours, not to exceed 480 hours.
8. An employee may apply for sick leave pool hours one time per year per event. Event being defined as the primary diagnosis as designated by the treating physician.

**USE OF POOL**

1. To be eligible for Pool Leave an employee must:
  - a. be meeting job performance requirements and observing work rules;
  - b. have exhausted all other paid leave(sick, vacation, compensatory time, overtime);
  - c. have been absent from work for at least 20 continuous work days;
  - d. provide properly completed forms as designated in section titled "Requesting Leave";
  - e. have a catastrophic illness or injury which
    - affects the mental or physical health of the employee;
    - requires the services of a licensed physician or other medical practitioner for a prolonged period of time;
    - causes the employee to be unable to work for at least 20 continuous work days.

Motion by Commissioner Barnett, seconded by Commissioner Clevenger  
3 Votes Yes, 0 Votes No, that Commissioners' Court approve the Indigent Health Care Optional  
Items, as per Optional Health Care Services Notification recorded below.

OPTIONAL HEALTH CARE SERVICES NOTIFICATION

Form 120, Page 1 of 3

Mark an "X" in the appropriate column to indicate each optional health care service the county chooses to provide or chooses to discontinue providing.

PROVIDE	DISCONTINUE	
X		1. Advanced Practice Nurse (APN), specifically a nurse practitioner, a clinical nurse specialist, a Certified Nurse Midwife (CNM), and a Certified Registered Nurse Anesthetist (CRNA)
X		2. Ambulatory Surgical Center (ASC), Freestanding
		3. Colostomy Medical Supplies and/or Equipment, namely colostomy bags/pouches, cleansing irrigation kits, paste or powder, and skin barriers with flange/wafers
	X	4. Counseling Services. Check the ones the county chooses to provide. <input type="checkbox"/> A. Licensed Clinical Social Worker (LCSW) <input type="checkbox"/> B. Licensed Marriage Family Therapist (LMFT) <input type="checkbox"/> C. Licensed Professional Counselor (LPC) <input type="checkbox"/> D. Ph.D. Clinical Psychologist
		5. Dental Care, namely an annual routine dental exam, an annual routine cleaning, one set of annual x-rays and the least costly service for emergency dental conditions for the removal or filling of a tooth due to abscess, infection, or extreme pain
X		6. Diabetic Supplies and/or Equipment, namely test strips, alcohol prep pads, lancets, glucometers, insulin syringes, humulin pens, and the needles required for the humulin pens
		7. Durable Medical Equipment (DME). Check the ones the county chooses to provide. <input type="checkbox"/> A. Blood Pressure Measuring Appliances <input type="checkbox"/> E. Hospital Beds <input type="checkbox"/> B. Canes <input type="checkbox"/> F. Walkers <input type="checkbox"/> C. Crutches <input type="checkbox"/> G. Wheelchairs, Standard <input type="checkbox"/> D. Home Oxygen Equipment
		8. Emergency Medical Services, namely ground transportation only
X		9. Federally Qualified Health Center (FQHC)
X		10. Occupational Therapy – physical health issues only
X		11. Physical Therapy
		12. Home and Community Health Care
X		13. Physician Assistant (PA)
		14. Vision Care, namely one exam by refraction and one pair of prescription glasses every 24 months
		15. Other medically necessary services or supplies determined to be cost effective by the entity.

*Larry D. Sprouls*

*6/29/13*

Signature of County Judge/Designee

Date

Printed Name of Person Signing This Form 120 Larry D. Sprouls <i>Larry D. Sprouls</i>	Title County Judge
County Hockley	Mailing Address 802 Houston, Ste. 109
Telephone Number (include area code.) 806-894-4264	City/State/ZIP Levelland, Tx 79336

Commissioners' Court discussed the November 2013 Amendment Election locations. No action taken.

Motion by Commissioner Barnett, seconded by Commissioner Clevenger  
3 Votes Yes, 0 Votes No, the Commissioners' Court approve the revision to the County Cell Phone Policy, as per Cell Phone Policy & Procedures recorded below.

## **Hockley County Cell Phone Policy & Procedures**

### **Background**

Hockley County Commissioners Court approved a policy on June 24, 2013 to grant authorized County Elected Officials, Department Heads and employees a monthly cellular telephone allowance, when having a cell phone is a requirement of their job. It is the responsibility of the Department Head/Elected Official to determine if a cell phone is required and authorize the allowance. Allowances will be paid in one of two amounts, \$75.00 or \$40.00. No payment will be made by the County to add, replace or maintain any cellular phone, software and/or peripheral equipment. In certain instances air cards may be beneficial in conducting County business. Elected Officials, Department Heads or employees requesting an allowance for an air card must justify their request and show why their position requires this service. Department Heads/Elected Officials are responsible for determining the need for an air card. Allowances for an air card will be based on actual cost and the Elected Official, Department Head or employee will be required to present the actual billing for reimbursement.

The cellular telephone allowance is processed through the Hockley County Auditor's Office (payroll) and is subject to standard payroll withholdings in accordance with IRS Publication 15-B. Cell phone allowances do not constitute an increase in base pay and will not be included in any percentage calculations for increased base. Payments will be made each month in the regular payroll process. No retroactive payments will be made.

Hockley County is currently a member of Texas County and District Retirement System. Where applicable, retirement will be withheld and matched as defined in Hockley County's Retirement Plan approved by the Commissioners Court.

### **Basic Allowance**

Employees, Elected Officials and Department Heads whose job requires them to be accessible during regular working hours and to be on call for County emergency situations will receive an allowance not to exceed \$40.00 per month, so that they can obtain their own cell phone device.

This includes all cell phones (non-contractual pre-paid phones and all handheld/mobile devices that require a service contract for operation). Regular monthly-billed cellular accounts must be established in the official or employee's name or their spouse's name to qualify for an allowance.

### **Expanded Allowance**

Employees, Elected Officials and Department Heads who require access to data and internet service 24/7 in order to perform their job effectively and timely will receive an expanded allowance of \$75.00 per month, so they can obtain their own cell phone device.

### **Justification of allowance**

Elected Officials and Department Heads should review employees' job functions in order to justify establishment of cellular telephone allowances. An employee that is eligible for a cellular telephone allowance must be a regular full-time employee in a position for which a clearly defined business need has been determined by Department Head/Elected Official. Allowance requests are submitted in accordance with Local Government Code Chapter 155.001(5) which includes permission from the Elected Official or employee to deduct overpayments from future earnings.

The Department Head/Elected Official must submit each new cellular telephone allowance, increase in allowance and removal of allowance in writing to the Auditor's office for payroll corrections. The County Auditor will promulgate forms to be used in the implementation of this policy.

Cellular contract termination fees (if assessed by service provider) will not be paid or reimbursed by the County. This includes Elected Officials and employees who retire, are terminated, quit, transfer to another office or department, or are moved into another position not requiring use of a cellular phone.

#### **Transition of existing service**

Elected Officials, Department Heads or employees currently using cellular telephone service paid for by Hockley County will be paid a monthly cellular telephone allowance beginning with their salary check for August 9, 2013.

#### **Verification of service to qualify for allowance**

Following approval of a cell phone allowance from the Department Head/Elected Official the Elected Official, Department Head or employee must provide not later than two weeks after receipt of the first cell phone allowance, the following:

- \* Provide a current cellular phone number.
- \* Notify the Elected Official/Department Head of any changes to the cellular phone number or of any suspension or termination of cellular service.
- \* Have the cellular phone available for use on county business and maintain dependable and regular service.
- \* Provide a copy of the front page of the monthly bill to the Auditor's office. The bill will need the employees name, phone number, and current date of service. Phone bills in the spouses name will be accepted.
- \* Provide a copy of the receipt for pre-paid phone cards to the Auditor's office. Employees choosing to utilize pre-paid phone cards will be required to provide receipts according to how they purchase their minutes. For example, if an employee purchases 6 months at a time they would provide receipts every six months. If they purchase minutes monthly they would be required to provide receipts monthly.

#### **Termination of Cellular Telephone/Air Card Allowance**

Immediate termination of cellular telephone/air card allowance may occur for any of the following reasons:

- \*Elected Official, Department Head or employee no longer meets continuing eligibility requirements.
- \*Elected Official/Department Head notifies the Auditor's office of a change in an Official's, Department Head's or employee's job responsibilities, such that the provision of a monthly cellular phone allowance is no longer applicable.
- \*Elected Official, Department Head or employee fails to provide statements or receipts requested for periodic review.

Cancellation of an employee's allowance due to extended absences is at the Elected Official/Department Head's discretion.

#### **Safety**

Elected Officials, Department Heads or employees whose job responsibilities include regular or occasional driving and who use a cellular phone for work-related business are expected to refrain from using their phone while driving. Safety must come before all other concerns. Regardless of the circumstances, including slow or stopped traffic, Elected Officials, Department Heads and employees are strongly encouraged to pull off to the side of the road and safely stop the vehicle before placing or accepting a call. Elected Officials, Department Heads and employees who are charged with traffic violations resulting from the use of their phone while driving will be solely responsible for all liabilities that result from such actions.

Hockley County recognizes the unique operating needs of the Mallet Event Center and Arena and therefore, exempts the Mallet department heads from being required to provide their own cell phone and receive an allowance. The Mallet Event Center and Arena is a retail business by nature and requires the department heads to be directly accessible for work-related matters at all hours seven days a week. Cell phones issued by the County are County property and must be turned in to the Auditor in the event a Mallet department head leaves the employment of the County.

These County issued cell phones are to be used only for business purposes. Personal use of a County issued cell phone will result in discipline up to and including termination. Mallet department heads are expected to reimburse the County for any costs or charges relating to personal use of the County issued cell phones.

Commissioners' Court having reviewed the Cell Phone Policy and Procedures approves this policy as written on

6/24/13



Larry Sprowls, County Judge

There being no further business to come before the Court, the Judge declared  
Court adjourned, subject to call.

The foregoing Minutes of a Commissioners' Court meeting held on the 24<sup>th</sup>  
day of June, A. D. 2013, was examined by me and approved.

Curtis Thomas  
Commissioner, Precinct No. 1

absent  
Commissioner, Precinct No. 2

J. L. Barnett  
Commissioner, Precinct No. 3

Tommy Cleveney  
Commissioner Precinct No. 4

Ray P. Snow  
County Judge

Irene Gumula  
IRENE GUMULA, County Clerk, and  
Ex-Officio Clerk of Commissioners' Court  
Hockley County, Texas