

## COMMISSIONER'S COURT

### REGULAR SESSION

**JUNE 27, 2011**

#### Attachments

The Hunt County Commissioners Court met this day at 10:00 a.m. with Commissioners Kenneth Thornton, Jay Atkins, Larry Middlebrooks, and Jim Latham present. Judge John Horn was presiding. Jimmy Hamilton, County Auditor and Jennifer Lindenzweig, County Clerk were present. Invocation was given by Commissioner Larry Middlebrooks.

**11,998** On the motion by Atkins, second by Latham, the Court approved the minutes as written from Commissioners' Court Regular Session held June 13, 2011.

#### **PUBLIC HEARING:**

\_\_\_ As posted for redistricting, no public comments. Public Hearing is closed.

#### **CITIZENS TO BE HEARD**

\_\_\_ Marvin Pack. Handed a letter to each commissioner and Judge Horn, no comments were received from Mr. Pack.

#### **OLD BUSINESS:**

**A. ACTION ITEMS-** Discuss and possibly take action on the following:

1. The approval of Clarification of Dependent Health Care for Retirees – Delores Shelton, Treasurer

**11,999** On the motion by Atkins, second by Thornton, the Court approved the change to the policy to include (f.) retiree's spouse may be covered at their cost and is canceled once spouse turns 65. Spouse must be covered at the time of employee retirement. *See attachment.*

#### **NEW BUSINESS:**

**A. Consent Calendar:** - All items listed are considered to be routine by the Commissioner's Court and will be enacted by one motion.

**12,000** On the motion by Atkins, second by Latham, the Court approved all items on the

Consent Calendar as follows:

1. The amendment of the District Attorney's Forfeiture Fund Budget to include a \$1,000.00 contribution to the Greenville Police Department's "Kids Camp" – Noble Walker, District Attorney
2. The approval of a Memorandum of Agreement between the Hunt County Sheriff's Office and the Texas Department of Public Safety regarding the Remote Records Management System – Sheriff Randy Meeks/Captain Lana Adams
3. The purchase of one (1) Liebert Challenger 3000 5-ton AC unit for the IT Department from Tech Plan, Inc. the lowest and best bidder. Funding from records management fund. Bids received on file in purchasing department – Carl Nicholl, Purchasing Agent

**B. Action Items:**

**12,001** On the motion by Thornton, second by Latham the Court approved setting a public hearing for public comment on three possible redistricting maps, Plan 2, Plan 2a, and Plan 2c. Commissioner Atkins voted against. (\*\* this item was carried over after recess at 12:00 for lunch, Court reconvened at 1:10pm\*\*)

\_\_\_\_\_ Recognition of Constable Wayne "Doc" Pierce, Precinct 2, for outstanding service resulting in the nomination for Constable of the Year by the Justice of the Peace and Constable's Association of Texas-Commissioner Jim Latham, Precinct 4. *No action needed.*

**12,002** On the motion by Latham, second by Middlebrooks, the Court approved a proclamation declaring June 2011 Caddo Nation Month in Hunt County, Texas-Judge John L. Horn. *See attachment.*

**12,003** On the motion by Atkins, second by Thornton, the Court accepted the Hunt County Audit Report for FY 2010-Robert K. Lake, CPA, Rutherford, Taylor & Company, P.C. *Filed in the County Clerk's office.*

**12,004** On the motion by Atkins, second by Thornton, the Court granted a variance request for on-site sewage facilities to be located on Duran Drive in Royse City, Texas-Jeannell Alexander. *See attachment.*

**12,005** On the motion by Thornton, second by Atkins, the Court approved the replat of Lots 26 and 27 of Creekside Estates in Precinct 1-Janet & Ellis Ward

**12,006** On the motion by Middlebrooks, second by Latham, the Court approved the renaming of a section of County Road 3306 off of county Road 3304 in Precinct 3 to W County Road 3306 due to the bridge being out on County Road 3306. This is .1929 mile of dirt and .653 mile of oil sand to be changed in the County Maintenance System, and renaming the remaining section of County Road 3306 off of County Road 3305 in Precinct 3 to S County Road 3306. This is 1.0289 miles of rock to be changed in the County Maintenance System-Jackie Ray, GIS Analyst.

**12,007** On the motion by Middlebrooks, second by Latham, the Court granted authority to hire two (2) temporary employees utilizing \$5,000 from the District Attorney's Forfeiture Fund and amending the budget accordingly-Noble Walker, District Attorney.

**12,008** On the motion by Atkins, second by Middlebrooks, the Court approved/renewed the Hunt County Investment Policy-Delores Shelton, Treasurer. *See attachment.*

\_\_\_ Very conservative policy, main concern in policy is to make sure the investments are protected.

**12,009** On the motion by Atkins, second by Middlebrooks, the Court approved/accepted the monthly Treasurer's Report-Delores Shelton, Treasurer. *See attachment.*

**12,010** On the motion by Middlebrooks, second by Atkins, the Court granted permission to construct electrical power distribution facilities along and across County Road 3507 in Precinct 3 with normal stipulations-Farmers Electric Cooperative.

**12,011** On the motion by Middlebrooks, second by Atkins, the Court approved the request to resubmit 2011 STEP Grant Application by Amazing Grants on behalf of the citizens in the Dixon Community-Judge John L. Horn.

**12,012** On the motion by Thornton, second by Atkins, the Court approved a Statement of Concurrence by Hunt County regarding the application of the City of Forney to the FCC for use of the frequency 153.8675 adjacent to a current license held by Hunt County-Judge John L. Horn. *See attachment.*

**12,013** On the motion by Middlebrooks, second by Thornton, the court granted budgetary authority to move within budget restraints of this budget year to cover shortfall in the Fuel and Lubricants line item of the Sheriff's Office budget to support patrol activities in light of rising fuel costs in an amount not to exceed \$50,000. Will come from other line items, not the general budget-Sheriff Randy Meeks.

\_\_\_ Proposal from Sheriff Randy Meeks to Commissioners is that we let this run into the red and then at the end of FY we will match half and request that Court match the other half. Hope it will not be as bad as we think it will be. Analysis by Auditor with the salary line item, coming/going of employees, we concur that there will be budgetary authority to make that happen. Original estimation was an additional \$60,000.00 to make it to the end of fiscal year. Will run into the red and match half so if \$20,000 we will match \$10,000 with the difference coming from the general

fund. Middlebrooks would recommend that we set a max amount liable for as Court. If want cap of \$50,000 the Sheriff would be agreeable to that. Thornton has problem with Court coming up with other half, if over on budget he has to find money in other line items in his budget and cut back on things to cover overages just as every office does. Can you move or cut from other lines to come up with shortfall. Auditor's projection if move from salary to fuel, or other line items would have enough to cover especially if a maximum \$50,000 is set. Sheriff would actually be covering whole amount of overages.

\_\_\_\_\_ The determination of whether or not a purchase order is required for items to be paid for from seizure funds-Sheriff Randy Meeks. *Dropped to Old Business. The liability issue needs to be resolved prior to putting back on agenda.*

**12,014** On the motion by Middlebrooks, second by Latham, the Court approved the recommendations of the Inmate Meal Service Committee regarding award of Formal Proposal #068-11 to Five Star Correctional-Carl Nicholl, Purchasing Agent/Inmate Meal Service Committee. *Proposals on file with Purchasing Department.*

**12,015** On the motion by Latham, second by Atkins, the Court approved proposed amendments to the Hunt County FY 10/11 Budget-Jimmy Hamilton, Auditor. *On file in the County Clerk's office.*

**12,016** On the motion by Atkins, second by Latham, the Court approved accounts payable.

**12,017** On the motion by Atkins, second by Middlebrooks, the Court approved line item transfers.

#### **PAYROLL & PERSONNEL:**

<b><u>COMMISSIONER PCT.2</u></b>	<p>Change Dennis Cathey, Equipment Operator, from Part time to Full Time at \$30,160.00. Effective 6-27-11.</p> <p>Change Jason Turney, Equipment Operator, from Part time to Full Time at \$28,080.00. Effective 6-27-2011.</p>
<b><u>HEALTH DEPARTMENT</u></b>	Remove Kenneth Adams, Health Inspector, due to resignation. Effective 6-28-2011.
<b><u>HEALTH DEPT./MEDICAL</u></b>	<p>Add William Ruth, LVN, temporary hourly at \$18.00. Effective date 6-23-2011.</p> <p>Remove Darlene Jordan, Clerk, due to termination. Effective date 6-20-2011.</p>
<b><u>JAIL</u></b>	Remove Charles Dominquez, Detention Office, due to resignation. Effective 6-24-2011.
<b><u>JUVENILE</u></b>	<p>Add Patrick Peace, Supervision Officer, at \$24,516.00. Effective 6-21-2011.</p> <p>Remove Richard Robinson, Supervision Officer, due to resignation. Effective 6-14-2011.</p>
<b><u>JP 1, PLACE 2</u></b>	Add April Hinton, Traffic Clerk, at \$23,370.00. Effective 6-20-2011.
<b><u>MAINTENANCE</u></b>	Add Guadalupe Torres, Custodian I, at \$22,600.00. Effective 6-22-2011.
<b><u>TREASURER</u></b>	Add Cynthia (Cindy) Hames, Payroll Administrator, hourly at \$12.00. Effective 6-30-2011.

**12,018** On the motion by Atkins, second by Latham, the Court approved payroll and personnel changes.

**12,019** On the motion by Atkins, second by Middlebrooks, the Court convened to Executive Session at 11:45 a.m.

**EXECUTIVE SESSION:**

**All action will be taken in open court.**

1. As permitted by Texas Government Code Section 551.074 Personnel Matters – Sandy Orange, HR Director
2. As permitted by Texas Government Code Section 551.071 (2) Consultation with County Civil Attorney on any regular session agenda item requiring confidential, attorney/client advice necessitated by the deliberation or discussion of said items (as needed) – Daniel Ray, County Civil Attorney
3. As permitted by Texas Government Code Section 551.071, Consults with Attorney Concerning Pending or Contemplative Litigation, regarding the Hunt County Criminal Justice Center – Daniel Ray, County Civil Attorney
4. As permitted by Texas Government Code Section 551.071, Consults with Attorney Concerning Pending or Contemplative Litigation, regarding the Hunt County Precinct 2 Barn Facility – Daniel Ray, County Civil Attorney
5. As permitted by Texas Government Code Section 551.071, Consults with Attorney Concerning Pending or Contemplative Litigation, for settlement agreement regarding Hunt County Jail land acquisition case – Daniel Ray, County Civil Attorney
6. As permitted by Texas Government Code Section 551.071, Consults with Attorney Concerning Pending or Contemplative Litigation, for possible settlement pertaining to TCEQ Docket No. 2011-0319-MSW-E; Enforcement Case No. 41224 – Daniel Ray, County Civil Attorney
7. As permitted by Texas Government Code Section 551.072, Real Property, regarding the Hunt County Criminal Justice Center – Daniel Ray, County Civil Attorney
8. As permitted by Texas Government Code Section 551.072, Real Property, regarding the Hunt County Precinct 2 Barn Facility – Daniel Ray, County Civil Attorney

\_\_\_\_\_ Court convened from Executive Session and returned to Regular Session at 11:50 a.m.

\_\_\_\_\_ No action was taken on Executive Session agenda items.

\_\_\_\_\_ Court Recessed for lunch at 12:00 p.m.

\_\_\_\_\_ Court Reconvened in Regular Session at 1:10 p.m. to continue discussion on redistricting. *For Action, see item #12,001.*

**12,020** On the motion by Middlebrooks, second by Latham, the Court adjourned at 2:30 p.m.

Minutes approved this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Hunt County Judge

Attest:

\_\_\_\_\_  
Hunt County Clerk