

## COMMISSIONER'S COURT

### REGULAR SESSION

**JULY 25, 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.

**12,043** On the motion by Latham, second by Middlebrooks, the Court approved the minutes as written from Commissioners' Court Regular Session held July 11, 2011 & Budget Workshops which began June 17, 2011.

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

\_\_\_\_ Ricky Sanders addressed the Court. I have here a letter to the editor from a man in Farmersville that states that our 5 commissioners has guts. I'm not going to question the guts that you have. The thing I question, how much guts does it take to go behind a man's back and cut, target 3 positions in his office. You didn't even tell him, tell the Sheriff what you was gonna do. His deputies knew about it before he did. He didn't find out until Thursday morning that he even had a problem. Now, talk about guts, I've got a question for you, do you have the guts to take on the District Court? I bought up once before about the court appointed attorneys and Judge Horn told me that's set by the district judge in the court, but I believe you have the authority to set that budget and I believe that budget is at least \$200,000.00 over budget. We spent in excess 1.4 million dollars on court appointed attorneys. Then there is a question about the slush fund, money that is set aside for the County to operate and function in the event of emergency. How much money is in that fund and what are you planning to use it for? You asked everybody to cut 5% out of their budget for 5 years, and at the same time Judge Horn's planning on or looking into running for state office. What are we looking at, a bait and switch game or something? Then there's one more thing I have to say. I've been accused of trying to cost this County money because the open records request they've received. I've noticed in the paper where the environmental police brought charges against Redline Raceway, alright, instead of going through our court or district attorney to file the paperwork, you go through Scott, Money, Ray & Thomas

to present paperwork. If there's such a tight strain on money why is it we're not using the attorneys that we're funding instead of outside attorneys on that? I've just got some questions and I just bring it to your attention, and help me out. I guess that's all I have to say right now.

Mr. Hamilton address the issue of the "slush" fund, which the Court refers to as reserve fund and tells Mr. Sanders that he would be happy to go over the budget with him.

Judge Horn states factual information that he has not engaged in any endeavor to aspire to higher office.

Daniel Ray address the policy issue with Redline Raceway and explains that this is not a criminal action and therefore the District Attorney is not being used, and that this is a no cost suit for the County.

#### **OLD BUSINESS:**

**12,044** On the motion by Atkins, second by Thornton, the Court accepted the quarterly report for Lakes Regional MHMR. *See attachment.*

#### **NEW BUSINESS:**

**12,045** On the motion by Atkins, second by Middlebrooks, the Court approved all items on the

Consent Calendar as follows:

1. The renewal of the Interlocal Agreement for Office Space by and between Hunt County and the Board of Regents of the Texas A & M University System for the use and benefit of the Texas Forestry Service at 2801 Stuart Street, Greenville, Texas 75401 – Judge John L. Horn. *See attachment.*
2. The approval of the Interlocal Agreement by and between Hunt County and the City of Greenville for the 2011 Edward Byrne Justice Assistance Grant (JAG) Program – Judge John L. Horn. . *See attachment.*
3. The acceptance of 16 hours of continuing education for Carl Nicholl from the National Association of Purchasing Management – Carl Nicholl, Purchasing Agent. . *See attachment.*

#### **B. Action Items:**

**12,046** On the motion by Middlebrooks, second by Latham the Court accepted the quarterly report for the Audie Murphy American Cotton Museum-Susan Lanning, Director

**12,047** On the motion by Thornton, second by Atkins, the Court accepted the quarterly report for the Boys & Girls Club of Northeast Texas and presentation of current programs-Carolyn Reiner, Director

\_\_\_\_\_ The presentation of services offered by SERVPRO of Kaufman/Cedar Creek for consideration as a preferred vendor in case of an after hours emergency-Brandon Wiley, Owner.

**Item dropped from Agenda.**

\_\_\_\_\_ The adoption of a cost allocation policy to promote awareness and accountability-Lori Wiggins, Texas Association of Counties. **No Action.**

**12,048** On the motion by Atkins, second by Thornton, the Court approved the final plat for Emily Addition in Precinct 2-Emilio Arias

**12,049** On the motion by Atkins, second by Thornton, the Court approved the replat of Lot 33, Lot 37 and Lot 38 of Southfork Phases 4 and 5 in Precinct 2-Johnny B. Perry

**12,050** On the motion by Thornton, second by Atkins, the Court approved changing the Precinct 102 polling location from the Wolfe City Fire Station to the following:

Wolfe City Middle School Gym (Concession Area)  
506 W Hanna  
Wolfe City, Texas 75496

- Mina Cook, Elections Administrator

**12,051** On the motion by Thornton, second by Atkins, the Court approved The approval changing the Precinct 321 polling location from the West Tawakoni City Hall to the following:

Lake Tawakoni Regional Chamber of Commerce  
100 W. HWY 276  
West Tawakoni, Texas 75474

- Mina Cook, Elections Administrator

**12,052** On the motion by Thornton, second by Atkins, the Court approved the polling locations for the November 8<sup>th</sup>, 2011 Constitutional Amendment Election-Mina Cook, Elections Administrator. *See attachment.*

**12,053** On the motion by Middlebrooks, second by Latham, the Court approved the naming of a Private Road, Floyd Drive, off of FM 2947 in Precinct 3 due to State Regulations requiring the naming of a driveway that has more than two structures on it – Jackie Ray, GIS Analyst

**12,054** On the motion by Middlebrooks, second by Latham, the Court approved the acceptance of high bids received on resale properties as follows:

<u>Acct #</u>	<u>Purchaser</u>	<u>Min Requested</u>	<u>High Bid</u>
42762	Holly Bauschka	\$18000.00	\$18000.00

Property Address: 2513 Washington Street, Commerce, Texas 75428

**12,055** On the motion by Atkins, second by Thornton, the Court granted permission construct electrical power distribution facilities along and across CR 2204 in Precinct 2 with normal stipulations– Farmers Electric Cooperative

**12,056** On the motion by Middlebrooks, second by Atkins, the Court approved accounts payable.

**12,057** On the motion by Atkins, second by Thornton, the Court approved line item budget transfers.

**PAYROLL & PERSONNEL:**

<b><u>CONSTABLE, PCT 4</u></b>	Remove Carla Huddleston, Clerk, due to termination. Effective 7-19-2011.  Add Clinton Praslicka, Clerk/Deputy at \$23,360.22. Effective 7-27-2011.
<b><u>196<sup>TH</sup> DISTRICT COURT</u></b>	Add Marilyn Green, Court Coordinator at \$12.00 per hour. Effective 7-11-2011
<b><u>HEALTH DEPT./MEDICAL</u></b>	Remove Jenny Taylor due to termination. Effective 7-15-2011.
<b><u>JAIL</u></b>	Remove Veldon Lockhart, Detention Officer due to termination. Effective 7-13-2011.  Add Laronnica McCurdy, Detention Officer at \$25,941.24. Effective 7-20-2011.
<b><u>JUVENILE</u></b>	Change Patricia Cooper, Supervision Officer from \$24,516.00 to \$25,941.24 due to certification. Effective 7-14-2011.  Change Broderick Scott, Supervision Officer from \$24,516.00 to \$25,941.24 due to certification. Effective 7-14-2011.  Change Patrick Peace, Supervision Officer from \$24,516.00 to \$25,941.24 due to certification. Effective 7-15-2011.  Change Karla Rogers, Supervision Officer from \$24,516.00 to \$25,941.24 due to certification. Effective 7-15-2011.
<b><u>TREASURER</u></b>	Remove Brenda Cook, Sr. Payroll, due to retirement. Effective 7-31-2011.

12,058 On the motion by Atkins, second by Middlebrooks, the Court approved payroll and personnel changes.

\_\_\_\_\_ The Court convened to Executive Session at 10:45 a.m.

**EXECUTIVE SESSION:**

1. 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
2. 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
3. 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
4. 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
5. 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
6. As permitted by Texas Government Code Section 551.072, Real Property, regarding the Hunt County Criminal Justice Center – Daniel Ray, County Civil Attorney
7. As permitted by Texas Government Code Section 551.072, Real Property, regarding the Hunt County Precinct 2 Barn Facility – Daniel Ray, County Civil Attorney

\_\_\_\_\_ The Court reconvened to Regular Session at 11:00 a.m.

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

12,059 On the motion by Middlebrooks, second by Atkins, the Court Adjourned at 11:05 a.m.

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

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Hunt County Judge

Attest:

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Hunt County Clerk