

COMMISSIONER'S COURT

REGULAR SESSION

October 11, 2011

Attachments

The Hunt County Commissioners Court met this day at 10:10 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 Thornton.

12,133 On the motion by Middlebrooks, second by Latham, the Court approved the minutes as written for September 26, 2011 Regular Session.

CITIZENS TO BE HEARD

 This item was moved after item #20 under New Business Action Items.

OLD BUSINESS:

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

 None.

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.

12,134 On the motion by Middlebrooks, second by Latham, the Court approved all items on the Consent Calendar as follows:

1. The approval of Elevator Maintenance contract for Hunt County for the period of December 1, 2011 through November 30, 2012 with AVL/Oracle Elevator as per the terms and conditions of Formal Bid #003-07 – Carl Nicholl, Purchasing Agent. *Bids on file with Purchasing Department.*
2. To acknowledge acceptance of Texas Bond # 551917 in the amount of \$5,000.00 effective October 15, 2011 to October 15, 2013 for Carl Nicholl, Hunt County Purchasing Agent as required by §262.11 (c) of

the Texas Local Government Code – Carl Nicholl, Purchasing Agent.
On file in the Bond Book Vol 9, Page 158 in the County Clerk's office

3. The approval of the Official Bond and Oath for Johnny Don Beckett, Deputy Constable for Precinct 4 – Constable Kent Layton. *On file in the Bond Book Vol 9, Page 159 in the County Clerk's office*
4. The addition of seized and awarded 16ft Flatbed Utility Trailer (VIN #Removed) to the Sheriff's Office Inventory – Sheriff Randy Meeks/Captain Lana Adams
5. The donation of a 16ft Flatbed Utility Trailer (VIN #Removed) to the City of Commerce for official use– Sheriff Randy Meeks/Captain Lana Adams
6. The addition of seized and awarded 2001 WW 10ft Cargo Trailer (VIN #11WBC10161W258490) to the Sheriff's Office inventory – Sheriff Randy Meeks/Captain Lana Adams
7. The donation of a 2001 WW 10 ft Cargo Trailer (VIN #11WBC10161W258490) to the City of Greenville Police Department for official use – Sheriff Randy Meeks/Captain Lana Adams
8. The addition of seized and awarded 12ft Pace Cargo Trailer Single Axle Black (VIN #Removed) to the Jail inventory – Sheriff Randy Meeks/Captain Lana Adams
9. The addition of seized and awarded 20ft Kearney Pipe Rail Flatbed Utility Trailer (VIN #Removed) to the Sheriff's Office inventory – Sheriff Randy Meeks/Captain Lana Adams
10. The addition of seized and awarded 10ft Titan Enclosed Cargo Trailer (VIN #Removed) to the Jail inventory – Sheriff Randy Meeks/Captain Lana Adams
11. The approval to assign \$44,000 of the recently awarded seizure funds in a holding status to the “Salary Stipend” portion of the Crime Control Budget to be utilized for Certificate pay of peace officers who have earned higher levels of TECLOSE certification – Sheriff Randy Meeks
12. The approval to assign \$23,000 of the recently awarded seizure funds in a holding status to the “Salary Stipend” portion of the Crime Control

Budget to be utilized for the continuation of Cell Phone Stipends currently in place – Sheriff Randy Meeks

13. The approval to assign \$24,175 of the recently awarded seizure funds in a holding status to the “Salary Stipend” portion of the Crime Control Budget to be utilized to supplement Deputy Harry Washington’s pay as an Interdiction Officer – Sheriff Randy Meeks
14. The approval to assign \$15,000 of the recently awarded seizure funds in a holding status to the “Salary Stipend” portion of the Crime Control Budget to be utilized to pay Deputy Phil Prather for K9 services – Sheriff Randy Meeks
15. The approval to assign \$2,000 of the recently awarded seizure funds in a holding status to the “Salary Stipend” portion of the Crime Control Budget to be utilized to supplement Lee Greninger’s pay as the Jail Administrator/Interim Chief Deputy – Sheriff Randy Meeks
16. The approval to spend a recently awarded Wal-Mart gift card in the amount of \$245 – Sheriff Randy Meeks

B. Action Items:

____ **Item #30 on the agenda under Action Items was heard first due to a schedule conflict**

12,135 One the motion by Latham, second by Middlebrooks, the Court approved of proposed budget expenditures for the Crime Control Fund 2011-2012 – Sheriff Randy Meeks. *See attachment*

12,136 On the motion of Latham, second by Middlebrooks, the Court approved the Northeast Texas Children’s Museum quarterly report – Sharline Freeman. *See attachment*

____ The approval of Lakes Regional MHMR quarterly report – John Delaney. **Move to Old Business.**

____ **Item #19 on the agenda was moved to the end of Action items.**

12,137 On the motion by Middlebrooks, second by Atkins, the Court granted permission to the County Auditor to early process any invoices that would incur a late fee and permit the County Treasurer to release the payment prior to Commissioners Court Approval – Stacy Sehl, Assistant County Auditor

CITIZENS TO BE HEARD – During this portion of the meeting, citizens may speak for a maximum of three (3) minutes about any item not on the regular agenda. The Commissioners Court may not respond or take any action on citizen comments.

____ Pam Stringer addressed the Court. I moved into this residence 3 years ago to be out in the country. My neighbor has a contract with me, which he has already broken the contract but I don't have the money to sue him on it. He is trying to build an apartment building adjacent to my land which is like a mile off the highway like out in the middle of nowhere and he's trying to build an apartment building and he is already running a business out of his home which he is not even supposed to be doing. There are 12 to 15 boats over there now that he's rebuilding and he's got workers there. When we bought the land, he misrepresented it and told me my land was here and staked it off, but now he has moved it and most of my land is out in the road so I've got a very small section of land and then he's going to build an apartment building here and he's got 3 or 4 buildings this way. The original deed to the land says that he can't have but one mobile home or one structure with every 2 acres, no every 3 acres. The person on the other side who has asked me to represent him, Ronald Hill, has put up with his business running beside his home constantly but is totally against the apartments being built and we need to know what we need to do to stop that. All he's got out there at this time is a temporary electrical pole, he hasn't set up the electricity, but he has been measuring off the land and has moved his fence right up next to mine and I do not know where to turn at this point. I just want to stop the apartments and possibly stop the business being run out of his home.

Judge Horn can not respond but recommends she speak to the Civil Attorney, Daniel Ray, not for legal advice, but to at least get pointed in the right direction to try to deal with this situation.

12,138 On the motion by Atkins, second by Thornton, the Court granted permission to construct electrical power distribution facilities and across Hunt County Road 2526 in Precinct 2 *with normal stipulations*– Farmers Electric Cooperative

12,139 On the motion by Middlebrooks, second by Latham, the Court approved of any and all necessary adjustments in Hunt County Election and Justice of Peace/Constable Precincts to conform with redistricting of County Commissioners Court Precincts – Mina Cook, Elections Administrator. *See attachment.*

12,140 On the motion by Latham, second by Middlebrooks, the Court approved Authorizing Allison, Bass & Associates, LLP, redistricting counsel, to prepare and submit to the United States Department of Justice a submission seeking pre-clearance of all Hunt County election boundaries, voting places and procedures related to the redistricting of Hunt County, Texas – Mina Cook, Elections Administrator. *See attachment.*

Redistricting maps available in the County Clerk's office for public viewing.

12,141 On the motion by Atkins, second by Thornton, the Court accepted of the 2011 Emergency Management Performance Grant from the Texas Department of Public Safety – Richard Hill, Homeland Security. *See attachment.*

12,142 On the motion by Atkins, second by Thornton, the Court approved a resolution prohibiting all outdoor burning with exceptions as specified – Richard Hill, Homeland Security. *See attachment.*

_____ A resolution allocating votes to Hunt County Appraisal District Board of Directors

Nominees – Judge John L. Horn. **Removed from Agenda by Judge Horn**

12,143 On the motion by Atkins, second by Thornton, the Court approved a resolution certifying that the county has made a grant to Senior Center Resources and Public Transit Inc. – Judge John L. Horn. *See attachment.*

12,144 On the motion by Thornton, second by Atkins, the Court approved a resolution providing for the taxation of Goods-in-Transit – Judge John L. Horn. *See attachment.*

12,145 On the motion by Atkins, second by Thornton, the Court approved a proclamation for Domestic Violence Awareness Month and Unity Day – Judge John L. Horn. *See attachment.*

_____ **Item #30 on the agenda was heard at the beginning of Action Items.**

12,146 On the motion by Atkins, second by Middlebrooks, the Court accepted high bids received for resale properties as follows:

<u>Acct#</u>	<u>Purchaser</u>	<u>Min. Requested</u>	<u>High Bid</u>
30791	John Hennen III	\$1055.00	1055.00
Property Address: CR 2300, Quinlan, TX 75474			
89716	Larry Crosby	\$2334.00	\$2334.00
Property Address: Hilltop Circle Lot 301, Quinlan, TX 75474			
89715	Marshall Juckem	\$3050	\$3050.00
Property Address: Hilltop Circle Lot 300, Quinlan, TX 75474			
89141	Jaqueline Camacho	\$413.00	\$413.00
Property Address: Lone Star Dr, Quinlan, TX 75474			
88428	Karla Camacho	\$441.00	\$441.00
Property Address: Drake Rd, Quinlan, TX 75474			
86926	Oscar Camacho	\$794.00	\$794.00
Property Address: Katherine St, Quinlan, TX 75474			
86670	Rodrigo Reyna	\$722.00	\$722.00
86671			

Property Address: Tut St Lots 77 & 78, Quinlan, TX 75474

87022 Gustavo Camacho \$582.00 \$582.00
87075

Property Address: Kay St Lots 1-4, Quinlan, TX 75474

87136 Elizabeth Munoz \$314.00 \$314.00
87138

Property Address: Maria St Tract 1 & 2, Quinlan, TX 75474

10187 Druce Day, Jr. \$418.00 \$418.00
Property Address: Wild Valley Dr, West Tawakoni, TX 75474

82386 Marshall Juckem \$4050.00 \$4050.00
82387

Property Address: Unicorn Arbour Lots 3& 4, Quinlan, TX 75474

_____ **Item #19 on the agenda:** The annexation of CR 3621 up to Hwy 751 by the city of Hawk Cove – Dwain Moore, Hawk Cove, Mayor. No action, this is for information purposes only. This information will need to be studied more and legal issues discussed prior to approval.

12,147 On the motion by Atkins, second by Thornton, the Court approved accounts payable.

_____ No line item budget transfers.

PAYROLL & PERSONNEL:

<u>HEALTH DEPARTMENT</u>	Add Benjamin Cade Hart, Health Officer, part time hourly at \$12.00 per hour. Effective 10-3-2011.
<u>JAIL</u>	Remove Andrew Harris, Detention Officer, due to resignation. Effective 10-19-2011. Add Lakenya Hunter, Detention Officer, at \$25,941.24. Effective 10-7-2011. Remove Calvin Marshall, Detention Officer transport, due to resignation. Effective 10-14-2011. Promote Stuart Roberts to Sergeant at \$31,551.00. Effective 10-3-2011.
<u>JP1-1</u>	Remove Beatriz Delgado, Part time deputy

	clerk, due to resignation. Effective 9-16-2011.
<u>JUVENILE</u>	Change Justin Lucas, Supervision Officer to \$25,941.00 due to certification. Effective 9-26-2011.
<u>SHERIFF</u>	Transfer Daniel Uzialko to Deputy at \$32,801.08. Effective 10-16-2011. Add Valda Williams, part time clerk, at \$12.50 per hour. Effective 10-3-2011.
<u>TAX</u>	Remove Glenda Currin, due to termination due to reduction of salary line item. Effective 9-30-2011. Remove Maria Gomez, due to resignation. Effective 9-29-2011.

12,148 On the motion by Atkins, second by Middlebrooks, the Court approved payroll and personnel changes.

12,149 On the motion by Latham, second by Thornton, the Court adjourned into Executive Session at 10:55 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 possible settlement

pertaining to TCEQ Docket No. 2011-0319-MSW-E; Enforcement Case No. 41224 – Daniel Ray, County Civil Attorney

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

12,150 On the motion by Middlebrooks, second by Atkins, the Court adjourned to Regular Session at 11:25 a.m.

_____ No action taken in Executive Session

12,151 On the motion by Atkins, second by Thornton, the Court Adjourned at 11:25 a.m.

Minutes approved this _____ day of _____, 2011.

Hunt County Judge

Attest:

Hunt County Clerk