

**COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**September 13, 2016**  
**Attachments**

The Hunt County Commissioner's Court met this day at 10:00 in regular session at 2700 Johnson Street, Greenville, Texas in the Auxiliary Courtroom.

**Invocation** was given by Commissioner Martin.

**Pledge of Allegiance** to the American and Texas Flags was led by Commissioner McMahan.

**I. CALL MEETING TO ORDER**

This meeting of the Hunt County Commissioner's Court was called to order by Judge John L. Horn at 10:00 a.m.

**II. ROLL CALL**

The following were called and present:

Commissioner Eric Evans, Precinct 1; Commissioner Tod McMahan, Precinct 2;  
Commissioner Phillip Martin, Precinct 3; Commissioner Jim Latham, Precinct 4; Judge  
John L. Horn-presiding; Jimmy Hamilton, Auditor and Jennifer Lindenzweig, County  
Clerk.

**III. MINUTES-August 16 & 19, 2016-Public Hearings**

**August 22, 2016-Public Hearing**

**August 23, 2016-Regular Session/Public Hearings**

**14,274** On the motion by Evans, second by McMahan, for the Court to approve the minutes from August 16<sup>th</sup> & 19<sup>th</sup>, 2016-Public Hearings, August 22, 2016-Public Hearing and August 23, 2016 Regular Session/Public Hearing as written; no one opposed **Motion carries**.

\_\_\_\_\_ The Court recessed at 10:04 am to enter Public Hearings as posted:

***NOTICE OF PUBLIC HEARING***

Please be advised that a public hearing regarding the recommendation of the Lake Tawakoni Planning & Zoning Commission to change the zoning classification of a certain tract being described as A0237 Davidson Samuel L, Tract J-1, Acres 53.11, Hunt County Appraisal District Property ID #114406, located FM 751, Quinlan, Texas, and being owned by AMG Resorts, LLC from Single Family 40 to Resort Commercial zoning district on Tuesday, September 13, 2016, at 10:00 AM, in the Auxiliary Courtroom, 2700 Johnson Street, Greenville, Texas 75401.

This hearing is considered an Open Meeting, and shall be conducted as such, therefore the public is welcome to attend. Should you have any questions, please feel free to contact Amanda Blankenship at 903-408-4146.

\_\_\_\_\_ No request for public comments received.

\_\_\_\_\_ The Court reconvened in Regular Session at 10:05 am.

**IV. 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 Commissioner's Court may not respond or take any action on citizen comments.

\_\_\_\_\_ None

## **V. OLD BUSINESS**

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

1. None

## **VI. NEW BUSINESS:**

**A. CONSENT CALENDAR** – All items listed are considered to be routine by The Commissioners Court and will be enacted by one motion.

1. The sell of one (1) Glock Model 22. 40 Caliber (Serial #LAN6777) for \$295.00 and one (1) Law Enforcement Badge for \$5.00 to Mike Pierce of the County Attorney's Office, retiring September 30, 2016; as per LGC §614.051 and Code of Criminal Procedure Article 2.12 – Cheryl Lowry, Purchasing Agent
2. The sell of one (1) 2010 Dodge Charger (VIN #2BB3AA4CT2AH119052, H/C Tag #13579), with the following equipment: Emergency lights attached to outside rear view mirrors, front windshield Stealth Visor light bar emergency lights, emergency lights attached to the front grill, emergency lights Whelen attached to the rear of vehicle, emergency light bars on the rear deck, Jotto Desk console, Kustom Signals Raptor RP 1 radar with two heads, Code 3 model 3672L4 siren with "6085" written on bracket and radio antenna & one (1) 2010 Dodge Charger (VIN #2B3AA4CT9AH119064, H/C Tag #13572) with the following equipment: Whelen emergency light bar, emergency light bars on the rear deck, Jotto Desk console, Kustom Signals Pro 1000 radar with two heads, Code 3 model 3672L4 siren, Setina prisoner partition, rear plastic transport seat, mounted weapons rack with two weapon locks and radio antenna. Vehicles will be sold from

the Hunt County Sheriff's Department Inventory to Farmersville ISD Police Department for the purchase price of \$1,500.00, per each vehicle – Cheryl Lowry, Purchasing Agent

3. The renewal of the Annual Tax Levy Mailing Contract to VariVerge, LLC in the amount of \$21,176.99 plus \$771.15 for the Laser Printing of Levy Roll – Cheryl Lowry, Purchasing Agent
4. Entering into a Service Agreement with Rapiscan System effective October 1, 2016 through September 30, 2017. This is for the machine used at the security point of entry to scan purses, bags and other items brought into the courthouse; at a total cost of \$4,620.00 to be paid from the Courthouse Security Equipment Repair & Maintenance Fund – Cheryl Lowry, Purchasing Agent
5. Entering into a Service Agreement with M&S Technologies for a three (3) year Sophos Government Enduser Protection and Mail, Sophos Professional Services, Enterprise Consulting for Hunt County beginning October 19, 2016 through October 18, 2019; Annual Payments in the amount of \$7,506.46 (x3), to be paid from the Information Systems Software Maintenance Fund – Cheryl Lowry, Purchasing Agent
6. The donation of the following office furniture to CASA (Court Appointed Special Advocate) for Hunt County: Flexsteel Chair (H/C Tag #08101), Wooden Desk (H/C Tag #05532) and Desk with L Return (H/C Tag #05549) – Cheryl Lowry, Purchasing Agent

**14,275** On the motion by Latham, second by Martin, for the Court to approve items #1, 3-6 as listed above and moving #2 to Old Business; no one opposed **Motion carries. See attachments.**

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

**14,276** On the motion by Evans, second by McMahan, for the Court to approve a Resolution in support of the County making a grant to the Senior Center Resources and Public Transit, Inc. in the amount of \$5,000.00; no one opposed **Motion carries. See attachment.**

**14,277** On the motion by McMahan, second by Evans, for the Court to approve a Proclamation designating October 2-8, 2016 National 4-H Week in Hunt County, Texas-Agrilife Extension; no one opposed **Motion carries. See attachment.**

3. A Joint Election Agreement with all Contracting Jurisdictions which share all or part of the same territory, for the respective elections on the same date as the Hunt County election – Mina Cook, Elections Administrator

\_\_\_\_\_ Item #3 to be discussed after Executive Session

4. Introduction of new TxDOT staff involved with Bridge Inspection and Development of Bridge Replacement Projects and discussion regarding Highway Bridge Programs – Justin Ferguson, Bridge Inspection Coordinator

\_\_\_\_\_ No action; information only

5. The “Judge Edition” feature of the newly approved Tyler Odyssey Software Contract and to authorize the County Judge to execute the Agreement – Jimmy Hamilton – Auditor

\_\_\_\_\_ Move to Old Business

**14,278** On the motion by Martin, second by Latham, for the Court to approve an amendment to the Hunt County Human Resources Manual which states all new hires, excluding elected officials, will be a pay period in the arrears, effective October 1, 2016-Delores Shelton, Treasurer; no one opposed **Motion carries. See attachment.**

**14,279** On the motion by Latham, second by Martin, for the Court to approve the relocation of Homeland Security from the 5<sup>th</sup> Floor of the Courthouse to 2700 Johnson Street and to allocate up to \$5,000.00 from facilities maintenance to assist with the relocation-Jim Latham, Precinct 4 Commissioner; no one opposed **Motion carries.**

**14,280** On the motion by Evans, second by McMahan, for the Court to approve Formal Bid #146-16, Asphalt Hot & Cold Mix-Twelve (12) month contract effective September 24, 2016 through September 23, 2017; awarded to all qualified bidders per attached bid award tabulation and LGC §262.027(e)-Cheryl Lowry, Purchasing Agent; no one opposed **Motion carries. See attachment.**

**14,281** On the motion by McMahan, second by Evans, for the Court to approve the Annual Alarm & Detection monitoring Simplex 4100U System (Fire Alarm Monitoring Basic Service and Elevator Phone Monitoring) Contract for the Hunt County Greenville Exchange Building located at 2500 Stonewall. Contract is for the period of September 1, 2016 through August 21, 2019, with Tyco Simplex Grinnell. The Annual Monitoring fee is \$875.00 to be paid for from the

Exchange Building Repair & Maintenance-Cheryl Lowry, Purchasing Agent; no one opposed **Motion carries. See attachment.**

**14,282** On the motion by McMahan, second by Evans, for the Court to approve an Order setting the day of the week and location of regular term schedule of Hunt County Commissioner's Court meetings to on the 2<sup>nd</sup> and 4<sup>th</sup> Tuesday of each month at 10:00 am at 2700 Johnson Street Greenville, Texas in the Auxiliary Courtroom, with exception of those months in which the Commissioner's Courts has designated an official County Holiday-John L. Horn; no one opposed **Motion carries. See attachment.**

**14,283** On the motion by Evans, second by McMahan, for the Court to approve ceasing the County allotment to the Celeste Public Library as it has closed and the property sold, and to redistribute those funds amongst the other county libraries-Jimmy Hamilton, Auditor; no one opposed **Motion carries.**

**14,284** On the motion by Evans, second by Latham, for the Court to approve the request to change the speed limit to 20 mph on School Street, Church Street and Lake Avenue from FM 2194 to School Street in Merit, Texas located in Precinct 1-Eric Evans, Precinct 1 Commissioner; no one opposed **Motion carries.**

13. The acceptance of Buck Court in the Deer Crossing Addition in Precinct 2 (approximately 2,150 feet of concrete road surface) into the Hunt County Road Maintenance Program, pending all repairs mentioned in Mark Hickman's letter dated June 23, 2016 – Tod McMahan, Precinct 2 Commissioner

\_\_\_\_ No action, information only: repairs have been made.

**14,285** On the motion by McMahan, second by Evans, for the Court to approve the construction of electrical power distribution facilities across CR 2592 in Precinct 2 with normal stipulations-Farmers Electric Cooperative; no one opposed **Motion carries. See attachment.**

**14,286** On the motion by McMahan, second by Evans, for the Court to approve the construction of electrical power distribution facilities across CR 2560 in Precinct 2 with normal stipulations-Farmers Electric Cooperative; no one opposed **Motion carries. See attachment.**

**14,287** On the motion by McMahan, second by Evans, for the Court to approve the construction of electrical power distribution facilities across CR 2526 in Precinct 2 with normal stipulations-Farmers Electric Cooperative; no one opposed **Motion carries. See attachment.**

**14,288** On the motion by Martin, second by Latham, for the Court to approve the construction of electrical power distribution facilities across CR 3205 in Precinct 3 with normal stipulations-Farmers Electric Cooperative; no one opposed **Motion carries.** *See attachment.*

**14,289** On the motion by Latham, second by Martin, for the Court to approve the construction of electrical power distribution facilities across CR 4220 in Precinct 4 with normal stipulations-Farmers Electric Cooperative; no one opposed **Motion carries.** *See attachment.*

**14,290** On the motion by Martin, second by Evans, for the Court to approve the recommendation of the Lake Tawakoni Planning and Zoning Commission to change the zoning classification of a certain tract being described as A0237 Davidson Samuel L, Tract J-1, Acres 53.11, Hunt County Appraisal District Property ID #114406, located FM 751, Quinlan, Texas and being owned by AMG Resorts, LLC from Single Family 40 to Resort Commercial Zoning district-John L. Horn; no one opposed **Motion carries.**

**14,291** On the motion by McMahan, second by Evans, for the Court to approve the Final Plat for Una Lago Estates in Precinct 2-Brad Taylor; no one opposed **Motion carries.**

**14,292** On the motion by Martin, second by Latham, for the Court to approve the Final Plat for Nautical Shores, Phase 4 in Precinct 3 with the condition that the Construction Bond to the HOA is filed with the County Clerk and a copy provided to the County Judge-Craig Malan; no one opposed **Motion carries.**

**14,293** On the motion by Latham, second by Martin, for the Court to approve accounts payable; no one opposed **Motion carries.**

**14,294** On the motion by Evans, second by McMahan, for the Court to approve line item transfers; no one opposed **Motion carries.**

**PAYROLL & PERSONNEL:**

**Jail count: 306-** *See attachment*

<b><u>COUNTY ATTORNEY</u></b>	Add Brian Durst, Asst. County Attorney, at \$62,160.00. Effective 9-12-16.  Remove Erik Lisowski, Asst. County Attorney, due to resignation. Effective 9-9-16.
<b><u>JAIL</u></b>	Add Davonta Cooper, Detention Officer, at \$30,451.24. Effective 9-11-16.
<b><u>PRECINCT 1</u></b>	Remove Chris Duvall, due to resignation. Effective 9-9-16.

<b><u>SHERIFF</u></b>	<p>Add Samantha Harris, Receptionist, at \$25,160.00. Effective 9-19-16.</p> <p>Remove Joseph Knight, due to resignation. Effective 4-22-16.</p>
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**14,295** On the motion by Evans, second by McMahan, for the Court to approve payroll and personnel. None opposed **Motion carries.**

**14,296** On the motion by Evans, second by Latham, for the Court to adjourn to Executive Session at 11:10 am; no one opposed **Motion carries.**

## **VII. EXECUTIVE SESSIONS**

1. As permitted by Texas Government Code §551.071 (1) and (2) Consultation with County Civil Attorney on agenda items requiring confidential, attorney/client advice necessitated by the deliberation or discussion of said items – Daniel Ray, County Civil Attorney
2. As permitted by Texas Government Code §551.071 (1) and (2), Consult with Attorney Concerning any Pending or Contemplated Civil or Administrative Litigation by or against Hunt County – Daniel Ray, County Civil Attorney
3. As permitted by Texas Government Code § 551.071 (1) and (2) Consultation with County Civil Attorney regarding sales tax repayment plan offer from Texas Comptroller and status of previous repayment plan – Daniel Ray, County Civil Attorney
4. As permitted by Texas Government Code §551.071 (1) and (2) Consultation with County's attorney on agenda items requiring confidential, attorney/client advice necessitated by the deliberation or discussion with attorney regarding Hunt County v. Grady and Republic – status report and mediation – Baker Wotring, LLP

**14,297** On the motion by McMahan, second by Evans, for the Court to adjourn Executive Session and return to Regular Session at 11:52 am; no one opposed **Motion carries.**

## **VIII. TAKE ANY ACTION ON ANY ITEM DISCUSSED IN EXECUTIVE SESSION AS NEEDED.**

3. A Joint Election Agreement with all Contracting Jurisdictions which share all or part of the same territory, for the respective elections on the same date as the Hunt County election – Mina Cook, Elections Administrator

\_\_\_\_\_ Dies for lack of motion and second.

**14,298** On the motion by Evans, second by McMahan, for the Court to adjourn at 11:56 a.m.  
No one opposed **Motion carries.**

Minutes approved the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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

Attest:

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