

COMMISSIONER’S COURT  
**REGULAR SESSION**  
February 13, 2018

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 Judge Horn.

**I. CALL MEETING TO ORDER**

This meeting of the Hunt County Commissioner’s Court was called to order by County 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 Horn-presiding; Tammi Byrd, Auditor and Jennifer Lindenzweig, County Clerk.

**III. MINUTES-** January 23, 2018 – Regular Session

**14,962** On the motion by Latham, second by Martin, for the Court to approve the minutes from January 23, 2018-Regular Session as written; no one opposed **Motion carries.**

**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.

\_\_\_\_ Thomas Willess

**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 purchase of one (1) 2018 John Deere 770G Motor Grader from RDO Equipment Company in the amount of \$245,949.98. Pricing per Texas Local Government Purchasing Cooperative – BuyBoard Contract #515-16. Funding from Road & Bridge Precinct #1 Equipment Funds – Cheryl Lowry, Purchasing Agent

2. The purchase of one (1) 2018 Chevrolet  $\frac{3}{4}$  ton, 4 wheel drive, 4 door, deleting the bed from Reliable Chevrolet. Pricing per Bid Express for Government use. Total cost of \$30,105.60, funding from Road & Bridge Precinct #1 Equipment Fund – Cheryl Lowry, Purchasing Agent
3. The renewal of the sixty (60) month contract with Pitney Bowes for postage machine and scale located in the Hunt County Commissioner’s Office; effective dates will be February 26, 2018 through February 25, 2023, with cost of \$476.97 per month or \$1,430.91 per quarter – Cheryl Lowry, Purchasing Agent
4. The renewal of the sixty (60) month contract with Pitney Bowes for postage machine and scale located in the Hunt County Sheriff’s department; effective dates will be February 26, 2018 through February 25, 2023, with cost of \$476.97 per month or \$1,430.91 per quarter – Cheryl Lowry, Purchasing Agent
5. The proposal from Johnson & Sons Industrial Coatings for the Jail Kitchen Floor Re-Surfacing; total cost of \$23,214.00, funding from Maintenance Department for Building Maintenance and Repair for Jail – Cheryl Lowry, Purchasing Agent

[14,963](#) On the motion by Evans, second b McMahan, for the Court to approve all consent items as listed above; no one opposed **Motion carries.** *See attachments.*

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

[14,964](#) On the motion by Latham, second by Martin, for the Court to approve the quarterly report for the Northeast Texas Children’s Museum-Sharline Freeman, Director; no one opposed **Motion carries.** *See attachment*

[14,965](#) On the motion by McMahan, second by Evans, for the Court to approve the annual report for the Hunt County Historical Commission-Carol Taylor; no one opposed **Motion carries.**

[14,966](#) On the motion by Evans, second by McMahan, for the Court to the Racial Profiling Report/Tier One for the Hunt County Sheriff’s Department-Buddy Oxford; no one opposed **Motion carries.** *See attachment.*

14,967 On the motion by Latham, second by Martin, for the Court to the Racial Profiling Report/Tier One for Hunt County Constable, Precinct 2-Doc Pierce, Precinct 2 Constable; no one opposed **Motion carries. See attachment.**

14,968 On the motion by Evans, second by Latham, for the Court to approve Formal Bid #165-18, Recycled Asphalt & Concrete one (1) year contract, effective February 12, 2018 through February 11, 2019, 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.**

14,969 On the motion by Latham, second by Martin, for the Court to approve **(a)** the Merchant Payment Card Processing Agreement from Tyler Technologies for electronic payment transactions. An initial convenience fee of 2.75% will be assessed to consumers for each electronic payment transaction initiated and flows through the Odyssey system when using a credit or debit card. The initial convenience fee is based upon estimated average transaction amounts as of the effective date. The convenience fee will be subject to adjustment prospectively based on the actual average transaction value determined on quarterly review; **(b)** for the Court to approve the Purchase Agreement for the purchase of five (5) MX915 Credit Card Terminals at \$741.50, each. The Credit Card Terminals will be assigned one (1) to Justice of the Peace offices-Cheryl Lowry, Purchasing Agent/Tammi Byrd, Auditor; no one opposed **Motion carries. See attachments**

14,970 On the motion by Evans, second by McMahan, for the Court to approve the Declaration of Official Intent to Reimburse regarding the following future expenditures to be financed: Road & Bridge Precinct 1 Equipment-Cheryl Lowry, Purchasing Agent/Tammi Byrd, Auditor; no one opposed **Motion carries. See attachment**

14,971 On the motion by McMahan, second by Evans, for the Court to approve an agreement by and between Hunt County, Texas and the incorporated volunteer and municipal fire departments located in Hunt County-Richard Hill, Fire Marshal; no one opposed **Motion carries. See attachment**

14,972 On the motion by Martin, second by Latham, for the Court to accept a contract with AT&T for three (3) years for 250mb service at 2507 Lee Street for \$1,892.60 per month (plus fees and taxes), and 10mb service at 2018 Stuart Street for \$1,079.12 per month (plus fees and taxes)-Stacy Sehl, Assistant Auditor; no one opposed **Motion carries. See attachment**

14,973 On the motion by Latham, second by Evans, for the Court to approve the Treasurer's Monthly Report for December 2017-Delores Shelton, Treasurer; no one opposed **Motion carries. See attachment**

14,974 On the motion by Evans, second by McMahan, for the Court to approve the Amendments to the FY 2017-18 Hunt County Budget-Tammi Byrd, Auditor; no one opposed **Motion carries. See attachment**

13. The request to discuss the road condition of CR 4618 in Precinct 4-Buck Porter

       **No action;** information only

**14,975** On the motion by McMahan, second by Evans, for the Court to approve naming a private driveway, Krodle Kountry Dr., due to there already being 3 addresses there and are needing to add 1 more; this is all family land off Private Road 2213 which is off FM 1903-Tod McMahan, Precinct 2 Commissioner; no one opposed **Motion carries.**

14,976 On the motion by McMahan, second by Evans, for the Court to approve (a) the request to construct electrical power distribution facilities across CR 2522 in Precinct 2 and (b) approve the request to construct electrical power distribution facilities across CR 2452 in Precinct 2 all with normal stipulations-Farmers Electric Cooperative; no one opposed **Motion carries. See attachment.**

14,977 On the motion by Martin, second by Latham, for the Court to approve (a) the request to construct electrical power distribution facilities across CR 3131 in Precinct 3 and (b) approve the request to construct electrical power distribution facilities across CR 3613 in Precinct 3 all with normal stipulations-Farmers Electric Cooperative; no one opposed **Motion carries. See attachment.**

14,978 On the motion by Latham, second by Martin, for the Court to approve (a) the upgrade of approximately 750 feet on CR 4122 from dirt to rock in Precinct 4, money is in escrow; (b) the upgrade of approximately 1,750 feet of CR 4120 from dirt to rock in Precinct 4, money is in escrow-Jim Latham, Precinct 4 Commissioner; no one opposed **Motion carries. See attachment.**

14,979 On the motion by McMahan, second by Evans, for the Court to approve the request of a utility easement variance in the Final State of Solar Gate Three-Michael James; no one opposed **Motion carries.**

**14,980** On the motion by McMahan, second by Evans, for the Court to approve the Final Plat for Solar Gate Three in Precinct 2-Michael James; no one opposed **Motion carries.**

[14,981](#) On the motion by Evans, second by Latham, for the Court to accept the high bids received on Resale Properties as follows; no one opposed **Motion carries. See attachments.**

<u><b>Account #</b></u>	<u><b>Purchaser</b></u>	<u><b>Bid Amount</b></u>
<b>R25992</b>	<b>NEXTLOTS NOW LLC</b>	<b>\$20,000.00</b>
Property Description: A0411 Hatchet F E, Tract 36, Acres 6.25		
HCAD Situs: CR 3306 Greenville, TX 75401 (Between 2559 and 2601 CR 3306)		
<b>R37220</b>	<b>BRIAN KEITH HOWELL</b>	<b>\$6,400.00</b>
Property Description: A1107 Weatherford Mooney, Tract 2, Acres 6.42		
HCAD Situs: Off CR 3318 Greenville, TX 75401 (Landlocked)		
<b>R49683</b>	<b>JACKFERG HOLDINGS LLC</b>	<b>\$500.00</b>
Property Description: Lot 10, Block 1, John Knight Addition		
HCAD Situs: 173 Blackburn Commerce, TX 75428		
<b>R218619</b>	<b>JACKFERG HOLDINGS LLC</b>	<b>\$1,500.00</b>
Property Description: Lot 11-13, Block 1, John Knight Addition		
HCAD Situs: Blackburn St Commerce, TX 75428		
<b>87012, 87008</b>	<b>Juan D. &amp; Maria I. Serrano</b>	<b>\$926.00</b>
Property Description: #87012 – Tract No. 1, Whiskers Retreat Instal #1, Block 3, Lot 363		
#87008 – Tract No. 2, Whiskers Retreat Instal #1, Block 3, Lot 358B		
<b>52660</b>	<b>Kudakwashe Nembaware</b>	<b>\$546.00</b>
Property Description: Norris, P.A. Addition, Block 1, Lot 1,2		
<b>88929</b>	<b>Juan D. &amp; Maria I. Serrano</b>	<b>\$1,552.00</b>
Property Description: Whiskers Retreat Instal #5, Lot 636, 636B, 637, 637B, 638, 638B, 639, 639B, 640, 640B, 641 & 641B		
<b>124697</b>	<b>Josue Zapata</b>	<b>\$8,330.00</b>
Property Description: Mallard Point Phase I Section 2, Block 2, Lot 47, Acres .55		

[14,982](#) On the motion by Latham, second by Martin, for the Court to approve accounts payable; no one opposed **Motion carries.**

[14,983](#) On the motion by Latham, second by Martin, for the Court to approve line item budget transfers-Tammi Byrd, Auditor; no one opposed **Motion carries. See attachment**

PAYROLL & PERSONNEL:

Jail count: 316, *see attachment*

<b><u>COUNTY CLERK</u></b>	Remove Kameshia Cooper, Deputy Clerk, due to resignation. Effective 2/28/18.
<b><u>DISTRICT ATTORNEY</u></b>	Remove Joe O'Neill, Assistant DA, due to resignation. Effective 2/7/18.
<b><u>JAIL</u></b>	Remove Matthew Bailey Jr, Detention Officer, due to resignation. Effective 1/31/18.  Add Kenneth Harris, Detention Office, at \$32,531.00. Effective 2/11/18.  Remove Cindy Scott, Detention Officer, due to resignation. Effective 1/29/18.

14,984 On the motion by Evans, second by McMahan, for the Court to approve payroll and personnel; no one opposed **Motion carries.**

**14,985** On the motion by Evans, second by Martin, for the Court to exit Regular Session and enter Executive Session at 10:56 a.m. No one opposed **Motion carries.**

**VIII. 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 including Volkswagen and Fiat lawsuits – 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 Civil Attorney on item requiring confidential, attorney/client advice: appointment of Justice of the Peace to serve remaining term of Aaron Williams, Justice of the Peace Precinct 3, Place 1 – Daniel Ray, County Civil Attorney

**14,986** On the motion by Evans, second by McMahan, for the Court to exit Executive Session and return to Regular Session at 11:04 a.m. No one opposed **Motion carries.**

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

1. None

**X. ADJOURN**

**14,987** On the motion by McMahan, second by Evans, for the Court to adjourn at 11:04 a.m. No one opposed **Motion carries.**

Minutes approved the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Hunt County Judge

Attest:

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Hunt County Clerk