

COMMISSIONER'S COURT
Regular Session
February 12, 2019

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 Bobby Stovall, County Judge.

I. CALL MEETING TO ORDER

This meeting of the Hunt County Commissioner's Court was called to order by Bobby Stovall, County Judge, at 10:00 a.m.

II. ROLL CALL

The following were called and present: Commissioner Eric Evans, Precinct 1; Commissioner Randy Strait, Precinct 2; Commissioner Phillip Martin, Precinct 3; Commissioner Steven Harrison, Precinct 4; Bobby Stovall, County Judge-Presiding; Tammi Byrd, Auditor and Jennifer Lindenzweig, County Clerk.

III. MINUTES-January 22, 2019-Regular Session & Public Hearing
January 28, 2019-Special Session

15,447 On the motion by Martin, second by Harrison, for the Court to approve the minutes from January 22, 2019-Regular Session & Public Hearing and January 28, 2019-Special 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.

 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. Certificate of completion for Steven Harrison, Commissioner Precinct 4, Open Meetings Act and Public Information Act training as required by Government Code §551.005
2. A bond for Bobby Stovall, County Judge; bond #64501349, in the amount of \$10,000.00, effective January 28, 2019 through January 28, 2021 – Jennifer Lindenzweig, County Clerk
3. Bond Continuation Certificates for Randy Wineinger; bond #604045628 in the amount of \$100,000.00 effective January 1, 2019 through January 1, 2020, and bond #601045630 in the amount of \$100,000.00 effective January 1, 2019 through January 1, 2020 – Jennifer Lindenzweig, County Clerk
4. A budget amendment to the Hunt County Sheriff's Office Crime Control Account adding a deposit in the amount of \$7,706.92 to the Employee Benefit line item – Buddy Oxford, Chief Deputy
5. The donation of the following trailers to Hopkins County Sheriff's Department from Hunt County Precinct 4 Inventory – Cheryl Lowry, Purchasing Agent / Steve Harrison
 - (1) 2002 Shop Made Utility Trailer 18' (non-titled) – H/C #08282
 - (2) Dove Tail Car Hauler 16' – H/C #09500
 - (3) 2001 Kearney Trailer 18' (gray) w/Tongue – H/C #13346
6. The transfer of a 2011 Kearney 20ft. Flatbed Trailer (H/C #00580) from Sheriff's Department inventory to Hunt County Precinct 4 inventory – Cheryl Lowry, Purchasing Agent
7. The transfer of a 2007 Dodge Quad Cab ½ Ton Truck from Environmental Enforcement inventory to Precinct 1 inventory – Cheryl Lowry, Purchasing Agent

15,448 On the motion by Evans, second by Strait, for the Court to approve the consent items as listed; no one opposed, **Motion carries. See attachments.**

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

15,449 On the motion by Martin, second by Evans, for the Court to approve the Annual Report for the Hunt County Historical Commission-Carol Taylor, President; no one opposed, **Motion carries. See attachment**

15,450 On the motion by Evans, second by Strait, 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.**

15,451 On the motion by Harrison, second by Martin, for the Court to approve the Quarterly Report for the Boys & Girls Club-Jenny Kreuger; no one opposed, **Motion carries.**

15,452 On the motion by Strait, second by Evans, for the Court to approve an amendment to the resolution to consider designating State Spur 1570 and a portion of FM 1570 in honor of Judge John L. Horn-Martin Gonzales, TxDOT; no one opposed, **Motion carries. See attachment.**

15,453 On the motion by Harrison, second by Martin, for the Court to approve a resolution in support of a grant application for the Transition to P25 Compliant Radio System-Buddy Oxford, Chief Deputy; no one opposed, **Motion carries. See attachment.**

15,454 On the motion by Harrison, second by Strait, for the Court to approve the Racial Profiling Report for Hunt County Constable, Precinct 2-Doc Pierce, Precinct 2 Constable; no one opposed, **Motion carries. See attachment.**

15,455 On the motion by Evans, second by Strait, for the Court to approve the Racial Profiling Report/Tier Two for the Hunt County Sheriff’s Office-Daniel Looney, Captain; no one opposed, **Motion carries. See attachment.**

15,456 On the motion by Evans, second by Harrison, for the Court to approve the removal of the 2012 Big Texas Trailer (VIN #4K8UX1427Y1E57065) awarded to Hunt County Sheriff’s Office under Cause #21PH180008 dated 7/11/18 with County Tag #00651) from Hunt County Sheriff’s Office Inventory by the amended order. The Amended Order Awarding Possession of Property seized has been amended by JP Jennifer Reeves and order reads “This order is amended August 9, 2018 and the property is awarded to Scott Collins. Therefore, it is ordered that the possession of said property now in the possession of Hunt County Sheriff’s Office be transferred to Scott Collins subject to the condition that such property shall be made available to the State, should it be needed in future prosecutions or the any court having jurisdiction over the offense may order – Buddy Oxford, Chief Deputy; no one opposed, **Motion carries. See attachment.**

15,457 On the motion by Harrison, second by Martin, for the Court to approve rescheduling the Regular Session of Commissioner Court for February 26, 2019 to February 28, 2019-Daniel Ray, County Civil Attorney; no one opposed, **Motion carries.**

15,458 On the motion by Martin, second by Evans, for the Court to approve the re-appointment of Mr. W.D. Hilton to the Sulphur River Regional Mobility Authority for a 2-year

term beginning February 1, 2019 and ending on January 31, 2021 – Delbert Horton, Chairman; no one opposed, **Motion carries. See attachment.**

15,459 On the motion by Strait, second by Evans, for the Court to approve the appointment of Calvin Travers to the Lake Tawakoni Planning & Zoning Commissioner-Randy Strait, Precinct 2 Commissioner; no one opposed, **Motion carries.**

15,460 On the motion by Martin, second by Evans, for the Court to approve Formal Bid #180-19, Recycled Asphalt & Concrete (1) one year contract, effective February 12, 2019 through February 11, 2020, 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.**

15,461 On the motion by Evans, second by Strait, for the Court to approve the Monthly Treasurer's Report for the month of December 2018-Brittini Turner, County Treasurer; no one opposed, **Motion carries. See attachment.**

15,462 On the motion by Evans, second by Strait, for the Court to approve the upgrade of approximately 500 feet on CR 1001 from dirt to rock in Precinct 1, money is in escrow-Eric Evans, Precinct 1 Commissioner; no one opposed, **Motion carries. See attachment.**

15,463 On the motion by Evans, second by Strait, for the Court to approve approximately 385 feet of CR 1098 from dirt to rock in Precinct 1, money is in escrow-Eric Evans, Precinct 1 Commissioner; no one opposed, **Motion carries. See attachment.**

15,464 On the motion by Evans, second by Strait, for the Court to approve approximately 2,355 feet of CR 1096 from dirt to rock in Precinct 1, money is in escrow-Eric Evans, Precinct 1 Commissioner; no one opposed, **Motion carries. See attachment.**

15,465 On the motion by Evans, second by Strait, for the Court to approve the request for the construction of a fiber optic cable route along CR 1087 in Precinct 1-Thomas Rohde, GXT; no one opposed, **Motion carries. See attachment**

15,466 On the motion by Martin, second by Evans, for the Court to approve the request to construct electrical power distribution facilities across CR 3131 in Precinct 3 with normal stipulations-Farmers Electric Cooperative; no one opposed, **Motion carries. See attachment**

19. Granting a road frontage variance to 10+ acre lots in the Roosevelt Estates development on CR 1110 – Amy Burnside

_____ To be addressed after Executive Session.

15,467 On the motion by Evans, second by Strait, for the Court to approve the Formal Proposal #179-19, Hunt County Jail Wing Wall Demolition. The Purchasing Department recommends award to Team North Texas General Contractors, the lowest and best vendor which

best conforms to the proposal specifications as per the Proposal Tabulation – Cheryl Lowry, Purchasing Agent; no one opposed, **Motion carries. See attachment**

15,468 On the motion by Harrison, second by Martin, for the Court to approve the Final Plat for Tomlinson Estates in Precinct 4 with the agreement of correcting the 15ft easement along the roadway on the front that was left off-Owens Land Surveying; no one opposed, **Motion carries.**

15,469 On the motion by Strait, second by Evans, for the Court to approve the Final Plat for Fox Meadows, Phase 2 in Precinct 2-Stovall & Associates; Evans, Strait, Martin and Harrison voted aye; Stovall abstained, **Motion carries.**

15,470 On the motion by Evans, second by Strait, for the Court to approve the Final Plat for HTW Leonard, Phase 1 in Precinct 1 with the stipulations of adding to the comments, paragraph 10 from page 16 of the Subdivision Rules & Regulations and to also make the legal match drawing-Michael Westfall; no one opposed, **Motion carries.**

15,471 On the motion by Martin, second by Evans, for the Court to approve accounts payable; no one opposed, **Motion carries.**

15,472 On the motion by Martin, second by Evans, for the Court to approve line item transfers; no one opposed, **Motion carries. See attachment.**

Approval of payroll and personnel.

_____ To be addressed after Executive Session

15,473 On the motion by Evans, second by Martin, the Court exited Regular Session and entered into Executive Session at 10:48 a.m., no one opposed **Motion carries.**

_____ The Court exited Executive Session and returned to Regular Session at 11:17 a.m.

15,474 On the motion by Evans, second by Strait, for the Court to approve granting a road frontage variance to 10+ acre lots in the Roosevelt Estate development on CR 1110-Amy Burnside; Evans, Strait, Martin and Harrison voted aye, Stovall abstained, **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 repairs to the Hunt County Justice Center – Daniel Ray, County Civil Attorney
4. As permitted by Texas Government Code §551.071 (1) and (2) Consultation with County Civil Attorney regarding the Hunt County Subdivision Regulations and the application of Texas Local Government Code §232.010 – Daniel Ray, County Civil Attorney
5. As permitted by Texas Government Code §551.071 (1) and (2) Consultation with County Civil Attorney regarding disposition of Hunt County property – Daniel Ray, County Civil Attorney
6. As permitted by Texas Government Code §551.074, Personnel Matters, to deliberate the appointment employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee for Commissioners Court support staff – Daniel Ray, County Civil Attorney
7. As permitted by Texas Government Code §551.074, Personnel Matters, to deliberate the appointment of a public officer: Hunt County Representative for the North Central Texas Emergency Communication District – Daniel Ray, County Civil Attorney
8. As permitted by Texas Government Code §551.071(2) Consultation with County Civil Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this Open Meetings Act: Petition for Creation of Hunt County Municipal Utility District No. 3, TCEQ Internal Control No. D-11142018-030, CN: 605594464, RN: 110568466 – Daniel Ray, County Civil Attorney

15,475 On the motion by Evans, second by Strait, the Court exited Regular Session and entered into Executive Session at 11:19 a.m., no one opposed **Motion carries.**

_____ The Court exited Executive Session and returned to Regular Session at 12:04 p.m.

15,476 On the motion by Evans, second by Strait, for the Court to recess until 2:00 pm, no one opposed **Motion carries.**

_____ The Court reconvened in Regular Session at 2:00 p.m.

15,477 On the motion by Martin, second by Strait, for the Court to exit Regular Session and enter Executive Session at 2:00 p.m.; no one opposed **Motion carries.**

_____ The Court reconvened in Regular Session at 2:44 p.m.

15,478 On the motion by Strait, second by Evans for the Court to recess until 2:00 p.m. on February 13, 2019; no one opposed **Motion carries.**

_____ The Court reconvened into Regular Session on February 13, 2019 at 2:00 p.m. with all Commissioners present, and Judge Stovall presiding. Also present were Tammi Byrd, Auditor and Christie Wooten, Chief Deputy Clerk for Jennifer Lindenzweig, County Clerk.

15,479 On the motion by Evans, second by Strait, for the Court to exit Regular Session and enter Executive Session at 2:00 p.m.; no one opposed **Motion carries.**

_____ The Court exited Executive Session and returned to Regular Session at 2:16 p.m.

PAYROLL & PERSONNEL:

Jail count: 266

<u>354 DISTRICT</u>	Transfer Ashley McCasland from District Clerk to 354 th Court Coordinator at \$48,921.00, effective 2/18/19. Remove Donna Meeks due to retirement, effective 2/15/19.
<u>AG EXTENSION</u>	Add Brittany Basham, 4-H Program Assistant at \$12.00 per hour, effective 2/11/19.
<u>JAIL</u>	Remove Alejandro Carr due to resignation, effective 2/7/19. Remove Keith Phillips due to resignation, effective 2/15/19. Remove Lisa Reagan due to resignation, effective 2/14/19.
<u>MINTENANCE</u>	Add Chris Kilmer as Director at \$51,878.00, effective 2/11/19.
<u>PRECINCT 3</u>	Remove Donna Terry due to resignation, effective 1/25/19.
<u>PRECINCT 4</u>	Add Shane Jones as CDL Driver/Operator at \$15.00 per hour, effective 2/4/19.

<u>SHERIFF</u>	Remove Amber Herrmann due to resignation, effective 2/9/19. Add Cheryl Moore in dispatch at \$30,040.00, effective 2/4/19.
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15,480 On the motion by Martin, second by Harrison, for the Court to approve payroll and personnel with the stipulation that the effective dates will be as stated for each; no one opposed **Motion carries. See attachment.**

IX. ADJOURN

15,481 On the motion by Harrison, second by Strait, for the Court to adjourn at 2:19 p.m. on February 13, 2019; no one opposed **Motion carries.**

Minutes approved the _____ day of _____, 2019.

Hunt County Judge or Judge Pro Tem

Attest:

Hunt County Clerk/Deputy County Clerk