

COMMISSIONER'S COURT  
**Regular Session**  
December 28, 2021

The Hunt County Commissioner's Court met this day at 10:01 a.m. in regular session at 2700 Johnson Street, Greenville, Texas in the Auxiliary Courtroom.

**I. CALL MEETING TO ORDER**

This meeting of the Hunt County Commissioner's Court was called to order by Bobby W. Stovall, County Judge, at 10:01 a.m. Invocation was given by Commissioner Martin, and the Pledges to the Flags were led by Judge Stovall.

**II. ROLL CALL**

The following were called and present: Commissioners Mark Hutchins, Precinct 1; Randy Strait, Precinct 2; Phillip Martin, Precinct 3; Commissioner Steven Harrison, Precinct 4; County Judge Bobby W. Stovall, presiding. Bruce Ballard, County Auditor and Becky Landrum, County Clerk were also present.

**III. MINUTES**

17,171 On the motion by Harrison, second by Martin, for the Court to approve the minutes of **DECEMBER 14, 2021 REGULAR SESSION** as written; no one opposed, **Motion carries.**

**IV. PUBLIC TESTIMONY**

**Tim Oliver Solid Waste Disposal/Recycling**  
**John Kelsoe (8A) Public Meeting**  
**Laurie Howell CR 2508**  
**Randy Upman CR 2508**  
**John Beltz CR 2508**

**V. OLD BUSINESS**

- A. ACTION ITEMS** – Discuss and possibly take action on the following:  
Review and approve Interlocal Agreements between local governments and elections administration of local government elections – Daniel Ray, Civil attorney and Jeannie Ash, Elections Administrator

\_\_\_\_\_ Keep on Old Business

## VI. NEW BUSINESS

**CONSENT CALENDAR** – All items listed are considered to be routine by the Commissioner’s Court and will be enacted by one motion.

1. Consent to purchase one (1) 2021 70XI-260H Reclaimer / Stabilizer (72inch/1.8m)with Z-Pro X 72-inch (1.8m) Cutter Head, Versa mount Universal Bucket Mount w/Active Hydraulic Clamps, Accu-Trak Wheel Assist with Power Steering, Wheel Assist Custom Trailer (US) – 3” Pintle Hitch, WA300 Gallon (Wheel Assist Mount) Water Supply System, 2-year Warranty (Includes upgraded 1-year extension) – Unlimited Hours. One (1) Starter Kit with extra full set of bits, planetary fluid and a grease gun from Asphalt Zipper in the amount of \$287,810.00. Pricing per HGAC Cooperative Purchasing Program. Funding from Road & Bridge Pct. #4 Equipment Funds - 24-671-3800-4200 – Cheryl Lowry, Purchasing Agent
2. Consent to purchase (18) Right-Hand Holster, X2, Blackhawk, (18) Tactical Battery Pack, Pinky Extender, X2/X26P, (36) 25ft Non Conductive Training Smart Cartridge,X2, (50) 25ft Smart Cartridge, X2 NS, (18) Yellow X2 CEW, Handle and (18) Ext Warranty, X2 Handle from Axon Enterprise, Inc. in the amount of \$37,935.34. Pricing per quote #Q-344356-4481.829AS. Funding from Jail Expendable Equipment Funds – 10-641-1900-3410 – Cheryl Lowry, Purchasing Agent
3. The Continuing Education Transcript for Randy Wineinger, Tax Assessor-Collector for 26.00 hours – Becky Landrum, County Clerk
4. The Maintenance Transcript for Stefanie Holbrook, Professional County Collector, Chief Deputy for 23.75 hours – Becky Landrum, County Clerk
5. A Bond Continuation Certificate for Bond #601045628, for Randy Wineinger Tax Assessor-Collector in favor of the Hunt County Commissioners Court, until January 1, 2023 – Becky Landrum, County Clerk
6. A Bond Continuation Certificate for Bond #601045630, for Randy Wineinger Tax Assessor-Collector in favor of the Governor, until January 1, 2023 – Becky Landrum, County Clerk

17,172 On the motion by Harrison, second by Martin, for the Court to approve the Consent Calendar as written; no one opposed, **Motion carries. See attachments.**

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

17,173 On the motion by Martin, second by Harrison, for the Court to approve the Accounts Payable; no one opposed, **Motion carries.**

17,174 On the motion by Harrison, second by Martin, for the Court to approve the line-item transfers; no one opposed, **Motion carries. See attachments.**

17,175 On the motion by Harrison, second by Strait, for the Court to approve the Budget Amendments; no one opposed, **Motion carries. See attachments.**

**JAIL COUNT:**

**PAYROLL & PERSONNEL:**

**PRECINCT 4**

Add Mark Clark Equipment Operator at \$18.00 hourly, no benefits with retirement, effective 01-04-2022

17,176 On the motion by Strait, second by Hutchins, for the Court to approve Payroll and Personnel; no one opposed, **Motion carries. See attachments**

**ADJOURN TO EXECUTIVE SESSION AS NEEDED**

17,177 On the motion by Harrison, second by Martin, for the Court to Adjourn to Executive Session at 10:11 am; no one opposed, **Motion carries.**

**ADJOURN TO REGULAR SESSION**

\_\_\_\_\_ The Court exited Executive Session and returned to Regular Session at 10:26 am

\_\_\_\_\_ A public hearing and possibly take action on the adoption for ordinance prohibiting solid waste disposal in Hunt County –Daniel Ray, Civil Attorney

Public Hearing open at 10:27

Public Hearing closed at 10:27

17,178 On the motion by Harrison, second by Martin for the court to approve as written an ordinance prohibiting solid waste disposal in Hunt County – Daniel Ray, Civil Attorney; no one opposed, **Motion carries. See attachments.**

\_\_\_\_\_ A public hearing and possibly take action on Texas Tax Code Chapter 312 Tax Abatement Agreement between Hunt County and HP Hood Inc. – Daniel Ray, Civil Attorney

Public Hearing open at 10:29

Public Hearing closed at 10:31

Public speaker John Kelsoe

[17,179](#) On the motion by Harrison, second by Strait for the court to approve the Texas Tax Code Chapter 312 Tax Abatement Agreement between Hunt County and HP Hood, Inc. – Daniel Ray, Civil Attorney; no one opposed, **Motion carries. See attachments.**

[17,180](#) On the motion by Hutchins, second by Strait for the court to approve the Texas Tax Code Chapter 381 Economic Development Agreement between Hunt County and HP Hood, Inc. – Daniel Ray, Civil Attorney; no one opposed, **Motion carries. See attachments.**

[17,181](#) On the motion by Martin, second by Hutchins for the Court to award the Formal Bid #218-22, Vehicle Tires & Tire Service Twelve (12) Month Contract, effective January 1, 2022 through December 31, 2022. The Purchasing Department recommends award to Southern Tire Mart, LLC, the lowest and best vendor which best conforms to the bid specifications as per the Bid Tabulation – Cheryl Lowry, Purchasing Agent; no one opposed, **Motion carries. See attachments**

[17,182](#) On the motion by Stovall, second by Martin for the Court to approve the purchase of additional Hart InterCivic Verity Voting equipment due to redistricting changes – Jeannie Ash, Elections, **Motion carries. See attachments.**

[17,183](#) On the motion by Strait, second by Hutchins for the Court to approve the County Clerk Fee schedule for 2022, effective January 1, 2022 – Becky Landrum, County Clerk; no one opposed, **Motion carries. See attachments.**

[17,184](#) On the motion by Hutchins and Martin, second by Strait for the Court to approve the Monthly Treasurer’s Report for October 2021 – Brittini Turner, Treasurer; no one opposed, **Motion carries. See attachments.**

[17,185](#) On the motion by Harrison, second by Martin and Hutchins for the court to Take up for consideration and possible action an Order to Conform Election Precincts following the Redistricting of the Commissioners Court Precincts pursuant to Chapter 42, Texas Election Code, and any resulting changes that may have an impact upon the Justice of the Peace/Constable Precincts – Bobby Stovall, County Judge; no one opposed, **Motion carries. See attachments.**

Tomar para consideración y posible acción una Orden para Conformar Precintos Electorales luego de la Redistribución de Distritos de los Precintos del Tribunal de Comisionados de conformidad con el Capítulo 42, Código Electoral de Texas, y cualquier cambio resultante que pueda tener un impacto en el Juzgado de Paz / Precintos del Alguacil.

\_\_\_\_\_ A public hearing and possibly take action on the Resendes Addition, Replat of Lots 1 & 2 of Shady Acres in Precinct 3 – Stovall & Associates

Public Hearing open at 10:42

Public Hearing closed at 10:50

Public Speakers; Lisa Kavanaugh, Richard Ross, Larry Cummings, Bob Byrum, Kim Carnes

17,186 On the motion by Stovall, second by Martin for the court to deny the Replat of Resendes Addition, Replat of Lots 1 & 2 of Shady Acres in Precinct 3, require a resubmit with engineering drainage study and Septic Permitting study with fees waived for reapplication/ submission of plat; no one opposed, **Motion carries. See attachments.**

\_\_\_\_\_ A public hearing and possibly take action on the Replat of lots 12 & 13 of Benton Estates in Precinct 4 – Benny & Kristi Richards

Public Hearing open at 10:58

Public Hearing closed at 10:58

17,187 On the motion by Harrison, second by Martin for the court to approve the Replat of lots 12 & 13 of Benton Estates in Precinct 4; no one opposed, **Motion carries. See attachments.**

17,188 On the motion by Strait, second by Hutchins for the court to approve the Plat for New Sun Estates in Precinct 2 with final Plat to include building line on lots and the wording Building Permit be changed to Development Permit ; Jason Standiford, Owner no one opposed, **Motion carries.**

The final Plat for Emma Acres in Precinct 4 – Austin Crabill

\_\_\_\_\_ Tabled for executive session

The Final Plat for Escobar Estates in Precinct 4 – Rafael & Yolanda Escobar

\_\_\_\_\_ Tabled for executive session

17,189 On the motion by Hutchins and Martin, second by Strait and Harrison for the court to approve the upgrade of Microsoft licenses and contract assistance for installation with stipulation to be funded at next meeting – Brandon Brand, Information Systems Director; no one opposed, **Motion carries. See attachments.**

17,190 On the motion by Hutchins, second by Strait for the court to approve the agenda request #10-13 to construct and placement of fiber which may consist of both underground and aerial attachment to existing poles on CR 1009 in Precinct 1, CR 1010 in Precinct 1, CR 1011 in

Precinct 1, CR 1013 in Precinct 1, under normal stipulations – Spectrum/Charter; no one opposed, **Motion carries. See attachments.**

17,191 On the motion by Martin, second by Harrison for the court to approve the agenda request #14-23 to construct and placement of fiber which may consist of both underground and aerial attachment to existing poles on CR 3101 in Precinct 3, CR 3103 in Precinct 3, CR 3104 in Precinct 3, CR 3105 in Precinct 3, CR 3110 in Precinct 3, CR 3113 in Precinct 3, CR 3115 in Precinct 3, CR 3119 in Precinct 3, CR 3121 in Precinct 3, CR 3703 in Precinct 3, under normal stipulations – Spectrum/Charter; no one opposed, **Motion carries. See attachments.**

17,192 On the motion by Harrison, second by Martin for the court to approve the agenda request #24-28 to construct and placement of fiber which may consist of both underground and aerial attachment to existing poles on CR 4106 in Precinct 4, CR 4108 in Precinct 4, CR 4112 in Precinct 4, CR 4113 in Precinct 4, CR 4817 in Precinct 4, under normal stipulations – Spectrum/Charter; no one opposed, **Motion carries. See attachments.**

17,193 On the motion by Harrison, second by Martin for the court to approve the agenda request #29 to construct and placement of fiber which may consist of both underground and aerial attachment to existing poles on Benton Lane in Precinct 4, under normal stipulations – Spectrum/Charter; no one opposed, **Motion carries. See attachments.**

17,194 On the motion by Harrison, second by Martin for the court to approve the agenda request #29 to construct and placement of fiber which may consist of both underground and aerial attachment to existing poles on Wolf Trail in Precinct 4, under normal stipulations – Spectrum/Charter; no one opposed, **Motion carries. See attachments.**

17,195 On the motion by Martin, second by Harrison for the court to approve the request to construct electrical power distribution facilities across CR 3216 in Precinct 3, with normal stipulations – Farmers Electric Cooperative; no one opposed, **Motion carries. See attachments.**

17,196 On the motion by Hutchins, second by Strait for the court to approve the upgrade of approximately 1,700 feet of CR 1027 from rock to oil sand in Precinct 1, money is in escrow – Mark Hutchins, Precinct 1 Commissioner; no one opposed, **Motion carries. See attachments.**

17,197 On the motion by Hutchins, second by Strait for the court to approve the upgrade of approximately 800 feet of CR 1043 from rock to oil sand in Precinct 1, money is in escrow – Mark Hutchins, Precinct 1 Commissioner; no one opposed, **Motion carries. See attachments.**

## **ADJOURN TO EXECUTIVE SESSION AS NEEDED**

**17,198** On the motion by Harrison, second by Strait and Martin, for the Court to Adjourn to Executive Session at 10:15 am; no one opposed, **Motion carries.**

### **X. 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; office facility management; a fire protection agreement contract; Illegal subdivision and septic system enforcement; jail building discussion; discussion of county road upgrade cost schedule; American Rescue Plan discussion; covid response; covid sick pay policy; permitless carry; county real property handgun policy; TWDP Grant; consulting with BKD; RV park regulation – 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, Fiat, Lehman, Melton, and Johnson lawsuits, and discussion of action related to illegal subdivision and/or health and safety nuisances – Daniel Ray, County Civil Attorney
3. As permitted by Texas Government Code §551.071 (1) and (2) Consultation with County Civil Attorney regarding the disposition of Hunt County property, and property which the County has a legal interest in, including proposed Letter of Intent regarding lease of County property for cell company tower use and TowerPoint Lease letters regarding right of first refusal – Daniel Ray, County Civil Attorney
4. As permitted by Texas Government Code §551.087 Consultation with County Civil Attorney regarding (1) Commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body is conducting development negotiation's; (2) Deliberate the offer of a financial or other incentive to a business prospect; Project Mass and Project Diamond – Daniel Ray, County Civil Attorney

## **ADJOURN TO REGULAR SESSION**

\_\_\_\_ The Court exited Executive Session and returned to Regular Session at 12:32 pm

\_\_\_\_ **XI.** Take and Action on any Item Discussed in Executive Session as needed.

17,199 On the motion by Stovall, second by Harrison for the Court to deny the Hunt County Fire Protection Agreement Contract with Quinlan VFD until they come to court and explain how they are going to sustain themselves with the financing they currently have including the money they are asking us to give – Daniel Ray, County Civil Attorney; no one opposed, **Motion carries.**

17,200 On the motion by Stovall, second by Harrison for the court to deny the Final Plat of Emma Acres in Precinct 4, for Illegal flag lot as a remainder tract; no one opposed, **Motion carries.**

17,201 On the motion by Stovall, second by Martin for the court to postpone the Final Plat of Escobar Estates in Precinct 4 until January 11, 2022 Court Meeting – Rafael & Yolanda Escobar; no one opposed, **Motion carries.**

#### **ADJOURN**

17,202 On the motion by Martin, second by Strait, for the Court to adjourn at 12:34 p.m. on December 28, 2021, no one opposed, **Motion carries.**

**I hereby attest to the accuracy of this record.**



Becky Landrum  
Hunt County Clerk