

COMMISSIONER'S COURT
Regular Session
March 14, 2023

The Hunt County Commissioner's Court met this day at 10:00 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 Stovall, County Judge, at 10:01a.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, Commissioner David Monroe, Precinct 2, Commissioner Phillip Martin, Precinct 3; Commissioner Steven Harrison, Precinct 4; Bobby Stovall, County Judge, presiding. Bruce Ballard, County Auditor and Christie Wooten, County Clerk Chief Deputy were also present.

III. MINUTES

18,027 On the motion by Harrison, second by Martin, for the Court to approve the minutes of, February 23, 2023, Regular Session as written; no one opposed, **Motion carries.**

- IV. PUBLIC TESTIMONY** Citizens are invited to address the Commissioner's Court on topics not already scheduled for a Public Hearing. Public Testimony may be made by e-mailing PublicComments@huntcounty.net. The public will be permitted to offer public comments telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. A recording of the telephonic/video meeting will be made and will be available to the public in accordance with the Open Meetings Act upon written request. Speakers are limited to 3 minutes and should conduct themselves in a civil manner. The Commissioner's Court cannot take action on items not listed on the agenda in accordance with the Texas Open Meetings Act. Concerns will be addressed by County Staff; they may be placed on a future agenda or addressed by some other course of response.

Speakers: Dee Hilton Jr- Annual Report, Yes for Roads
Judge officially closes public Testimony at 10:10 am

V. OLD BUSINESS

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

VI. 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.

1. Consent to approve the renewal of the Annual Psychiatric Services Contract for the Hunt County Jail. This service will be performed primarily by video-conference (tele-medicine). Renewal of the annual contract effective date is March 9, 2023 thru March 8, 2024, to Erica Swicegood, MD of Flower Mound, Texas. Renewal will be at the current agreement without change in fees. Charges are a monthly fee service fee of \$6,000.00, \$0.575/mileage reimbursement (travel at Hunt County's request) and \$250.00 for Expert Testimony and Physical Jail Visits including driving time and is in addition to mileage reimbursement (at Hunt County's request) – Cheryl Lowry, Purchasing Agent
2. Consent to purchase one (1) Caterpillar- Model 299D3 XPS (High Flow) Track Loader per quote from Holt Cat in the amount of \$101,116.00. Pricing per Sourcewell Cooperative Contract #032119. Funding from Precinct 2, ARP Funds 41-671-4700-3722 – Cheryl Lowry, Purchasing Agent
3. Consent to purchase one (1) Blade, Dozer 6-Way, 92", in the amount of \$6,963.00 (1) Rake, Industrial Grapple 84", in the amount of \$4,971.00 and (1) BR318 High Flow Brush Cutter, in the amount of \$7,561.00. Per quote from Holt Cat in the total amount of \$19,495.00. Pricing per Sourcewell Cooperative Contract #032119. Funding from Precinct 2, ARP Funds 41-671-4700-3722 – Cheryl Lowry, Purchasing Agent
4. Consent to purchase one (1) John Deere 410, Backhoe Loader per quote #1636197, from RDO Equipment Company in the amount of \$159,928.64. Pricing per Sourcewell Cooperative Contract #032119. Funding from Precinct 2, ARP Funds 41-671-4700-3722 – Cheryl Lowry, Purchasing Agent
5. Consent to purchase one (1) Komatsu WA270-8 Wheel Loader per quote #cgylling-1750, from Kirby Smith Machinery, Inc in the amount of \$216,986.00. Pricing per Buyboard Cooperative Contract #685-22. Funding from Precinct 2, ARP Funds 41-671-4700-3722 – Cheryl Lowry, Purchasing Agent
6. Consent to purchase one (1) Caterpillar- Model 140 Motor Grader per quote from Holt Cat in the amount of \$315,385.00. Pricing per Sourcewell Cooperative Contract #032119. Funding from Precinct 4, ARP Funds 41-671-4700-3724 – Cheryl Lowry, Purchasing Agent
7. Consent to Auction Surplus Inventory on the attached list from Hunt County inventory. Date and time of Auction to be determined – Cheryl Lowry, Purchasing Agent
8. HR Surety Bond Renewal – Becky Landrum, County Clerk

9. Commissioners' Hutchins, Martin, and Harrison successfully completing continuing education hours for the V.G. Young Institute of County Government 2023 School for County Commissioners – Becky Landrum, County Clerk

10. The request to construct and placement of fiber which may consists of either or both underground and aerial attachment to existing poles. All road crossings will have a minimum vertical clearance of 18 feet on aerial and 60" from top of pavement on underground, 42" will be maintained in right-of-way on CR 2656 under normal stipulations in Precinct 2 – Optimum

11. The request to construct and placement of fiber which may consists of either or both underground and aerial attachment to existing poles. All road crossings will have a minimum vertical clearance of 18 feet on aerial and 60" from top of pavement on underground, 42" will be maintained in right-of-way on CR 2658 under normal stipulations in Precinct 2 – Optimum

12. The request to construct and placement of fiber which may consist of both underground and/or aerial attachment to existing poles on CR 4512. Underground in county ROW where no utility easement is present under normal stipulations in Precinct 4 – Spectrum

18,028 On the motion by Harrison, second by Martin, for the Court to approve Items 1-12 on the Consent Calendar; no one opposed, **Motion carries. See attachments.**

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

18,029 On the motion by Martin, second by Harrison, for the Court to approve the Accounts Payable; no one opposed, **Motion carries.**

18,030 On the motion by Harrison, second by Martin, for the Court to approve the Line-Item Transfers; no one opposed, **Motion carries. See attachments.**

JAIL COUNT:288

PAYROLL & PERSONNEL:

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| <u>JAIL</u> | Remove Elias Leija-Garza, DO G-4 due to resignation effective 3-20-23 |
| <u>JUVENILE PROBATION</u> | Remove James Champion, CAD Officer due to resignation effective 2-27-23 |
| <u>PRECINCT 1</u> | Add Edgar Clements, Equipment Operator fulltime @ \$42,000.00 effective 3-20-23 |
| <u>PRECINCT 2</u> | Raise Jim Carter full time to \$40,976.00 effective 3-6-23 |
| <u>SHERIFF'S OFFICE</u> | Raise Kyle Wylesky, Deputy to \$62,534.00 Sergeant Pay effective 3-5-23 Add Amanda Fischer, Communication Operator @ \$42,900.00 effective 3-13-23 Remove Leeann Vose, Dispatcher due to termination effective 3-1-23 Remove Jeffrey Money, Deputy due to resignation effective 3-22-23 |

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| <u>TAX OFFICE</u> | Raise Stefanie Holbrook, Chief Deputy to \$61,354.00 effective 3-6-23 |
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[18,031](#) On the motion by Hutchins, second by Monroe, for the Court to approve Payroll and Personnel; no one opposed, **Motion carries. See attachments.**

1. A presentation to discuss fiber broadband plans from Frontier Communications- Jack Phillips, Allison Ellis

[18,032](#) On the motion by Martin, second by Hutchins, for the court to approve the Treasurer's Report for January 2023 – Brittini Turner, Treasurer; no one opposed, **Motion carries. See attachments.**

[18,033](#) On the motion by Martin, second by Harrison, for the court to accept the rate increase for Substitute Court Reporters from \$350.00 per day to \$400.00 per day agreed upon by both the 196th and 354th District Judges and the CCL#1 And CCL#2 Judges- Andy Bench, District Judge; no one opposed, **Motion carries. See attachments.**

[18,034](#) On the motion by Hutchins, second by Monroe, for the court to approve the request to work within the county right of way along County Road 1001. Instillation of two new 45' class 5 wood poles, remove 3 existing wood poles. Conduit will go underneath in between these two new poles with 600' of aluminum primary in 2" conduit. We will remove the two overhead spans of existing conductor. All underground conduits will have a minimum depth of 3' under normal stipulations in Precinct 1 - Oncor; no one opposed, **Motion carries. See attachments.**

[18,035](#) On the motion by Harrison, second by Martin, for the court to approve the request for permission to install overhead facilities inside the ROW of CR 4309. Proposed to install 33, 40' wood poles, 6, 45' wood poles, replace 4, 35' wood poles, and install approximately 7,000' of overhead single-phase conduit. All road crossing will have a minimum vertical clearance of 22' under normal stipulations in Precinct 4 - Oncor; no one opposed, **Motion carries. See attachments.**

[18,036](#) On the motion by Monroe, second by Hutchins, for the court to approve the request to construct electrical power distribution facilities which will be in the ROW of CR 2242 in Precinct 2 under normal stipulations – Farmers Electric Cooperative; no one opposed, **Motion carries. See attachments.**

[18,037](#) On the motion by Martin, second by Harrison, for the court to accept the Precinct 3 road inventory revisions (correction letters, no upgrade), attached – Phillip Martin, Precinct 3 Commissioner; no one opposed, **Motion carries. See attachments.**

18,038 On the motion by Martin, second by Harrison, for the court to approve adding CR Ideal Circle .454 miles (2400ft) rock in Lakeview Heights #1 to Precinct 3 road maintenance inventory ROW 50 ft 104 B. page – Phillip Martin, Precinct 3 Commissioner; no one opposed, *Motion carries. See attachments.*

18,039 On the motion by Hutchins, second by Monroe, for the court to approve the upgrade of approximately 1,350 feet of CR 1052 from rock to oil sand in Precinct 1, money is in escrow - Mark Hutchins, Precinct 1 Commissioner; no one opposed, *Motion carries. See attachments.*

18,040 On the motion by Hutchins, second by Monroe, for the court to approve the upgrade of approximately 1,080 feet of CR 1110 from rock to oil sand in Precinct 1, money is in escrow – Mark Hutchins, Precinct 1 Commissioner; no one opposed, *Motion carries. See attachments.*

18,041 On the motion by Harrison, second by Martin, for the court to approve widening the road 5 feet for approximately 1,225 feet of CR 4301 of dirt to rock and rock to oil sand in Precinct 4, money is in escrow – Steven Harrison, Precinct 4 Commissioner; no one opposed, *Motion carries. See attachments.*

18,042 On the motion by Harrison, second by Martin, for the court to approve the upgrade of approximately 75 feet of CR 4313 from dirt to rock in Precinct 4, moneys in escrow – Steven Harrison; no one opposed, *Motion carries. See attachments.*

18,043 On the motion by Monroe, second by Hutchins, for the court to acknowledge the 2-year Maintenance Bond for Caddo Crossing in Precinct 2 – Countryside Developments; no one opposed, *Motion carries.*

----- The final plat of Bar-Haim addition in Precinct 3, with the agreement that they basically put gravel on that for that 300 foot for the width of those 2 lots at least 8 inches – Keren Bar-Haim; *Motion fails for lack of second, Plat denied.*

18,044 On the motion by Martin, second by Harrison for the final plat of Bar-Haim to be denied for lack of meeting the subdivision rules as to the condition of the road; no one opposed, *Motion carries.*

18,045 On the motion by Hutchins, second by Monroe, for the court to withdraw the approval from February 14, 2023, meeting, court minutes #18,000 and approve the final plat that is submitted today that is Soto Ranchettes in Precinct 1, with money in escrow; no one opposed, *Motion carries.*

18,046 On the motion by Martin, second by Harrison, for the court to approve the final plat of Hartline addition with the stipulation on the clarity on drainage easement on the West side of lot 1, in Precinct 3 – Kenny Hartline; no one opposed, **Motion carries.**

18,047 On the motion by Harrison, second by Martin, for the court to approve the final plat of Riverside Acres, Phase 2 in Precinct 4 – Suresh Nathani

ADJOURN TO EXECUTIVE SESSION AS NEEDED

18,048 On the motion by Harrison, second by Martin, for the Court to Adjourn to Executive Session at 11:11am; 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; private road 1180 construction request; American Rescue Plan discussion; solar farm economic development negotiation; enterprise; office facility management; jail building discussion; exchange building leases; Spectrum; Frontier Communication; Legislative update; road damage & health & safety violations to County Road 4510 & surrounding areas; rejected subdivision proposal review; APAR engineer consultant contract; Black Jack recycling variance request; County wide Radio Communications; Frontier Fiber Broadband; window restoration; OSSF regulation review; purchasing; Human Resources; employee health insurance – 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; road damage & health & safety violations to County Road 4510 & surrounding areas – 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 – 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 – Daniel Ray, County Civil Attorney

ADJOURN TO REGULAR SESSION

 The Court exited Executive Session and returned to Regular Session at 12:08 pm

VIII. Take Action on any Item Discussed in Executive Session as needed.

none

ADJOURN

18,049 On the motion by Martin, second by Hutchins, for the Court to adjourn at 12:08 p.m. on January 24, 2023, no one opposed, **Motion carries.**

I hereby attest to the accuracy of this record.



Becky Landrum
Hunt County Clerk

