

COMMISSIONER'S COURT
Regular Session
July 25, 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 10:00 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, Commissioner David Monroe, Precinct 2, Commissioner Phillip Martin, Precinct 3; Commissioner Steven Harrison, Precinct 4; Bobby Stovall, County Judge, presiding. Stacy Sehl, Interim County Auditor and Becky Landrum, County Clerk were also present.

III. MINUTES

18,257 On the motion by Hutchins, second by Monroe, for the Court to approve the minutes of, July 11, 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: Mark White- Farmersville ETJ

V. OLD BUSINESS

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

18,258 On the motion by Monroe, second by Harrison, for the court to *Deny* action item #1 under Old Business due to lot spacing and the width of the roads not being safe. To Deny the request of 28” wide asphalt streets with concrete curbs and gutters and require they build it according to our specifications and our rules, 34” wide concrete streets in Precinct 1 – Lesley Reel, Levi Love, L4 Engineering, Kevin Mims, Owner

2. A variance request for Creek Bend Development to allow 20’ spacing – No Action this item per Levi Love

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. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on Graham Point Trail. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC 2. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on Harvest Bend Circle. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC 3. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on Harvest Hill Circle. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

4. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on Harvest Knoll Circle. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

5. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on Harvest Meadow Circle. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

6. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on Horseshoe Ln. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

7. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2512. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

8. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2514. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

9. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2516. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

10. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2520. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

11. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2522. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

12. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2526. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

13. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2560. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

14. The request for permission to construct and place one fiber optic duct and fiber optic cables for internet and telephone service inside the County ROW on CR 2595. Where no utility easement is present in Precinct 2 under normal stipulations – Community Internet Providers, LLC

18,259 On the motion by Martin, second by Harrison, for the Court to approve Items 1-14 on the Consent Calendar; no one opposed, **Motion carries.**

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

[18,260](#) On the motion by Martin, second by Harrison, for the Court to approve the Accounts Payable; no one opposed, **Motion carries.**

[18,261](#) On the motion by Harrison, second by Martin, for the Court to approve the Line-Item Transfers; no one opposed, **Motion carries. See attachments.**

[18,262](#) On the motion by Harrison, second by Hutchins, for the Court to approve the Budget Amendments; no one opposed, **Motion carries. See attachments.**

JAIL COUNT: 287

PAYROLL & PERSONNEL:

<u>COUNTY ATTORNEY</u>	Add Ellainna Douglas, Assistant County Attorney, G-12, rehire @ \$80,047.00 fulltime effective 8-8-23
<u>COUNTY AUDITOR</u>	Add Mary Corcoran, County Auditor @ \$100,000.00 fulltime effective 7-31-23
<u>HEALTH DEPT MEDICAL SERVICES</u>	Remove Beverly Farrand, assignment complete, seasonal employee effective 7-20-23 Remove Jennifer Brantley, Medical Assistant, due to resignation effective 8-18-23
<u>JAIL</u>	Add Cameron Kirschner, DO, G-4, @ \$44,000.00 fulltime effective 7-31-23 Raise Jacob Fisher, SGT, G-5, @ \$51,105.00 effective 7-18-23 Remove Ashlyn DeCarlo, DO, G-4, due to resignation effective 7-31-23
<u>JUVENILE PROBATION</u>	Remove Crystal Yoesting, Probation Officer, due to resignation effective 8-4-23
<u>PRECINCT 2</u>	Add Kenneth Foster, Equipment Operator @ \$ 42,000.00 effective 7-31-23

[18,263](#) On the motion by Hutchins, second by Monroe, for the Court to approve Payroll and Personnel; no one opposed, **Motion carries. See attachments.**

[18,264](#) On the motion by Harrison, second by Martin, for the court to approve a proclamation proclaiming August 6-12 National Health Center Week in Hunt County – Care Vide; no one opposed, **Motion carries. See attachments.**

[18,265](#) On the motion by Hutchins and Martin, second by Monroe, for the court to approve a proclamation to recognize July 28th, 2023, as a day of remembrance for Ted Smith – Roz Lane; no one opposed, **Motion carries. See attachments.**

18,266 On the motion by Martin, second by Harrison, for the court to approve the quarterly report for the Audie Murphy/Cotton Museum – Susan Lanning, Director; no one opposed, **Motion carries.**

18,267 On the motion by Hutchins, second by Monroe, for the court to approve the quarterly report for the Hunt County Fire Association – Ryan Biggers, Chief; no one opposed, **Motion carries.**

18,268 On the motion by Martin, second by Harrison, for the court to accept the Hunt County delinquent tax collections update by Perdue Brandon Fielder Collins & Mott, LLP – Patrick S. McArthur, Attorney; no one opposed, **Motion carries.**

18,269 On the motion by Martin, second by Monroe and Harrison, for the court to approve the Annual Financial Report Year End September 30, 2022 – Robert Lake, Rutherford Taylor & Company, P.C.; no one opposed, **Motion carries.**

#7. Water Lab tested fees for public and outside entities – Richard Hill & David Alexander, Homeland Security – Postpone until next meeting, put on Old Business.

18,270 On the motion by Hutchins, second by Martin, for the court to approve Brittini's recommendation to increasing Juror Pay to the \$20.00 for the first day and \$60.00 for every day thereafter. – Brittini Turner, Treasurer; no one opposed, **Motion carries.**

18,271 On the motion by Martin, second by Harrison, for the court to approve the County Judge's Office filling a claim with the Texas Comptroller of Public Accounts for unclaimed capital credits pursuant to Local Government Code §381.004 and Texas Property Code §74.602 – Bobby W. Stovall, County Judge; no one opposed, **Motion carries. See attachments.**

18,272 On the motion by Harrison, second by Stovall, for the court to discuss and take action on RFQ responses and award for Jail and County Office architectural/engineering services, to approve for GHC – Cheryl Lowry, Purchasing Agent; *vote 4 to 1 with Commissioner Hutchins voting NO*, **Motion carries.**

Public hearing open: 11:39 Public hearing closed 11:40
Speakers: Betty Tillman, City Council Wolfe City

18,273 On the motion by Harrison, second by Martin, for the court to approve a Interlocal Agreement between Wolfe City, Texas, a general law municipality and Hunt County for the

purpose of rebuilding Hanna Street in Wolfe City from the intersection of Hanna and Manson Street westbound approximately 720 feet to the intersection of Hanna and Austin Street. Work to be complete in two phases. Phase 1 consisting of reclaiming the current pavement and adding rock to create a road base. Phase 2 to include laying oil sand over the road base. Costs of materials, equipment, and labor to be borne by Wolfe City, Texas according to the terms; no one opposed, **Motion carries. See attachments.**

18,274 On the motion by Harrison, second by Martin, for the court to approve the widening the road 6 feet for approximately 316 feet of CR 4804 of dirt to rock the rock to oil sand in Precinct 4, money is in escrow also in relation to agenda item #21 as well – Steven Harrison, Precinct 4 Commissioner; no one opposed, **Motion carries.**

Public hearing open: 11:42 Public hearing closed 11:42
Speakers: None

18,275 On the motion by Monroe, second by Hutchins, for the court to approve the replat of Lot 4 of AEM Development Addition, in Precinct 2 – AEM Development, Owner; no one opposed, **Motion carries.**

18,276 On the motion by Hutchins, second by Monroe, for the court to approve the final plat for Matthew & Brittney Gibson Addition in Precinct 1 – Matthew and Brittany Gibson; no one opposed, **Motion carries.**

18,277 On the motion by Hutchins, second by Monroe, for the court to approve the final plat Nichols Addition, Lots 1 & 2, Block A, in Precinct 1 – Leslie Harald Nichols, Owner; no one opposed, **Motion carries.**

18,278 On the motion by Martin, second by Harrison, for the court to approve the final plat for Stephens Estates in Precinct 3 – Mickey Stephens; no one opposed, **Motion carries.**

18,279 On the motion by Martin, second by Harrison, for the court to approve the final plat for Nassar Addition in Precinct 3 – Charlie Nassar; no one opposed, **Motion carries.**

18,280 On the motion by Martin, second by Harrison, for the court to approve the civil plans for Fannin Creek Meadows in Precinct 3 – MTG Engineers; no one opposed, **Motion carries.**

18,281 On the motion by Martin, second by Harrison, for the court to approve the final plat for Fannin Creek Meadows in Precinct 3, with stipulation it is not to be recorded and final approved till all construction completed – MTG Engineers; no one opposed, **Motion carries.**

Public hearing open: 11:49 Public hearing closed 11:49
Speakers: None

18,282 On the motion by Harrison, second by Martin, for the court to approve the final plat of Bustos Estates being a replat of Lots 3-6 of Grove Hill Meadows, Ph 1, Blk 4, in Precinct 4 – Yolanda Bustos, Owner; no one opposed, **Motion carries.**

18,283 On the motion by Harrison, second by Martin, for the court to approve the final plat for Boles Estates, Phase 3, in Precinct 4, ties back to #12 – Dorcas Garber, Owner; no one opposed, **Motion carries.**

ADJOURN TO EXECUTIVE SESSION AS NEEDED

18,284 On the motion by Martin, second by Harrison, for the Court to Adjourn to Executive Session at 11:51am; 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; American Rescue Plan discussion; FY 2023/2024 budget; enterprise; office facility management; Merit VFD building; jail building discussion; Farmersville annexation, ETJ and MDD election; Greenville TIRZ #1 geographic area; exchange building leases; animal shelter; Commerce Animal Shelter Agreement; Odyssey Software; Housing Finance Cooperation; Junkyard Ordinance; Harvest Bend drainage; Revision or termination of interlocal agreement with City of Greenville related to municipal development authority in City's extraterritorial jurisdiction; Legislative update; office infrastructure planning and land purchase; information management contract; RFQ responses for jail and County office architectural/engineering services; road damage & health & safety violations to County Road 4510 & surrounding areas; Huaru tax abatement; Hayes Estates Subdivision; APAR engineer consultant contract; Hunt County subdivision regulations; road naming policy resolution; County wide Radio Communications; window restoration; accounting office; election administration staff; 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; CT Excavating; McAdow, Halbert; 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; Bubble, DC4, Decker, Window 2, Sawtooth Mountain, Keg – 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 12:48 pm

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

18,285 On the motion by Hutchins, second by Monroe, for the court to move Old Business Action Item #2 to the next regular session under Old Business on the next agenda a variance request for Creek Bend Development to allow 20' spacing; no one opposed, **Motion carries.**

ADJOURN

18,286 On the motion by Monroe, second by Hutchins, for the Court to adjourn at 12:48 p.m. on July 25, 2023, no one opposed, **Motion carries.**

I hereby attest to the accuracy of this record.



Becky Landrum
Hunt County Clerk

