



**County Judge**

**CHAD SIMS**

**Harrison County**

#1 Peter Whetstone Square, Room 314

Marshall, Texas 75670

903-935-8401

903-935-4853 Fax

Charlene Graff, Judicial Admin. Assist.

FILED FOR RECORD

2021 MAR 26 AM 10: 29

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CO. CLERK HARRISON CO.

BY JB DEPUTY

Pursuant to Chapter 551 of the Texas Government Code requiring governmental bodies to give notice of their meetings, this is to advise that a **REGULAR meeting of the Harrison County Commissioner's Court will be held at 9:00 a.m. on the 30<sup>th</sup> day of March, 2021, in the Commissioners' Courtroom at the Harrison County Historic Courthouse in Marshall, Texas, at which time the Commissioners' Court will consider all matters pertaining to Harrison County business and grant authorization for the County Judge to execute any and all documents as may come before said Commissioner's Court for approval, including by way of information but not limitation, the following matters:**

**INVOCATION**

**PLEDGE OF ALLEGIANCE:**

**AMERICAN FLAG**

**TEXAS FLAG:**

**"Honor the Texas Flag; I Pledge Allegiance to Thee, Texas, One State Under God, One and Indivisible"**

**ANNOUNCEMENTS:**

**"PRESENTATION OF THE 2020 SAFETY AWARD BY ISAAC GARCIA, TAC RISK CONTROL CONSULTANT"**

**"RECOGNITION OF HARRISON COUNTY RETIREE TONYA EPPS-BOYD, ADULT PROBATION OFFICER, FOR HER DEDICATED SERVICE TO THE CITIZENS OF HARRISON COUNTY"**

**"RECOGNITION OF HARRISON COUNTY RETIREE, DAVID LEWIS, CID INVESTIGATOR, FOR HIS DEDICATED SERVICE TO THE CITIZENS OF HARRISON COUNTY"**

**"RECOGNITION OF HARRISON COUNTY RETIREE, STEPHEN NOBLE, WELDER/MECHANIC-R&B DEPT., FOR HIS DEDICATED SERVICE TO THE CITIZENS OF HARRISON COUNTY"**

**PUBLIC COMMENTS – AGENDA ITEMS ONLY**

**DECLARE A QUORUM PRESENT:**

**CALL TO ORDER:**

**AGENDA**

**A. AUDITOR:**

1. Consideration and approval regarding Line Item Transfers.
2. Consideration and approval of payment of Regular Bills.
3. Consideration and approval of Payroll.
4. Consideration and action to approve a Budget Amendment in the Constables-Train/forfeiture Fund for FY21 pursuant to LGC 111.0108.
5. Consideration and action regarding the approval to rescind Order No. 2021-58, dated February 16, 2021 regarding the Budget Amendment for the approval in the amount of \$1,554,000 for the lease purchase agreement with Doggett Machinery for (6) John Deere 2021 770G Motor Graders.

**B. COUNTY CLERK:**

1. Consideration and approval of transcribed minutes of Commissioner's Court Meetings.  
NO MINUTES FOR APPROVAL

**C. ROAD AND BRIDGE DEPARTMENT:**

1. Consideration and approval of personnel changes for the Harrison County Road & Bridge Department.
2. Consideration and approval of the utility applications submitted to the Harrison County Road & Bridge Department as follows: NO UTILITY APPLICATIONS FOR APPROVAL
3. Consideration and action for the approval of the Order to Close Public Access to a Portion of Holcomb Road, CR 1308, in Precinct 1.
4. Consideration and action regarding the approval of the Road & Bridge Office Lease from MEDCO.

**D. SHERIFF'S DEPARTMENT:**

1. Consideration and approval to accept a donation from David M. Thomas in the amount of \$100.00 to be used on the Harrison County Sheriff's K9 program.
2. Consideration and approval for Deputy Loller (K9 Coffee), Sgt. Eric Harman (K9 Pato), Sgt. Matthew Argenbright (K9 Lobo) and Lt. Joseph Castillo (K9 Jumper) to attend Advanced Police K9 Handler's Course in Little Rock, Arkansas June 22-24, 2021 with travel day being June 21, 2021.

**E. MAINTENANCE DEPARTMENT: NO ITEMS FOR APPROVAL**

**F. INFORMATION TECHNOLOGY: ADMINISTRATIVE REPORT**

**G. FIRE MARSHAL: NO ITEMS FOR APPROVAL**

**H. PURCHASING: NO ITEMS FOR APPROVAL**

**I. HUMAN RESOURCES:**

1. Consideration and action regarding the "New Hire Policy" that was adopted January 24, 2011 regarding the "retired employee status" for Harrison County Retiree Eligibility on Medical/Prescription Coverage and also approval of any amendments required to the Employee Benefits and Retirement Policy.

**J. TREASURER:**

1. Consideration and action regarding the approval of Treasurer's Monthly Report for February, 2021 and authorization to publish on the county website pursuant to LGC Section 114.026.
2. Consideration and approval of the Harrison County Treasurer's Investment Report for February, 2021.

**K. ELECTIONS: NO ITEMS FOR APPROVAL**

**L. NEW BUSINESS:**

1. Consideration and action subject to approval in Open Court the ratification for payment of invoice #Q2 2021, quarterly reimbursement to the CSCD for the Pre-trial Supervision Officer.
2. Consideration and action regarding the approval of the request by JP #3, Michael Smith for the purchase of two (2) Guest Chairs (Leather) from National Business Furniture, Quote #QA431933 in the amount of \$1,188.30 to be paid from line item # 100.463.4572.15.
3. Consideration and approval of the Proclamation declaring April, 2021 as "Child Abuse Awareness and Prevention Month."

**EXECUTIVE SESSION**

1. Call of Court to Executive Session pursuant to Government Code Section 551.071 (consultation with attorney) and Section 551.072 (deliberation regarding real property), relating to Harrison County.

**ADJOURN**



CHAD SIMS, COUNTY JUDGE

This is to certify that at the time and date stamped hereon, the notice of a meeting, a copy of which is attached hereto, has been filed in my office, and posted on my official bulletin board in the Courthouse, as is required by Texas Government Code, Chapter 551.

Executed on: March 26, 2021

COUNTY CLERK  
HARRISON COUNTY, TEXAS

(In accordance with Title III of the Americans with Disabilities Act, we invite all attendees to advise us of any special accommodations due to disability. Please submit your request as far as possible in advance of the program you wish to attend.)



**REGULAR MEETING OF THE COMMISSIONERS' COURT  
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE  
MARSHALL, TEXAS  
THIS THE 30TH DAY OF MARCH, 2021**

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**BE IT REMEMBERED** that at 9:08 a.m. on the 30th day of March, 2021, the Honorable Commissioners' Court of Harrison County, Texas met in Regular Session in the Commissioners' Courtroom in the Historic Harrison County Courthouse, in Marshall, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

Invocation was led by Judge Chad Sims.

Pledge of Allegiance:

American Flag

Texas Flag: "Honor the Texas Flag; I Pledge Allegiance to Thee, Texas, One State under God, One and Indivisible"

The following were present:

Chad Sims,	County Judge
William Hatfield,	Commissioner, Precinct #1
Zephaniah Timmins,	Commissioner, Precinct #2
Phillip Mauldin,	Commissioner, Precinct #3
Jay Ebarb,	Commissioner, Precinct #4
Liz James,	County Clerk
Becky Haynes,	County Auditor

**ANNOUNCEMENTS:**

**"Presentation of the 2020 Safety Award by Isaac Garcia, TAC Risk Control Consultant"**

**"Recognition of Harrison County retiree, Tonya Epps-Boyd, Adult Probation Officer, for her dedicated service to the citizens of Harrison County."**

**"Recognition of Harrison County retiree, David Lewis, CID Investigator, for his dedicated service to the citizens of Harrison County."**

**"Recognition of Harrison County retiree, Stephen Noble, Welder/Mechanic-R&B Dept., for his dedicated service to the citizens of Harrison County."**

**PUBLIC COMMENTS – AGENDA ITEMS ONLY**

**Declare A Quorum Present:**

When the following were heard and the following Orders passed:

Call to Order by Judge Chad Sims at 9:08 a.m.

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**ITEM A: County Auditor: Becky Haynes**

**Administrative Report: No action to be taken--Submission of financial reports.  
Exhibit A**

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Motioned by Comm. Mauldin  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-93

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers. Exhibit A-1

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-94

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Payment of Regular Bills. Exhibit A-2

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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-95

**3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve County Payroll as submitted. Exhibit A-3

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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-96

**4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve, Budget Amendment in the Constables-Train/forfeiture Fund for FY21 pursuant to LGC 111.0108. Exhibit A-4

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Motioned by Comm. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-97

**5. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve to rescind Order No. 2021-58, dated February 16<sup>th</sup> of 2021 regarding the Budget Amendment for the approval in the amount of \$1,554,000 for the lease purchase agreement with Doggett Machinery for (6) John Deere 2021 770G Motor Graders. Exhibit A-5

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**ITEM B: County Clerk:**

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the minutes of Commissioner's Court Meeting(s) (NO MINUTES FOR APPROVAL)

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**ITEM C: Road and Bridge Department:**

**Administrative Report:** ---Luke Davis, Harrison County Road Administrator, presented a report concerning the status of construction, maintenance and repairs of county roads, bridges and right of ways; also concerning condition of equipment. Exhibit C

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-98

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for the Harrison County Road & Bridge Department. Exhibit C-1

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**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the utility applications submitted to the Harrison County Road & Bridge Department.

**NO UTILITY APPLICATIONS FOR APPROVAL**

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**3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Order to Close Public Access to a portion of Holcomb Road, CR 1308, in Precinct 1. Exhibit C-3

Pass on Item C-3: A hearing will be set and published for consideration in April.

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-99

**4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve of the Road & Bridge Office Lease from MEDCO. Exhibit C-4

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**Sheriff's Department: BJ Fletcher**

**Administrative Report: No action to be taken** --- concerning statistics reflecting law enforcement activity; execution of civil responsibilities; jail population and location of and turnover in prisoners.

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-100

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve to accept a donation from David M Thomas in the amount of \$100.00 to be used for the Harrison County Sheriff's K9 program. Exhibit D-1

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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-101

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Deputy Koller (K9 Coffee), Sgt. Eric Harman (K9 Pato), Sgt. Matthew Argenbright (K9 Lobo), & Lt. Joseph Castillo (K9 Jumper) to attend Advanced Police K9 Handler's Course in Little Rock, Arkansas June 22-24 of 2021 with traveling day being June 21<sup>st</sup> 2021. Exhibit D-2

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**ITEM E: Maintenance Department: Brad Thomas**

**Administrative Report: No action to be taken** ---- concerning repairs and maintenance performed upon county owned premises and equipment; status of ongoing projects, and information concerning planned projects. Waterline busted at Road & Bridge; busted pipe at airport.

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**ITEM F: Information Technology**

**Administrative Report: No action to be taken**--- concerning the status of all existing/required communication and information services and equipment, including phones, computers, audio/visual aids and security equipment.

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**ITEM G: Fire Marshal: Duana Couch**

**Administrative Report: No action to be taken.** ----- Concerning status of OSSF permits; emergency management; solid waste site investigations.

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**ITEM H: Purchasing: No Items for Approval**

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**Recessed at 9:50 a.m.**

**Reconvened at 9:53 a.m.**

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**ITEM I: Human Resources:**

Motioned by Comm. Timmins  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-102

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the "New Hire Policy" that was adopted January 24<sup>th</sup> 2011 regarding the "retired employee status" for Harrison County Retiree Eligibility on Medical/Prescription Coverage and also approval of any amendments required to the Employee Benefits and Retirement Policy. Exhibit I-1

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**ITEM J: Treasurer:**

Motioned by Comm. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-103

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Treasurer's Monthly Report for February 2021 and authorization to publish on the county website pursuant to LGC Section 114.026. Exhibit J-1

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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-104

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Treasurer's Investment Report for February 2021. Exhibit J-2

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**ITEM K: Elections: No Items for Approval**

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**ITEM L: New Business:**

Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-105

1. **IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve in Open Court the ratification for payment of invoice #Q2 2021, quarterly reimbursement to the CSCD for the Pre-trial Supervision Officer. Exhibit L-1

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Motioned by Comm. Mauldin  
Seconded by Comm. Timmins  
Opposed by Comm. Hatfield  
Motion carried (4-1)  
Order #2021-106

2. **IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the request by JP #3, Michael Smith for the purchase of two (2) Guest Chairs (Leather) from National Business Furniture, Quote #A431933 in the amount of \$1,188.30 to be paid from line item # 100,463.4572.15. Exhibit L-2

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-107

3. **IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the proclamation declaring April 2021 as "Child Abuse Awareness and Prevention Month". Exhibit L-3

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**Court Recessed at 10:23 a.m.**

**Court reconvened at 10:38 a.m.**

**ITEM M. Executive Session**

Call of Court to **Executive Session at 10:38 a.m.** pursuant to Government Code Section 551.071 (consultation with attorney) and Section 551.072 (real property) relating to Harrison County.

**Court closed Executive Session at 11:29 a.m.**

**Court called to open regular session at 11:29 a.m.**

**ADJOURNMENT:**

**With no further business to come before the Court for consideration and action, the motion was made by Commissioner Hatfield and seconded by Commissioner Timmins to adjourn the meeting. Motion carried unanimously (5-0). Meeting adjourned at 11:30 a.m.**

**ATTEST:**



**Elizabeth James, County Clerk  
Harrison County, Texas**

**APPROVED:**



**Chad Sims, County Judge  
Harrison County, Texas**

**Minutes approved on 4/27/2021**