



**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.

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 14<sup>th</sup> day of September, 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:**

**PUBLIC COMMENTS – AGENDA ITEMS ONLY**

**DECLARE A QUORUM PRESENT:**

**CALL TO ORDER:**

**AGENDA**

**A. AUDITOR:**

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

1. Consideration and approval regarding Line Item Transfers.
2. Consideration and approval of payment of Regular Bills.
3. Consideration and approval of September 03, 2021 Payroll.

4. Consideration and approval for technical training for all JP's and their clerks for the fiscal year 2021-2022 to be paid for out of the JP Tech Fund.

**B. COUNTY CLERK:**

1. Consideration and approval of transcribed minutes of Commissioner's Court Meeting(s) of  
\_No minutes for approval\_\_.

**C. ROAD AND BRIDGE DEPARTMENT:**

**Administrative Report: No action to be taken** ---- concerning status of construction, maintenance and repairs of county roads, bridges and right of ways; also concerning condition of equipment.

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:

Cypress Valley WSC	Jewel Gooch Road, CR 4004
Caddeaux Gathering, LLC	Mount Zion Baptist Church Road, CR 2711
Gum Springs WSC	Smelley Road, CR 3601
Gum Springs WSC	Maple Springs Road, CR 3405
Etex Telephone Coop	Driskell Bridge Road, CR 4106

3. Consideration and approval of Private Road Issuance Order #67 for PR #3662 located in Precinct 4, North of Noonday Road West, CR 3600.

4. Consideration and approval of Private Road Issuance Order #68 for PR #3663 located in Precinct 4, West off of PR #3662 in the Estates at Oakhill Farms Subdivision.

**D. SHERIFF'S DEPARTMENT:**

**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.

1. Consideration and approval of the Resolution to amend the adoption of the 207(k) Exemption Plan under the Fair Labor Standards Act for Law Enforcement employees, which is the Harrison County Policy 2A-10 Law Enforcement Pay and Overtime that includes deputies and jailers.

**E. MAINTENANCE DEPARTMENT: NO ADMINISTRATIVE REPORT RECEIVED**

**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.

**F. INFORMATION TECHNOLOGY: NO ADMINISTRATIVE REPORT RECEIVED**

**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.

**G. FIRE MARSHAL:**

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

**H. PURCHASING:**

**I. HUMAN RESOURCES: NO ADMINISTRATIVE REPORT RECEIVED**

**Administrative Report: No action to be taken** ---- concerning the status relating to personnel activities.

1. Consideration and approval of Personnel Actions as submitted by the Human Resources Department.
2. Consideration and approval of Harrison County's 2022 TCDRS Plan Assessment to remain the same as the Plan Assessment for Plan Year 2021 and further approve a 1% COLA for retired employees.

**J. TREASURER:**

**K. ELECTIONS: NO ADMINISTRATIVE REPORT RECEIVED**

**Administrative Report: No action to be taken** ---- concerning the status relating to election activities.

1. Consideration and action regarding the approval of the election contract for New Diana ISD.

**L. NEW BUSINESS:**

1. Consideration and approval of setting Sheriff's and Constables' fees for 2022.
2. Consideration and approval of the Harrison County Holiday Schedule October 1, 2021 through September 30, 2022.
3. Consideration and approval of the Resolution of the Harrison County Commissioners' Court concerning the Regular Term of Court Fiscal Year 2021-2022.
4. Consideration and approval of the Regular Meetings of the Commissioners' Court October 1, 2021 through September 30, 2022.
5. Consideration and action regarding the Interlocal Agreement between the City of Marshall and Harrison County for the 2021 Courthouse Light Display.
6. Consideration and action regarding the approval of the 2022 Texas VINE Service Agreement Second Contract Renewal for Contract NO. 2021224-4900-393-01 between APPRISS and Harrison County.
7. Consideration and approval of 2020-2021 Annual Contracts to include ESD No. 1, ESD No. 4, ESD No. 5, ESD No. 6, ESD No. 7, and ESD No. 3 with payment of budgeted amounts for each contract and authorization for the County Judge to execute said contracts.
8. Consideration and action regarding the approval of the Memorandum of Understanding (MOU) with Texas Health Institute to support prevention of and treatment for substance use disorders including opiod use disorder (OUD)
9. Consideration and action regarding the presentation by Mike Morrison regarding the Redistricting impact of the 2020 census and the next steps.to be taken.

EXECUTIVE SESSION:

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

2. Consideration and action relating to items discussed in executive session.

**ADJOURN**

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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: September 10, 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 14<sup>th</sup> DAY OF SEPTEMBER, 2021**

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**BE IT REMEMBERED** that at 9:00 a.m. on the 14<sup>th</sup> of September, 2021 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 County 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:**

**Declare A Quorum Present:**

When the following were heard and the following Orders passed:

Call to Order by the County Judge, Chad Sims, at 9:04 a.m.

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**ITEM A: County Auditor**

**Administrative Report:** No Action to be taken. Harrison County Auditor Becky Haynes, presented the Submission of financial reports. Exhibit A

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-304

**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. Mauldin  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-305

**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. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-306

**3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the September 03, 2021 County Payroll as submitted. Exhibit A-3

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Motioned by Comm. Hatfield  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-307

**4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Technical training for all JP's and their clerks for the fiscal year 2021-2022 to be paid for out of the JP Tech Fund. No Exhibit

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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. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-308

**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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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-309

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the utility applications submitted to the Harrison County Road & Bridge Departments as follows: Exhibit C-2

Cypress Valley WSC  
Caddeaux Gathering, LLC  
Gum Springs WSC  
Gum Springs WSC  
Etex Telephone Coop

Jewel Gooch Road, CR 4004  
Mount Zion Baptist Church Road, CR 2711  
Smelley Road, CR 3601  
Maple Springs Road, CR 3405  
Driskell Birdge Road, CR 4106

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-310

**3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Private Road Issuance Order #67 for PR #3662 located in Precinct 4, north of Noonday Road West, CR 3600. Exhibit C-3

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Motioned by Comm. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-312

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Resolution to amend the adoption of the 207(k) Exemption Plan under the Fair Labor Standards Act for Law Enforcement employees, which is the Harrison County Policy 2A-10 Law Enforcement Pay and Overtime that includes deputies and Jailers. Exhibit D-1

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**ITEM E: Maintenance Department: No Administrative Report Submitted**  
**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.

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**ITEM F: Information Technology: No Administrative Report Submitted**  
**Administrative Report: No action to be taken**— Administrative Report given by Charlie Nenninger 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. Exhibit G

Dispatched Calls	126	Office Calls	169	Citations	02
Inspections	38	Fire Reports Requested	00	Fire Reports Written	0
Illegal Dumping Cases	33	Pick-up order tickets for litter	02		

Litter picked up (cubic feet)

Fire Marshal	7,875
Adult Probation	No reported figures
Willoughby	No reported figures
Sheriff	<u>1,250</u>

Team Total CF 9,125

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



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**ITEM H: Purchasing:** Consideration and action regarding Route Manager GPS (by WORKWAVE) Agreement for Harrison County Road and Bridge. To be placed on January 28, 2022 Meeting for consideration and approval.

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**ITEM I: Human Resources: Administrative Report**

Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-313

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the personnel Actions as submitted by the Human Resources Department. Exhibit I-1

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-314

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Harrison County's 2022 TCDRS Plan Assessment to remain the same as the Plan Assessment for Plan Year 2021 and further approve a 1% COLA for retired employees. Exhibit I-2

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**ITEM J: Treasurer: No Report Submitted.**

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**ITEM K: Elections:**

Motioned by Comm. Timmins  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-315

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the election contract for New Diana ISD. Exhibit K-1

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**ITEM L: New Business**

Motioned by Comm. Hatfield  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-316

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Setting of Sheriff's and Constables fees for 2022. Exhibit L-1

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-317

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Harrison County Holiday Schedule October 1, 2021 through September 30, 2022. Exhibit L-2

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Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-318

**3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Resolution of the Harrison County Commissioners' Court concerning the Regular Term of the Court Fiscal Year 2021-2022. Exhibit L-3

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-319

**4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Regular Meetings of the Commissioners' Court October 1, 2021 through September 30, 2022. Exhibit L-4

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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-320

**5. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Interlocal Agreement between the City of Marshall and Harrison County for the 2021 Courthouse Light Display. Exhibit L-5

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Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-321

**6. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the 2022 Texas VINE Service Agreement Second Contract Renewal for Contract NO. 2021224-4900-393-01 between APPRISS and Harrison County. Exhibit L-6

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Motioned by Comm. Mauldin  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-322

**7. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the 2020-2021 Annual Contracts to include ESD No. 1, ESD No.4, ESD No.5, ESD No. 6, ESD No. 7, and ESD No. 3 with payment of budgeted amount for each contract and authorization for the County Judge to execute said contracts. Exhibit L-7

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2021-323

**8. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Memorandum of Understanding (MOU) with Texas Health Institute to support prevention of and treatment for substance use disorders including opioid use disorder (OUD). Exhibit L-8

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**Court Recessed at 9:40 a.m.**

**Court Reconvened at 9:50 a.m.**

**9. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the presentation by Mike Morrison regarding the Redistricting impact of the 2020 census and the next steps to be taken. Exhibit L-9

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

**Executive Session**

Call of Court to **Executive Session at 10:45 a.m.** pursuant to Government Code Section 551.071 (consultation with attorney) and Section 551.072 (real property) relating to Harrison County.

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**Court closed Executive Session at 11:32 a.m.**

**Court called to open regular session at 11:33 a.m.**

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**ADJOURNMENT:**

With no further business to come before the Court for consideration and action, the motion was made by Commissioner Ebarb and seconded by Commissioner Timmins to adjourn the meeting. Motion carried unanimously (5-0). Meeting adjourned at 11:33 a.m.

**ATTEST:**

  
Elizabeth James, County Clerk  
Harrison County, Texas

**APPROVED:**

  
Chad Sims, County Judge  
Harrison County, Texas

Minutes approved on 10-15-2021.