



**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
TIME 9:51 A.M.

OCT 07 2022

ELIZABETH JAMES
CO. CLERK HARRISON CO.
BY BT 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 11th day of October, 2022, 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 payroll for September 30, 2022.
4. Consideration and approval to issue payment to BancorpSouth to pay off Lease 002-0070549-009 (Energy Savings Lease #009 in the amount of \$472,319.77).

5. Consideration and approval for technical training for all JP's and their clerks for the fiscal year 2022-2023 to be paid for out of the JP Tech Fund.

B. 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:

CenterPoint Energy	Carrie Drive, CR 3610
Etex Telephone Coop	Davidson Road, CR 4501
Eastex Telephone Cooperative	Floyd Evans Road, CR 1203
Comstock Resources, LLC	Taylor Road, CR 1324
West Harrison WSC	Firetower Road, CR 3804
West Harrison WSC	Firetower Road, CR 3804
West Harrison WSC	McPherson Road, CR 3401

3. Consideration and approval to publish a Public Notice and set a Public Hearing to be held October 25, 2022 at 9:00 am for the purpose of a Speed Limit Change Order for Manning Road, CR 1325, Pct. 1 as required by LGC.

4. Consideration and approval to publish a Public Notice and Set a Public Hearing to be held October 25, 2022 at 9:00 am for the purpose of a STOP Sign Placement Order for Joy Lane, CR 3400, at Appaloosa Lane, CR 3430, Pct. 3 as required by LGC.

C. 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 to accept a donation from David M. Thomas in the amount of \$200.00 which will be used for the Harrison County Sheriff's Office K9 program.

2. Consideration and approval to accept a donation from Enterprise Products Operating LLC in the amount of \$800.00.

3. Consideration and approval of the donation of two (2) tracts of land being 0.334 acre located in the J.M. Clifton Survey, A-184 and tract of land being 1.500 acres located in the J.M. Clifton Survey, A-184 with both parcels of land being donated by Sherry Arnold to be used by the Harrison County Sheriff's Department for a training facility.

D. MAINTENANCE DEPARTMENT:

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.

1. Consideration and action regarding the approval of the contract for the replacement of the air conditioning units on the main jail.

E. 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.

1. Consideration and approval to enter into a lease agreement to replace multifunction plotter/scanner/copier in the County Clerk's office to be paid from non-departmental equipment line item (100.409.4572.10 with expenditure not to exceed \$7115.05. (\$2,371.68 yearly)

F. FIRE MARSHAL:

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

G. PURCHASING:

H. HUMAN RESOURCES:

I. TREASURER:

J. ELECTIONS:

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

K. NEW BUSINESS:

1. Consideration and approval of the Proclamation declaring October, 2022 as "Domestic Violence Awareness Month" in Harrison County.
2. Consideration and approval authorizing the Resolution requesting Sheriff Resale Tax Properties bid in trust to Harrison County.
3. Consideration and approval subject to ratification in Open Court the approval of the transfer of funds in the amount of \$100,000.00 from Indigent-Medical to Group Health Insurance for payment of medical claims due on September 29, 2022.
4. Consideration and approval subject to ratification in Open Court the approval of the appointments of Janie Hill, Ruthie Smith, Kurt Truelove, Charlie Oliver, Pearlie Perkins to a one year term and LaDarius Carter, Chanda Johnson, Robert Johnson, Denver Thomas to a two year term and ex-officio member Charlene Graff to serve on the Harrison County Children's Services Board to be effective September 29, 2022.
5. Consideration and approval subject to ratification in Open Court the approval of the FY 2021-2022 Annual Contract for the Harrison County Children's Services Board with payment as allotted in the FY 2021-2022 budget.
6. Consideration and action regarding the approval of the Third Amendment to the Airport Hangar Lease between Harrison County, Texas and Westchester Air Company, LTD.
7. Consideration and approval of the FY 2023 Harrison County Resolution regarding the Indigent Defense Grant Program to be submitted to the Texas Indigent Defense Commission for grant funds to provide improvements in indigent defense services in Harrison County.

8. Consideration and approval for the payment in the amounts for travel (\$477.08) and Per Diem (\$216.33) for Sherry Griff, District Clerk to attend the Texas District Court Alliance Workshop - 2022 Oct. 18-20,2022 in Kerrville, Texas.

9. Consideration and action regarding presentation by Duane Meyers, Caddo Lake resident, as related to county roads located in and around Caddo Lake.

ADJOURN

Chad Sims

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: October 7, 2022

A. Turner Chief Deputy Clerk
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 11TH DAY OF OCTOBER, 2022**

BE IT REMEMBERED that at 9:00 a.m. on the 11th of October, 2022, 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 Chad Sims, County Judge

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 9:02 a.m.

ITEM A: County Auditor: Becky Haynes gave Administrative Report: No action to be taken – concerning Submission of financial reports. Exhibit A

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-399

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

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-400

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

Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-401

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Payroll for September 30, 2022. Exhibit A-3.

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-402

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve payment to Bancorp South to pay off Lease 002-0070549-009. Exhibit A-4

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-403

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve technical training for all JPs and their clerks for the fiscal year 2022-2023 to be paid for out of the JP Tech Fund. Exhibit A-5

ITEM B: Road and Bridge Department: Luke Davis gave Administrative Report: -- concerning status of construction, maintenance and repairs of county roads, bridges and right of ways; also concerning condition of equipment. Exhibit B

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-404

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for September 22, 2022 through October 5, 2022, for the Harrison County Road & Bridge Department. Exhibit B-1.

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-405

Item #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 B-2.

Center Point Energy
Etex Telephone Coop
Eastex Telephone Cooperative
Comstock Resources, LLC
West Harrison WSC
West Harrison WSC
West Harrison WSC

Carrie Drive, CR 3610
Davidson Road, CR 4501
Floyd Evans Road, CR 1203
Taylor Road, CR 1324
Firetower Road, CR 3804
Firetower Road, CR 3804
McPherson Road, CR 3401

Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-406

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to publish a Public Notice and set a Public Hearing to be held October 25, 2022 at 9:00 am for the purpose of a Speed Limit Change Order for Manning Road, CR 1325, Pct, 1 as required by LGC. Exhibit B-3.

Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-407

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to publish a Public Notice and Set a Public Hearing to be held October 25, 2022 at 9:00 am for the purpose of a STOP Sign Placement Order for Joy Lane, CR 3400, at Appaloosa Lane, CR 3430, Pct. 3, as required by LGC. Exhibit B-4

ITEM C: Sheriff's Department: B.J Fletcher gave Administrative Report: No action to be taken --- concerning statistics reflecting law enforcement activity, execution of civil responsibilities, population, also location of and turnover in prisoners. Exhibit-C

Total Calls **2607** Criminal Reports (CID) **50**

Arrest HCSO **80** (figure includes Deputies & booking Jailers)

Traffic Citations Issued **35** Mental **7**

Transport/Warrants Office **37** Transports
6399 Mileage

Civil Process: Legal Documents Received **129**

Served: **49** Personal Service
23 Indictment Precepts served in Jail
17 Tax Postings
15 CCL/DC Postings
1 Harrison Central Appraisal District Tax Sales

Total Served **105**

Juror Notices 1850
Grand Juror Notices 0

10-5-2022 @ 9:54AM Jail Population: 276

**9-7-2022 TO 10-4-2022 Contract Inmate
Marion (2) U.S. Marshal (26) Total 28**

Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-408

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the donation from David M. Thomas in the amount of \$200.00 which will be used for the Harrison County Sheriff's Office K9 program. Exhibit C-1.

Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-409

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the donation from Enterprise Products Operating LLC in the Amount of \$800.00. Exhibit C-1.

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-410

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve of the donation of two (2) tracts of land being 0.334 acre located in the J.M. Clifton Survey, A-184 and tract of land being 1.500 acres located in the J.M. Clifton Survey, A-184 with both parcels of land being donated by Sherry Arnold to be used by the Harrison County Sheriffs' Department for a training facility. Exhibit C-3.

*** Let it also be noted that MTX Surveying, surveyed these (2) tracts at no charge. ***

ITEM D: Maintenance Department: Brad Thomas gave Administrative Report: --- concerning repairs and maintenance performed upon county owned premises and equipment; status of ongoing projects, and information concerning planned projects. No action to be taken. No Report Submitted.

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-411

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the contract for the replacement of the air conditioning units on the main jail. Exhibit D-1.

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

Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-412

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the lease agreement to replace multifunction plotter/scanner/copier in the County Clerk's office to be paid from non-departmental equipment line item (100.409.4572.10 with expenditure not to exceed \$7115.05. (\$2,371.68 yearly). Exhibit E-1.

ITEM F: Fire Marshal: D.J. Couch gave Administrative Report: No action to be taken
Fire Marshall D.J. Couch gave Administrative Report-- concerning the status of OSSF permits, emergency management, and solid waste site investigations. Exhibit F

Dispatched Calls:	129	Office Calls	126
Citations:	3	Inspections:	20
Fire reports requested	09	Fire reports written	0
Forestry calls		Illegal Dumping Cases	26
Pick up order tickets for litter	07		

Litter picked up (cubic feet)

Fire Marshal	2,700
Adult Probation	1,250
Willoughby	625
Sheriff	<u>1,250</u>
Team Total CF	5,825

OSSF:

Complaints 05

Notice of Violations 05

Citations 03

Inspections 18

Utility Hookups 22

1-Single Family Permits Fee 14 = \$ 5,760.00

Commercial/Multifamily Permit Fee 01 = \$ 1,680.00

Subdivision Review 01 = \$ 50.00

Insufficient Check Fee 0 = \$ 50.00

Total Money Collected \$7,490.00

ITEM G: Purchasing: No Items Submitted

ITEM H: Human Resources: No Administrative Report Given—No Items Submitted

ITEM I: Treasurer: No Items Submitted

ITEM J: Elections: Administrative Report: Donald Robinette gave report concerning the status relating to election activities. No Action to be taken. No Exhibit

ITEM K: New Business:

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-413

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Proclamation declaring October, 2022 as. No Exhibit

Motioned by Comm. Mauldin
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-414

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Resolution requesting Sheriff Resale Tax properties bid in trust to Harrison County. Exhibit K-2.

Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-415

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the ratification in Open Court the approval of the transfer of funds in the amount of \$100,000.00 from Indigent-Medical to Group Health Insurance for payment of medical claims due on September 29, 2022. Exhibit K-3.

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-416

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the ratification in Open Court the approval of the appointments of Janie Hill, Ruthie Smith, Kurt Truelove, Charlie Oliver, Pearlie Perkins to a one year term and LaDarius Carter, Chanda Johnson, Robert Johnson, Denver Thomas to a two year term and ex-officio member Charlene Graff to serve on the Harrison County Children's Services Board to be effective September 29, 2022. Exhibit K-4.

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-417

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the ratification in Open Court the approval of the FY 2021-2022 Annual Contract for the Harrison County Children's Services Board with payment as allotted in the FY 2021-2022 budget. Exhibit K-5.

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-418

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Third Amendment to the Airport Hangar Lease between Harrison County, Texas and Westchester Air Company, LTD. Exhibit K-6.

Court Recessed @ 10:10 a.m.
Court Reconvened @ 10:15 a.m.

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-419

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the FY 2023 Harrison County Resolution regarding the Indigent Defense Grant Program to be submitted to the Texas Indigent Defense Commission for grant funds to provide Improvements in Indigent Defense services in Harrison County. Exhibit K-7.

Motioned by Comm. Hatfield
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2022-420

Item #8. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment in the amounts for travel (\$477.08) and Per Diem (\$216.33) for Sherry Griffis, District Clerk to attend the Texas District Court Alliance Workshop-2022, Oct. 18-20-2022 in Kerrville, Texas. Exhibit K-8.

Correction made by Commissioner Hatfield in open court to correct Sherry Griff to Sherry Griffis

Item #9. Consideration and action regarding presentation by Duane Meyers, Caddo Lake resident, as related to county roads located in and around Caddo Lake.
No action taken

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 11:25 A.M.

ATTEST:

Elizabeth James

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