



County Judge
CHAD SIMS
Harrison County
#1 Peter Whetstone Square, Room 314
Marshall, Texas 75670
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Charlene Graff, Judicial Admin. Assist.

FILED FOR RECORD
2023 JUL 14 AM 8:21
CLERK OF COURTS
COUNTY OF HARRISON TEXAS
BY: *St* 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 17th day of July, 2023, 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:

1. Consideration and approval regarding Line Item Transfers.
2. Consideration and approval of payment of Regular Bills.
3. Consideration and approval of Payroll for July 7, 2023.

4. Consideration and action to approve the Auditor's Office to apply for the SCAAP 2024 (State Criminal Alien Assistance Program) Grant for Harrison County and if awarded authorization for the County Judge to execute acceptance of said grant award documentation.

5. Presentation of FY 2021-2022 Outside Audit by John Manning, Pattillo, Brown and Hill.

B. ROAD AND BRIDGE DEPARTMENT:

2023 CONSTRUCTION COMPLETED & IN PROGRESS REPORT

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:

Eastex Telephone Cooperative

Judge Furrh Road, CR 1207

3. Consideration and approval of the Preliminary Plat for "Oram Slough" Subdivision off of Shelly Road, CR 2406, Pct. 1.

C. SHERIFF'S DEPARTMENT:

D. MAINTENANCE DEPARTMENT:

E. INFORMATION TECHNOLOGY:

F. PURCHASING:

1. Consideration and approval of BID #2023-15 Sheriff's Office Training Room Specifications and for the said BID to be published in the Marshall News Messenger and Longview News Journal and posted on the Purchasing Department's website.

2. Consideration and approval of Change Order #2 for BID #2023-02 Old Town Road, CR 1202, to increase the cement tonnage by 75 tons and the chip seal amount by 2365 sq. yards.

3. Consideration and approval of the award of BID #2023-14 Holly Street Drainage Improvement Project with a letter of recommendation from the Purchasing Agent.

4. Consideration and approval to amend the Harrison County Purchasing Policy and Procedure Manual to include the addition of Chapter 18 ("Additional FEMA Requirements") to be effective July 18, 2023.

G. HUMAN RESOURCES:

H. TREASURER:

1. Consideration and action regarding the approval of Treasurer's Monthly Report for June, 2023 and authorization to publish on the county website pursuant to LGG Section 114.026

2. Consideration and approval of the Harrison County Treasurer's Investment Report for June, 2023.

I. ELECTIONS:

J. NEW BUSINESS:

1. Consideration and approval of 2022-2023 Annual Contract for the Area Agency on Aging of East Texas and authorization of payment of budgeted amounts in the FY 2022-2023 budget for the contract and authorization for the County Judge to execute said contract.
2. Consideration and action regarding authorizing the County Judge or other authorized officials to execute Settlement participation and release forms regarding new settlement offers from Walgreens, CVS and Walmart in the matter of Texas opioid multi-district litigation for the County in the matter of County of Harrison v. Purdue Pharma, L.P., et al., MDL,PRETRIAL CAUSE NO. 2018-63587, in the 152d District Court of Harris County, Texas
3. Consideration and action regarding the selection of three (3) public members and three (3) alternate members to be appointed to serve on the salary grievance committee for Harrison County in accordance with LGC Section 152.014 and 152.015.
4. Consideration and action regarding the re-appointment of Mr. Randi Leffall to the Board of Trustees of Community Healthcore for a two year term (September 1, 2023 – August 31, 2025).

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: July 14, 2023

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 17TH DAY OF JULY, 2023**

BE IT REMEMBERED that at 9:00 a.m. on the 17th of July, 2023, 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. The meeting was open to the public and notices of said meeting were posted as required by law.

Invocation was led by 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
Zephaniah Timmins,	Commissioner, Precinct #2
Phillip Mauldin,	Commissioner, Precinct #3
Jay Ebarb	Commissioner, Precinct#4
Liz James,	County Clerk
Becky Haynes,	County Auditor

William Hatfield, Commissioner, Precinct #1 was not present

ANNOUNCEMENTS: Judge Sims made an announcement that \$32,000 has been raised for the family of Corey Foster, "The lineman that lost his life while serving our Community". Shannon Johnson arranged for donations. She has prepared a letter to his family to go along with the donations given by our communities. Also, the Marshall Prayer force had a Thank you note drive to send to all the lineman that came from out of town. Judge Sims said these letters will be mailed to the Utility companies to give out to the linemen that came from all over the Country.

Judge Sims, also, made announcement that the County Budget hearings will begin this Friday, July 21, 2023 @ 9:00 am.

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: No Administrative Report submitted: No action to be taken concerning Submission of financial reports. Exhibit A

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-257

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers as submitted by County Auditor Becky Haynes \$48,029.19.
Exhibit A-1

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-258

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

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Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-259

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Payroll for July 7, 2023. Exhibit A-3.

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-260

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Auditor's Office to apply for the SCAAP 2024 (State Criminal Alien Assistance Program) Grant for Harrison County and if awarded, authorization for the County Judge to execute acceptance of said grant award documentation. Exhibit A-4.

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Item #5. Presentation of FY 2021-2022, Outside Audit by John Manning, Pattillo, Brown and Hill. Exhibit A-5.

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Item B: Road and Bridge Department: 2023 Construction Completed & in Progress:
Luke Davis gave report on 2023 construction completed & In Progress, maintenance and repairs of county roads, bridges and right-of-ways also concerning condition of equipment. Exhibit B

As of July 12, 2023 crews have completed 1.16 miles and have 13.242 miles in progress.

Commissioner Ebarb discussed the new rebuilds are now different as far as oil temperature, and won't be as strenuous during the hot summer. The process that contractors are using this year allows them to work up through the heat of the summer. Luke Davis noted the chip seal process uses a AC25TR for our County Roads.

Judge Sims addressed the change order on Old Town Road. Luke Davis noted the line on map had been moved somehow. County map shows different than the TXDOT mapping system. Commissioner Ebarb addressed as to why TXDOT is not notifying Road Administration and Appraisal Districts.

Storm disposal locations will stay open to the public through July 29, 2023

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Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-261

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for June 29, 2023 through July 12, 2023, for the Harrison County Road & Bridge Department. Exhibit B-1.

Full Time Employees (53) 47 (Includes the Road Administrator)
F/T Vacancies: 6
Part Time Employees (3) 4 (Including one floating slot)
Temporary (6) 6
Temp. Vacancies: 0

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-262

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.

Eastex Telephone Cooperative Judge Furrh Road, CR 1207

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-263

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to the Preliminary Plat for "Oram Slough" Subdivision off of Shelly Road, CR 2406, Pct. 1. Exhibit B-3

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ITEM C: SHERIFF'S DEPARTMENT: No Administrative Report submitted:

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ITEM D: Maintenance Department: No Administrative Report Submitted:

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ITEM E: Information Technology: No Administrative Report Submitted:

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ITEM F: Purchasing

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-264

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the BID #2023-15 Sheriff's Office Training Room Specifications and for the said BID to be published in the Marshall News Messenger and Longview News Journal and posted on the Purchasing Department's website. Exhibit F-1

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-265

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Change Order #2 for BID #2023-02 Old Town Road, CR 1202, to increase the cement tonnage by 75 tons and the chip seal amount by 2365 sq. yards. Exhibit F-2

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-266

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the award of BID #2023-14 Holly Street Drainage Improvement Project with a letter of recommendation from the purchasing Agent. Exhibit F3

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-267

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the to amend the Harrison County Purchasing Policy and Procedure Manual to include the addition of Chapter 18 ("Additional FEMA Requirements") to be effective July 18, 2023. Exhibit F4

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ITEM G: Human Resources: No Items Submitted

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ITEM H: Treasurer:

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-268

ITEM #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Treasurer's Monthly Report for June, 2023 and authorization to publish on the County website pursuant to LGG Section 114.026. Exhibit H-1

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-269

ITEM #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Harrison County Treasurer's Investment Report for June, 2023. Exhibit H-2

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Commissioner Ebarb addressed that with investments made by the County Treasurer and County Auditor, it should generate well over \$1,000,000.00 for this year. This is just one of the contributing factors that helps us to obtain a lower tax rate for all the citizens and tax payers. Judge Sims thanked them for their work and efforts.

ITEM I: Elections: No Items Submitted

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ITEM J: New Business:

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-270

ITEM #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the 2022-2023 Annual Contract for the Area Agency on Aging of East Texas and authorization of payment of budgeted amount in the FY 2022-2023 budget for the contract, and further, authorize the County Judge to execute said contract. Exhibit J-1

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-271

ITEM #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas the County Judge or other authorized officials to execute Settlement participation and release forms regarding new settlement offers from Walgreens, CVS, and Walmart in the matter of Texas opioid multi-district litigation for the County in the matter of County of Harrison v. Purdue Pharma, L.P., et al., MDL, pretrial cause no. 2018-63587, IN THE 152D District Court of Harris County, Texas. Exhibit J-2

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
Motion carried unanimously (4-0)
All members voting in favor
Order #2023-272

ITEM #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the selection of three (3) public members and three (3) alternate members to be appointed to serve on the salary grievance committee for Harrison County in accordance with LGC Section 152.014 and 152.015. Exhibit J-3

Primary Member: William Nathan Barker Jr., Longview, Texas
Carol Lingberg Barksdale., Longview, Texas
Mark David Bayless, Marshall, Texas

Alternate Member: Monica Kay Dewoody, Waskom, Texas
Joanna Payne Voelkel, Hallsville, Texas
Rebecca Lee Mireles, Karnack, Texas

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-268

ITEM #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas the re-appointment of Mr. Randi Leffall to the Board of Trustees of Community Healthcore for a two year term (September 1, 2023-August 31, 2025. Exhibit J-4

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ADJOURNMENT:

With no further business to come before the Court for consideration and action, the motion was made by Commissioner Timmins and seconded by Commissioner Mauldin to adjourn the meeting. Motion carried unanimously (4-0). Meeting adjourned at 9:57 a.m.

ATTEST:

Elizabeth James
Elizabeth James, County Clerk
Harrison County, Texas

Date: July 26, 2023