



**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

2020 JUN 19 AM 10:52

LEADLITH JAMES  
CO. CLERK HARRISON CO.

BY     JK     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 24<sup>th</sup> day of June, 2020**, 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:** Presentation by Demetria McFarland regarding the removal of the Historic Statute located on the Historic Courthouse East Lawn.

**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.

**B. COUNTY CLERK:**

1. Consideration and approval of transcribed minutes of Commissioner's Court Meeting(s) of May 27, 2020.

**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:

|                              |                              |
|------------------------------|------------------------------|
| CenterPoint Energy           | E. Country Club Road, CR3414 |
| KDM Industrial Services, LLC | Finklea Road, CR 3211        |
| KDM Industrial Services, LLC | Finklea Road, CR 3211        |
| KDM Industrial Services, LLC | Finklea Road, CR 3211        |
| KDM Industrial Services, LLC | Finklea Road, CR 3211        |
| KDM Industrial Services, LLC | Finklea Road, CR 3211        |
| KDM Industrial Services, LLC | Finklea Road, CR 3211        |
| KDM Industrial Services, LLC | Red Oak Road, CR 3200        |
| West Harrison WSC            | Galilee Road, CR 3110        |

3. Consideration and action to approve an exception to the General Holiday Policy as outlined in the Harrison County Revised Personnel Policy, Section 72, to allow the Road & Bridge Department employees to accrue holiday time for extended hours worked during the week of the Fourth of July holiday and the week of the Labor Day holiday in order to promote the continued progress on the approved Construction Plan.

**D. SHERIFF'S DEPARTMENT:**

1. Consideration and action regarding the approval of the ratification to submit payment to Smart Vending Service for E-Cigarettes to be paid from the Jail Commissary Fund subject to exiting elected official expenditure order for the Sheriff's Dept.
2. Consideration and action regarding the approval of the ratification to repair Sheriff's Unit #7733 and issue payment to Andrews Radiator & A/C subject to the exiting elected official expenditure order for the Sheriff's Dept.
3. Consideration and action to approve the items listed below subject to the exiting elected official expenditure order for the Sheriff's Dept.:
  - a. issue payment to LLRMI in the amount of \$990 for Investigator Fuller and Investigator Newson to attend 5 day Homicide and Death Investigation to be held October 19 – 23, 2020 to be paid from the travel expense line item.
  - b. issue payment Investigator Fuller and Investigator Newsom for per diem in the amount of \$325.33 each to be paid from the travel expense line item for the Homicide and Death Investigation Seminar.
  - c. issue payment to Hampton Inn Forest Hill, Texas in the amount of \$502.85 for hotel reservation for October 18 – 23 for Homicide and Death Investigation seminar.
4. Consideration and action regarding the approval of the quotes for 8 police interceptor vehicles for the Sheriff's Department to be included in the 2020-2021 budget.

**E. TREASURER:**

1. Consideration and action regarding the approval of Treasurer's Monthly Report for May, 2020 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 the month of May, 2020.
3. Consideration and action to approve the Resolution of the Annual Review and Adoption for the Investment Policy of Harrison County, Texas pursuant to Section 2256.005 of the Texas Government Code

**F. NEW BUSINESS:**

1. Consideration and approval of the acceptance of the Texas Department of Transportation CARES ACT Airport Grant Agreement.
2. Consideration and approval of the Renewal of the Facility Use Agreement with the United States District Court Eastern District of Texas.

**G. 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.

**H. EXECUTIVE SESSION:**

1. Call of Court to Executive Session pursuant to Government Code Section 551.071 (discussion of pending/threatened litigation matters and consultation with attorney), Section 551.072 (real property), Section 551.074, (personnel matters), relating to Harrison County.
2. Consideration and action relating to items discussed in executive session.

**ADJOURN**

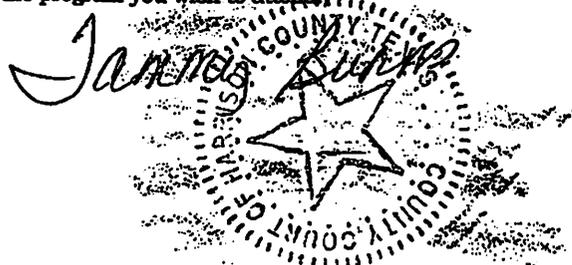
  
\_\_\_\_\_  
CHAD SIMS, COUNTY JUDGE

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: May 22, 2020

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.)



# PUBLIC NOTICE

NOTICE IS HEREBY GIVEN THAT THE MEETING OF THE HARRISON COUNTY COMMISSIONERS COURT BE BROADCAST VIA FACEBOOK. THOSE WHO WISH TO PARTICIPATE IN THE MEETING CAN ACCESS IT VIA THE ZOOM INFO BELOW. IF YOU WISH TO SPEAK ON A PARTICULAR ITEM YOUR REQUEST MUST BE RECEIVED 24 HOURS PRIOR TO THE MEETING. YOU MAY EMAIL YOUR REQUEST AND COMMENT TO [charlene@co.harrison.tx.us](mailto:charlene@co.harrison.tx.us)

**HOW TO WATCH COMMISSIONERS COURT MEETING:** the meeting will be live on the Harrison County Judge's Facebook page as listed below:

[facebook.com/harrisoncountyjudge](https://www.facebook.com/harrisoncountyjudge) beginning at 9:00 a.m.

**HOW TO PARTICIPATE IN VIDEO CONFERENCE:**

Harrison County is utilizing the Zoom video conferencing service for Commissioner Court Meetings as follows:

Join Zoom Meeting

<https://us02web.zoom.us/j/82260176906>

Meeting ID: 822 6017 6906

One tap mobile

+13462487799,,82260176906# US (Houston)

+12532158782,,82260176906# US (Tacoma)

Dial by your location

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 312 626 6799 US (Chicago)

+1 646 876 9923 US (New York)

Meeting ID: 822 6017 6906

Find your local number: <https://us02web.zoom.us/j/82260176906>

**\*\* All participants will be muted upon entrance to the meeting unless chosen to speak by the County Judge. A participant for an audio call will have to divulge their name and address to the County Judge over their device before he will unmute your device or they will not be allowed to speak.**

Also, there will be an audio recording of the meeting and if anyone would like a copy of said recording they may contact the County Judge's Office.

**REGULAR MEETING OF THE COMMISSIONERS' COURT  
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE  
MARSHALL, TEXAS  
THIS THE 24<sup>th</sup> DAY OF June, 2020**

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**BE IT REMEMBERED** that at 9:00 a.m. on the 24<sup>th</sup> day of June, 2020, 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 Video Zoom |
| Jay Ebarb,         | Commissioner, Precinct #4            |
| Becky Haynes,      | County Auditor                       |
| Liz James,         | County Clerk                         |

Bailiff:

**ANNOUNCEMENTS:**

**Public Comments: Presentation by Demetria McFarland regarding the removal of the Historic Statute located on the Historic Courthouse East Lawn.**

**Declare A Quorum Present:**

**When the following were heard and the following Orders passed:  
Call to Order by Judge Chad Sims at 9:09 a.m.**

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**ITEM A: County Auditor:**

Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-230

1. **IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers in the total of \$43,961.25. Exhibit A-1
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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2019-231

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. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-232

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

Motioned by Comm. Mauldin  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-233

1. **IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the minutes of the Regular Commissioners' Court Meeting of May 27, 2020, as submitted by the County Clerk, Liz James, and **further**, authorize the recording of such minutes in the permanent records of the County. Exhibit B-1

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

Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-234

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Road and Bridge Department Personnel Report as submitted by Luke Davis for the period beginning June 4, 2020 through June 17, 2020. Exhibit C-1

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Motioned by Comm. Mauldin  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-235

**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 follows:  
Exhibit C-2

|                              |                             |
|------------------------------|-----------------------------|
| Center Point Energy          | E. County Club Road CR 3414 |
| KDM Industrial Services, LLC | Finklea Road, CR 3211       |
| KDM Industrial Services, LLC | Finklea Road, CR 3211       |
| KDM Industrial Services, LLC | Finklea Road, CR 3211       |
| KDM Industrial Services, LLC | Finklea Road, CR 3211       |
| KDM Industrial Services, LLC | Finklea Road, CR 3211       |
| KDM Industrial Services, LLC | Finklea Road, CR 3211       |
| KDM Industrial Services, LLC | Red Oak Road, CR 3200       |
| West Harrison WSC            | Galilee Road, CR 3110       |

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-236

**3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the exception to the General Holiday Policy as outlined in the Harrison County Revised Personnel Policy, Section 72, to allow the Road & Bridge Department employees to accrue holiday time for extended hours worked during the week of the Fourth of July holiday and the week of the Labor Day holiday in order to promote the continued progress on the approved Construction Plan.

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**ITEM D: Sheriff's Department:**

Motioned by Comm. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-237

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the ratification to submit payment to Smart Vending Service for E-Cigarettes to be paid from the Jail Commissary Fund subject to exiting elected official expenditure order for the Sheriff's Dept. Exhibit D-1

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-238

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve ratification to repair Sheriff's Unit #7733 and issue payment to Andrews Radiator & A/C subject to the exiting elected official expenditure order for the Sheriff's Dept. Exhibit D-2

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-239

**3a. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve payment to LLRMI in the amount of \$990 for Investigator Fuller and Investigator Newsom to attend 5 day Homicide and Death Investigation to be held October 19-23, 2020, to paid from the travel expense line item. Exhibit 3-a

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-239

**3b. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve payment Investigator Fuller and Investigator Newsom for per diem in the amount of \$325.33 each to be paid from the travel expense line item for the Homicide and Death Investigation Seminar. Exhibit 3-b

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-239

**3c. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve payment to Hampton Inn Forest Hill, Texas in the amount of \$502.85 for hotel reservation for October 18-23 for Homicide and Death Investigation Seminar.

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-240

**4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the quotes for 8 police interceptor vehicles for the Sheriff's Department to be included in the 2020-2021 budget. This is (7) Patrol Cars and (1) K-9 Unit. Exhibit D-4

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**ITEM E: Treasurer:**

Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-241

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Treasurer's Monthly Report for May 2020, and authorization to publish on the County Website pursuant to LGC Section 114.026. Exhibit E-1

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Motioned by Comm. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-242

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Treasurer's Investment Report for the month of May 2020. Exhibit E-2

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Motioned by Comm. Ebarb  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-243

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Resolution of the Annual Review and Adoption for the Investment Policy of Harrison County, Texas pursuant to Section 2256.005 of the Texas Government Code. Exhibit E-3

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**ITEM F: New Business:**

Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-244

**1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the acceptance of the Texas Department of Transportation CARES ACT Airport Grant Agreement. Exhibit F-1

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Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2020-219

**2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Renewal of the Facility Use Agreement with United States District Court Eastern District of Texas. Exhibit F-2

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**ITEM G: Information Technology: Presented by Charles Nenninger**

**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. Exhibit-G

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**ADJOURNMENT:**

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

With no further business to come before the Court for consideration and action, the meeting was adjourned at 9:48 a.m.

**ATTEST:**



Elizabeth James, County Clerk  
Harrison County, Texas

**APPROVED:**



Chad Sims, County Judge  
Harrison County, Texas

Minutes approved on 7-22-2020.

