

**REGULAR MEETING OF THE COMMISSIONERS' COURT
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE
MARSHALL, TEXAS
THIS THE 12TH DAY OF MARCH, 2024**

BE IT REMEMBERED that at 9:00 a.m. on the 12th of March 2024, 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 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: "PROCLAMATION DECLARING MARCH 2024 AS DEVELOPMENTAL DISABILITIES AWARENESS MONTH BY THE GOVERNOR OF TEXAS"

PROCLAMATION DECLARING MARCH 18-22, 2024 AS FARM CITY WEEK IN HARRISON COUNTY"

"PROCLAMATION DECLARING APRIL 2024 AS SEXUAL ASSAULT AWARENESS MONTH"

Declare A Quorum Present:

When the following were heard and the following Orders passed:

Call to Order by the County Judge, Chad Sims, at 9:18 a.m.

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

Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-86

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers in the amount of \$ 69,826.48. Exhibit A-1

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Motioned by Comm. Hatfield
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-87

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment for Regular Bills in the amount of \$591,776.45. Exhibit A-2

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-88

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Payroll for March 1, 2024. Exhibit A-3

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Item B: Road and Bridge Department: No Administrative Report Submitted.

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-89

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for February 22, 2024 through March 6, 2024 for the Harrison County Road & Bridge Department. Exhibit B-1

NEW HIRES: None

RESIGNATIONS: None

TERMINATIONS: None

RETIREMENTS: None

TRANSFER: None

Full Time Employees (53)	48 (the Road Administrator)
F/T Vacancies:	5
Part Time Employees (3)	3
Part Time Vacancy:	0
Temporary (6)	0
Temp. Vacancies:	6

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-90

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

Leigh Water Supply Corporation
Spectrum/Charter
Galen Young

Verhalen Road, CR 2217
Pine Bluff, CR 2115
Young Road, CR 3800

Etex Telephone Cooperative
Etex Telephone Cooperative
Etex Telephone Cooperative
Eastex Telephone Cooperative
Eastex Telephone Cooperative
Eastex Telephone Cooperative
Eastex Telephone Cooperative

McPhail Rd/ CR 4121
McPhail Rd/ CR 4121
Preston Johnson Rd, CR 4131
Shreve Camden Road, CR 1221
Magnolia Road, CR 1114
Los Altos Road, CR 1223
Boggy Road, CR 1222

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-91

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Customer Purchases Agreement/Commitment to Lease from John Deere Construction/Doggett Machinery Services for the purchase of 6 motor graders, (2,040,000) through the Sourcewell Co-op and for the County Judge to execute the documents and contracts associated with the purchase. Exhibit B-3

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Item C: SHERIFF'S DEPARTMENT: Administrative report given by Lieutenant Hilton Poindexter. No action to be taken --- concerning statistics reflecting law enforcement activity, execution of civil responsibilities, jail population, and also location of and turnover in prisoners. Exhibit C

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DATES: 2-7-2024 TO 3-5-2024

Total Calls for Service **2189** Criminal Reports Taken **209**

Criminal Investigation Assigned Cases **59**

Arrest HCSO **69** (figure includes Deputies & booking Jailers)

Traffic Citations Issued **396** Mental **3**

Transport/Warrants Office **31** Transports

6721Mileage

Civil Process: Legal Documents Received **180**

Served: 77 Personal Service
 11 Indictment Precepts served in Jail
 27 Tax Postings
 20 CCL/DC Postings
 0 Harrison Central Appraisal District Tax Sales

Total Served 135

Juror Notices 1600
 Grand Juror Notices 0

3-6-2024 @ 9:45 A.M Jail Population: 240
 2-7-2024 to 3-6-2024 Contract Inmates
 Marion County (0) US Marshall (20) Total 20

Citations: 01 Fire Inspections: 03
 Illegal Dumping Cases 11

Litter picked up 7,200 (cubic feet)

Complaints 09
 Notice of Violations 00
 Citations 00
 Inspections 08
 Utility Hookups 08

1-Single Family Permits Fee \$360.00 18 = \$ 3,480.00
 Commercial/Multifamily Permit Fee \$560.00 1 = \$ 560.00
 Subdivision Review \$50.00 0= \$00.00
 Re-Inspection Fee: 0= \$00.00
 Single Family – 1=\$360.00
 Commercial – 1=\$560.00

Total Money Collected \$7,600.00

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Item D: Purchasing:

Motioned by Comm. Ebarb
 Seconded by Comm. Mauldin
 All members voting in favor
 Motion carried unanimously (5-0)
 Order #2024-92

Item #1. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve to declare listed fixed assets as salvage and or surplus and to appropriately dispose of said items. 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 #2024-93

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Master Rental Agreement with Iron Smart Machinery to rent equipment, motor vehicles, and other personal property ("Equipment") to Applicant. Exhibit D-2

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
Commissioner Ebarb voted against
Motion carried (4-1)
Order #2024-94

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to amend the current part-time Records Preservation Coordinator with current budgeted salary of \$26,779 (including benefits) to a full-time position with proposed salary to be \$46,056 (including benefits) on a 26-3 pay scale and authorization for the transfer of funds (attached) in the amount of \$19,240 for creation of said full-time position and deletion of part-time position. Exhibit D-3

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Item E: New Business:

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-95

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Airport Ground Lease – Tenant Constructed Hangar No. 7 between Harrison County and Chris McNabb, commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration for said hangar. 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 #2024-96

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the ratification for Commissioner's Zephaniah Timmins, Phillip Mauldin, and Jay Ebarb for their reimbursement for meals and travel expenses incurred for their travel to Bryan, Texas February 19-22 for the V.G. Young Institute for County Government School for Commissioners Courts. Exhibit E-2

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-97

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the ratification to pay the invoices in the amount of \$401,201.90 to Bud McCracken with Rayford Truck & Tractor for Reconstruction of Old Town Road, Mt. Pleasant Cut-off, Airlite and Macedonia Roads. Exhibit E-3

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-98

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the annual Fuelmaster Fuel Management Limited Maintenance Agreement for the Harrison County Airport that shall commence on 3-18-2024 and expire 3-17-2025 in the amount \$550.00. Exhibit E-4

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Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the discussion of travel policy and procedure for Commissioner's Court Travel. Exhibit E-5

For the record: No action was taken on Item #5.

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-99

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Resolution in support of ESD 6 submission for grant funding for the purchase of nine (9) mobile radios. Exhibit E-6

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-100

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the grant application to the Texas General Land Office in the amount of \$49,000.00 for planning and management funding for Harrison County's 2025 Hazard Mitigation Assistance Plan (HMAP). Exhibit E-7

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-101

Item #8. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the application to SERI (Statewide Emergency Radio Infrastructure), a division of Homeland Security, for \$1,000,000.00 for an additional radio tower. Exhibit E-8

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-102

Item #9. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the request by Dwight Mays asking for authority to seek out partnerships with other agencies that could also utilize the tower such as Gregg County and TxDot, etc. Exhibit E-9

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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 Mauldin to adjourn the meeting. Motion carried unanimously (5-0). Meeting adjourned at 10:29 a.m.

ATTEST:


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

Date: 3/27/2024



**County Judge
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

2024 MAR -8 PM 12:11

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 12th day of March, 2024 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: "PROCLAMATION DECLARING MARCH 2024 AS DEVELOPMENTAL DISABILITIES AWARENESS MONTH BY THE GOVERNOR OF TEXAS"

"PROCLAMATION DECLARING MARCH 18-22, 2024 AS FARM CITY WEEK IN HARRISON COUNTY"

"PROCLAMATION DECLARING APRIL 2024 AS SEXUAL ASSAULT AWARENESS MONTH"

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 March 1, 2024.

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:

Leigh Water Supply Corporation	Verhalen Road, CR 2217
Spectrum/Charter	Pine Bluff, CR 2115
Galen Young	Young Road, CR 3800
Etex Telephone Cooperative	McPhail Rd/County Rd, CR 4121
Etex Telephone Cooperative	McPhail Rd/County Rd, CR 4121
Etex Telephone Cooperative	Preston Johnson Rd, CR 4131
Eastex Telephone Cooperative	Shreve Camden Road, CR1221
Eastex Telephone Cooperative	Magnolia Road, CR 1114
Eastex Telephone Cooperative	Los Altos Road, CR 1223
Eastex Telephone Cooperative	Boggy Road, CR 1222

3. Consideration and action to approve the Customer Purchase Agreement/Commitment to Lease from John Deere Construction/Doggett Machinery Services for the purchase of 6 motor graders, (\$2,040,000) through the Sourcewell Co-op and for the County Judge to execute the documents and contracts associated with the purchase.

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.

D. PURCHASING:

1. Consideration and approval to declare listed fixed assets as salvage and or surplus and to appropriately dispose of said items.
2. Consideration and approval of the Master Rental Agreement with Iron Smart Machinery to rent equipment, motor vehicles, and other personal property ("Equipment") to Applicant.
3. Consideration and approval to amend the current part-time Records Preservation Coordinator with current budgeted salary of \$26,779 (including retirement benefits) to a full-time position with proposed salary to be \$46,056 (including benefits) on a 26-3 pay scale and authorization for the transfer of funds (attached) in the amount of \$19,240 for creation of said full-time position and deletion of part-time position.

E. NEW BUSINESS:

1. Consideration and action regarding the approval of the Harrison County Airport Ground Lease – Tenant Constructed Hangar No. 7 between Harrison County and Chris McNabb, commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration for said hangar.
2. Consideration and approval for the ratification for Commissioner's Zephaniah Timmins, Phillip Mauldin, and Jay Ebarb for their reimbursement for meals and travel expenses incurred for their travel to Bryan, Texas February 19-22 for the V.G. Young Institute for County Government School for Commissioners Courts.
3. Consideration and approval for the ratification to pay the invoices in the amount of \$401, 201.90 to Bud McCracken with Rayford Truck & Tractor for Reconstruction of Old Town Road, Mt. Pleasant Cut-off, Airlite and Macedonia Roads.
4. Consideration and action for the approval of the annual Fuelmaster Fuel Management Limited Maintenance Agreement for the Harrison County Airport that shall commence on 3/18/2024 and expire 3/17/2025 in the amount of \$550.00.
5. Consideration and action in regards to the discussion of travel policy and procedure for Commissioner's Court travel.
6. Consideration and approval of the Resolution in support of ESD 6 submission for grant funding for the purchase of nine (9) mobile radios.
7. Consideration and approval of the grant application to the Texas General Land Office in the amount of \$49,000.00 for planning and management funding for Harrison County's 2025 Hazard Mitigation Assistance Plan (HMAP).
8. Consideration and approval of the application to SERI (Statewide Emergency Radio Infrastructure), a division of Homeland Security, for \$1,000,000.00 for an additional radio tower.

9. Consideration and action regarding the approval of the request by Dwight Mays asking for authority to seek out partnerships with other agencies that could also utilize the tower, such as Gregg County TxDOT, etc.

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 8, 2024

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.)


