

**REGULAR MEETING OF THE COMMISSIONERS' COURT
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE
MARSHALL, TEXAS
THIS THE 4TH DAY OF JUNE, 2024**

BE IT REMEMBERED that at 9:00 a.m. on the 4th of June 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 Not Present |
| Phillip Mauldin, | Commissioner, Precinct #3 Not Present |
| 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 9:03 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.

Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-283

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers in the amount of \$117,335.94. Exhibit A-1

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-284

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment for Regular Bills in the amount of \$755,523.86. Exhibit A-2

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-285

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Payroll for May 24, 2024. Exhibit A-3

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-286

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Annual Auditor's Report. Exhibit A-4

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-287

Item #5. 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 documents. Exhibit A-5

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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. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-288

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for May 16, 2024, through May 29, 2024 for the Harrison County Road & Bridge Department. Exhibit B-1

NEW HIRES: None

RESIGNATIONS: 5-23-2024 Scott Woodfin Equipment Operator 11/29- 3/ \$16.1650

TERMINATIONS: None

RETIREMENTS: None

TRANSFER: None

| | |
|--------------------------|-----------------------------|
| Full Time Employees (53) | 46 (the Road Administrator) |
| F/T Vacancies: | 7 |
| Part Time Employees (3) | 3 |
| Part Time Vacancy: | 0 |
| Temporary (6) | 0 |
| Temp. Vacancies: | 6 |

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-289

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

| | |
|-------------------------------|--------------------------------------|
| Gemini Carthage Pipeline, LLC | Mount Zion – CR 1212 |
| Gemini Carthage Pipeline, LLC | Waskom Elysian Fields Road – CR 1214 |
| Mark West East Texas Company | Darco Road – 3326 |
| Mark West East Texas Company | Darco Road – 3045 |
| Etex Telephone Cooperative | Oscar Ragon RD - CR 3102 |

For the record: Correction made on the following:

Gemini Carthage Pipeline, LLC / Waskom Elysian Fields Road CR 1212 should be CR 1214.

Mark West East Texas Company / Darco Road-CR 3326 should be 3045.

Etex Telephone Cooperative / Oscar Ragon RD - CR 1302 should be 3102.

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Item #3. PUBLIC HEARING – proposed speed limit change order for Elysian Fields Cutoff, CR 1400, PCT 1. Exhibit B-3

Public Hearing Opened @ 9:25 A.M.

Public Hearing Closed @ 9:27 A.M.

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-290

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Speed Limit Issuance Order #24-178 for CR 1400/Elysian Fields Cutoff Road in PCT 1.
Exhibit B-4

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Item #5. PUBLIC HEARING – proposed abandonment of the northeastern most end of Amos Road, CR 3433, PCT 1. Exhibit B-5

Public Hearing Opened @ 9:28 A.M.

Public Hearing Closed @ 9:29 A.M.

For the record: Correction made in open court, agenda reads PCT 1, should be PCT 3.

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Motioned by Comm. Ebarb

Seconded by Comm. Hatfield

All members voting in favor

Motion carried unanimously (3-0)

Order #2024-292

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the order to close public access to a portion of Amos Road, CR 3433, in PCT 3, and authorization for the County Judge to execute said order. Exhibit B-6

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Motioned by Comm. Hatfield

Seconded by Comm. Ebarb

All members voting in favor

Motion carried unanimously (3-0)

Order #2024-293

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the donation of water from a local landowner to be used for base stabilization of Piney Grove School Road, Tom Woodley Road and Homer Cooper Road in PCT 1. Estimated value of product is \$4,000.00. Exhibit B-7

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Item C: Sheriff's Department: Administrative Report

No action to be taken --- concerning statistics reflecting law enforcement activity, execution of civil responsibilities, jail population, also location of and turnover in prisoners. Exhibit -C

DATES: 5-1-2024 TO 5-28-2024

Total Calls for Service **2263** Criminal Reports Taken **216**

Criminal Investigation Assigned Cases **57**

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

Traffic Citations Issued **308** Mental **5**

Transport/Warrants Office **32** Transports

7393 Mileage

Civil Process: Legal Documents Received **140**

Served: **66** Personal Service

0 Indictment Precepts served in Jail

26 Tax Postings

20 CCL/DC Postings

1 Harrison Central Appraisal District Tax Sales

Total Served **113**

Juror Notices **1000**

Grand Juror Notices **0**

5-30-2024 @ 4:00 P.M. Jail Population: 242

5-1-2024 to 5-28-2024 Contract Inmates

Marion County (2) US Marshall (15) Total 17

| | | | |
|-------------------------------------|----------|-------------------|----------|
| Citations: | 01 | Fire Inspections: | 03 |
| Illegal Dumping Cases | 08 | | |
| Litter picked up 2,700 (cubic feet) | | | |
| Structure Fires | 04 | | |
| Complaints | 06 | | |
| Notice of Violations | 00 | | |
| Citations | 00 | | |
| Inspections | 18 | | |
| Utility Hookups | 05 | | |
| 1-Single Family Permits Fee | \$360.00 | 12 = \$ | 4,320.00 |
| Commercial/Multifamily Permit Fee | \$560.00 | 4 = \$ | 1,120.00 |
| 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 | | \$5,440.00 | |

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield

All members voting in favor
Motion carried unanimously (3-0)
Order #2024-294

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

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Item D: Purchasing:

Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-295

ITEM #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the payment to Ultimate Night Vision, in the amount of \$11,348.00, for quote #Q-5460 for InfiRay Scopes for the Task Force. Exhibit D-1

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-296

ITEM #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the sealed bid specifications for Bid #2024-03 Seal Coat and authorization of publication for the notice of bidders for said Bid #2024-03 Seal Coat. Exhibit D-2

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Item E: New Business:

Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-297

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Facility Use Agreement between the United States District Court for the Eastern District of Texas and the Harrison County Historical Courthouse for the period of June 1, 2024 – May 31, 2025. Exhibit E-1

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (3-0)
Order #2024-298

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the approval of the Articles of Organization and Bylaws for the Harrison County Texas America 250 Commission to be submitted to the State of Texas and Internal Revenue Services for compliance with Harrison County and the State of Texas. Exhibit E-2

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-299

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the selection of Morgan Tomberlain-Strong, James Carpenter and Amanda McDowall as the three public members to serve on the salary grievance committee for Harrison County and the selection of Allan Martin, Stuart Ross and Charles Delony as the three alternate members to serve on the salary grievance committee for Harrison County, effective June 4, 2024 through May 31, 2025, for Harrison County in accordance with LGC Section 152.014 and 152.015. Exhibit E-3

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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 Ebarb to adjourn the meeting. Motion carried unanimously (3-0). Meeting adjourned at 10:11 a.m.

ATTEST:



Elizabeth James, County Clerk
Harrison County, Texas

Date: 6/24/2024



**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 MAY 31 AM 9:30

BY *B* 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 4th day of June, 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:

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 May 24, 2024.
4. Consideration and approval of the Annual Auditor's Report.
5. 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 documents.

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:

| | |
|-------------------------------|--------------------------------------|
| Gemini Carthage Pipeline, LLC | Mount Zion – CR 1212 |
| Gemini Carthage Pipeline, LLC | Waskom Elysian Fields Road – CR 1212 |
| MarkWest East Texas Company | Darco Road – CR 3326 |
| MarkWest East Texas Company | Darco Road – CR 3326 |
| Etex Telephone Cooperative | Oscar Ragon RD - CR 1302 |

3. PUBLIC HEARING – proposed speed limit change order for Elysian Fields Cutoff, CR 1400, PCT 1.
4. Consideration and approval of Speed Limit Issuance Order #24-178 for CR 1400/Elysian Fields Cutoff Road in PCT 1.
5. PUBLIC HEARING – proposed abandonment of the northeastern most end of Amos Road, CR 3433, PCT 1.
6. Consideration and action for the approval of the order to close public access to a portion of Amos Road, CR 3433, in PCT 3, and authorization for the county Judge to execute said order.
7. Consideration and action to accept a donation of water from a local landowner to be used for base stabilization on Piney Grove School Road, Tom Woodley Road and Homer Cooper Road in PCT 1. Estimated value of product is \$4,000.00.

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 to be used for the Harrison County Sheriff's Office K9 program.

D. PURCHASING:

1. Consideration and approval of the payment to Ultimate Night Vision in the amount of \$11,348.00 for quote #Q-5460 for InfiRay Scopes for the Task Force.

2. Consideration and approval of the sealed bid specifications for Bid #2024-03 Seal Coat and authorization of publication for the notice of bidders for said Bid #2024-03 Seal Coat.

E. NEW BUSINESS:

1. Consideration and approval of the Facility Use Agreement between the United States District Court for the Eastern District of Texas and the Harrison County Historical Courthouse for the period of June 1, 2024- May 31, 2025.

2. Consideration and action regarding the approval of the Articles of Organization and Bylaws for the Harrison County Texas America 250 Commission to be submitted to the State of Texas and Internal Revenue Service for compliance with Harrison County and the State of 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 effective June 4, 2024 through May 31, 2025 for Harrison County in accordance with LGC Section 152.014 and 152.015.

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 31, 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.)

