

**REGULAR MEETING OF THE COMMISSIONERS' COURT
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE
MARSHALL, TEXAS
THIS THE 2ND DAY OF JULY, 2024**

BE IT REMEMBERED that at 9:00 a.m. on the 2nd of July 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: Judge Sims made announcement that the next Commissioners Court meeting will be held on July 19, 2024 due to some Commissioners will be out of town at Conference.

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. Exhibit -A

Motioned by Comm. Mauldin
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-317

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers in the amount of \$ 23,437.90 Exhibit A-1

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-318

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment for Regular Bills in the amount of \$950,011.31. Exhibit A-2

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-319

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Payroll for June 21, 2024. Exhibit A-3

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Item B: Road and Bridge Department Administrative Report: given by Luke Davis -- 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. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-320

Item #1. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve the personnel changes for June 13, 2024, through June 25, 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)	49 (the Road Administrator)
F/T Vacancies:	4
Part Time Employees (3)	3
Part Time Vacancy:	0
Temporary (6)	6
Temp. Vacancies:	0

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-321

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

Etex Telephone Cooperative	Cooper Road – CR 4714
Etex Telephone Cooperative	Sid Craver Road –CR 4132
Etex Telephone Cooperative	McPhail Road – CR 4121
Centerpoint Energy	Keasler Road – CR 3628

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-322

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve an agreement with Brett Misenheimer for the purchase and mining of clay (\$1.00 per cubic yd.) and iron ore gravel (\$5.00 per cubic yd.) from the site on his property on Muntz Cutoff in PCT #3 to be used in the repair and maintenance of Harrison County roadways and right of ways.
Exhibit B-3

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-323

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the pre-bid lease purchase of (3) three dump trucks through Texas Interlocal Purchasing System and to authorize County Judge to execute any and all documents related to said lease/purchase agreement for the Road & Bridge Departments subject to acceptance of necessary financial agreement.. Exhibit B-4

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-324

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the advance funding agreement for bridge replacement or rehabilitation, CSJ# 0919-03-068, CR 2413 at Big Cypress Creek Slough and the Harrison County Road and Bridge funds matching estimates. Exhibit B-5

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-325

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the advance funding agreement for bridge replacement or rehabilitation, CSJ# 0919-03-069, CR 2108 Peters Chapel road at Picnitt Creek and the Harrison County Road and Bridge funds matching estimates. Exhibit B-6

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Item C: Sheriff's Department: No 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.
Exhibit C

DATES: 6-1-2024 TO 6-30-2024

Total Calls for Service **2512** Criminal Reports Taken **264**

Criminal Investigation Assigned Cases **71**

Arrest HCSO **33 (Figure includes Deputies & booking Jailers)**

Traffic Citations Issued **511** Mental **1**

Transport/Warrants Office **33** Transports

5973 Mileage

Civil Process: Legal Documents Received **152**

Served: Personal Service
Indictment Precepts served in Jail
Tax Postings
CCL/DC Postings
Harrison Central Appraisal District Tax Sales

Total Served **141**

Juror Notices **1000**

Grand Juror Notices **0**

7-2-2024 @ 9:00 A.M. Jail Population: 261

5-29-2024 to 6-25-2024 Contract Inmates

Marion County (3) US Marshall (17) Total 20

Citations:	02	Fire Inspections:	01
Illegal Dumping Cases	10		
Litter picked up 4,860 (cubic feet)			
Structure Fires	06		
Complaints	03		
Notice of Violations	00		
Citations	00		
Inspections	10		
Utility Hookups	06		
1-Single Family Permits Fee		\$360.00 18 =	\$ 6,480.00
Commercial/Multifamily Permit Fee		\$560.00 3 =	\$ 1,680.00
Subdivision Review		\$50.00 01=	\$ 50.00
Re-Inspection Fee:		0=	\$00.00
Single Family – 1=	\$360.00		
Commercial – 1=	\$560.00		
Total Money Collected		\$8,770.00	

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Motioned by Comm. Ebarb
 Seconded by Comm. Mauldin
 All members voting in favor
 Motion carried unanimously (5-0)
 Order #2024-326

Item #1. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve and accept a donation from David M. Thomas, in the amount of \$200 to be used for the Harrison County Sheriff’s Office K9 program. Exhibit C-1

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Item D: Treasurer:

Motioned by Comm. Ebarb
 Seconded by Comm. Timmins
 All members voting in favor
 Motion carried unanimously (5-0)
 Order #2024-327

ITEM #1. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve Treasurer’s Monthly Report for May 2024 and the authorization to publish on the county website pursuant to LGG Section 114.026.
 Exhibit D-1

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-328

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Harrison County Treasurer's Investment Report for the month of May 2024. Exhibit D-2

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Item E: Purchasing:

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-329

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the recommendation by the Purchasing Agent to award Bid #2024-03 Seal Coat. Exhibit E-1

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Item F: Information Technology:

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-330

ITEM #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to amend the FY 2023-2024 slot list to add an additional employee slot for an IT Technician as the step Grade of 41/5 in the amount of \$63,642.00. Exhibit E-1

For the record: Correction made in open court to correct step grade from 41/5 to 43/3.

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Motioned by Comm. Mauldin
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-331

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve transfer JP training funds to equipment funds to purchase a new laptop, docking device and extended warranty coverage not to exceed \$1,700.00 for JP 3. Exhibit E-2.

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Item G: New Business:

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-332

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Harrison County Indigent Health Care Program to continue providing certain optional services to include advance practice nurses, ambulatory surgical center, colostomy supplies, counseling services, diabetic supplies and physicians assistants in addition to the State mandated basic services for the fiscal year 2024-2025. Exhibit G-1

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-333

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the award of the Bid for Harrison County Airport Manager's Contract to Daniel C. Aiello in the amount of \$47,400.00 yearly for five (5) years effective July 1, 2024 through June 30, 2029. Exhibit G-2

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-334

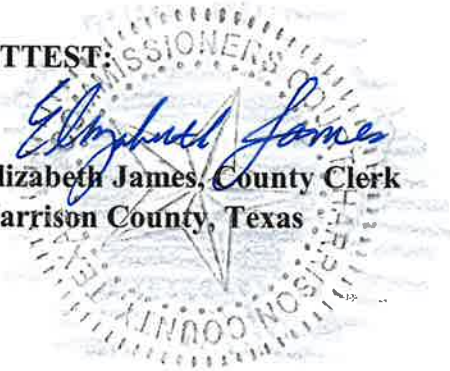
Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to rescind the order that was approved on 6-18-2024 for the America 250 filing with the State and approve the corrected America 250 Non Profit filing. Exhibit G-3.

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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 (5-0). Meeting adjourned at 9:45 a.m.

ATTEST:



Elizabeth James
Elizabeth James, County Clerk
Harrison County, Texas

Date: 7/17/2024



**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 JUN 27 PM 1:49
ELIZABETH JAMES
CO. CLERK HARRISON CO
BY PR 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 2nd day of July, 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 June 21, 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:

Etex Telephone Cooperative	Cooper Road – CR 4714
Etex Telephone Cooperative	Sid Craver Road – CR 4132
Etex Telephone Cooperative	McPhail Road – CR 4121
Centerpoint Energy	Keasler Road – CR 3628

3. Consideration and action to enter into an agreement with Brett Misenheimer for the purchase and mining of clay (\$1.00 per cubic yd) and iron ore gravel (\$5.00 per cubic yd.) from the site on his property on Muntz Cutoff in PCT #3 to be used in the repair and maintenance of Harrison County roadways and right of ways.
4. Consideration and action to approve the pre-bid lease purchase of (3) three dump trucks through Texas Interlocal Purchasing System and to authorize County Judge to execute any and all documents related to said lease/purchase agreement for the Road & Bridge Department subject to acceptance of necessary financial agreement.
5. Consideration and approval of the advance funding agreement for bridge replacement or rehabilitation, CSJ# 0919-03-068, CR 2413 at Big Cypress Creek Slough and the Harrison County Road and Bridge funds matching estimates.
6. Consideration and approval of the advance funding agreement for bridge replacement or rehabilitation, CSJ# 0919-03-069, CR 2108 Peters Chapel Road at Picnitt Creek and the Harrison County Road and Bridge funds matching estimates.

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. TREASURER:

1. Consideration and action regarding the approval of Treasurer's Monthly Report for May 2024 and the authorization to publish on the county website pursuant to LGG Section 114.026.
2. Consideration and action regarding the approval of the Harrison County Treasurer's Investment Report for the month of May 2024.

E. PURCHASING:

1. Consideration and action regarding the approval of the recommendation by the Purchasing Agent to award Bid #2024-03 Seal Coat.

F. INFORMATION TECHNOLOGY:

1. Consideration and approval to amend the FY 2023-2024 slot list to add an additional employee slot for an IT Technician at the step and grade of 41/5 in the amount of \$63,642.00.
2. Consideration and approval transfer JP training funds to equipment funds to purchase a new laptop, docking device and extended warranty coverage not to exceed \$1,700.00 for JP 3.

G. NEW BUSINESS:

1. Consideration and approval of Harrison County Indigent Health Care Program to continue providing certain optional services to include advance practice nurses, ambulatory surgical center, colostomy supplies, counseling services, diabetic supplies and physicians assistants in addition to the State mandated basic services for the fiscal year 2024-2025.
2. Consideration and action regarding the approval of the award of the Bid for Harrison County Airport Manager's Contract to Daniel C. Aiello in the amount of \$47,400.00 yearly for five (5) years effective July 1, 2024 through June 30, 2029.
3. Consideration and approval to rescind the order that was approved on 6-18-2024 for the America 250 filing with the State and approve the corrected America 250 Non Profit filing.

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: June 28, 2024

Pam Rockwell COUNTY CLERK
HARRISON COUNTY, TEXAS

By Deputy *[Signature]*

(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.)

