

**REGULAR MEETING OF THE COMMISSIONERS' COURT
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE
MARSHALL, TEXAS
THIS THE 27TH DAY OF AUGUST, 2024**

BE IT REMEMBERED that at 9:00 a.m. on the 27th of August 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: 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.

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

Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-383

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers in the amount of \$35,203.56. Exhibit A-1

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Motioned by Comm. Mauldin
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-384

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment for Regular Bills in the amount of \$ 694,826.36. 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 #2024-385

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Payroll for August 16, 2024. Exhibit A-3

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-386

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Budget Amendment per LGC 111.011, Changes to Budget for County Purposes: this subchapter does not prevent the commissioners from making changes in the budget for county purposes. Exhibit A-4

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Item B: Road and Bridge Department Administrative Report: Luke Davis gave report on 2024 Construction Completed & In Progress—. Exhibit B

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-387

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for July 25, 2024, through August 7, 2024 for the Harrison County Road & Bridge Department. Exhibit B-1

NEW HIRES: None

RESIGNATIONS: 8-17-2024 Jarius Mitchell Temporary/\$10.3476
8-17-2024 Javarius Mitchell Temporary/\$10.3476

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) 4
Temp. Vacancies: 2

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-388

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	Coleman Rd – CR 2211
Etex Telephones Cooperative	Simmons Rd – CR 4503
Etex Telephones Cooperative	Law Rd – CR 4010
Upshur Rural Electric Coop	Maple Springs Rd – CR 3405
Upshur Rural Electric Coop	Country Club Rd W. – CR 3429
Upshur Rural Electric Coop	Willow Rd – CR 3428
Upshur Rural Electric Coop	Appaloosa Rd – CR 3430
Upshur Rural Electric Coop	Lansing Switch Rd CR 3424

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, also location of and turnover in prisoners.

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Item D: Treasurer:

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-389

ITEM #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Treasurer's Monthly Report for July 2024 and authorization to publish on the county website pursuant to LGC Section 114.026. 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 #2024-390

ITEM #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Treasurer's Investment Report for July 2024. 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 #2024-391

ITEM #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Quarterly Fees paid to the State Comptroller by the County Treasurer for April-June 2024. Exhibit D-3

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Item E: Elections:

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried (5-0)
Order #2024-392

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the election contract between Karnack ISD and Harrison County. Exhibit E-1

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried (5-0)
Order #2024-393

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the election contract between Harleton ISD and Harrison County. Exhibit E-2

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried (5-0)
Order #2024-394

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the election contract between Elysian Fields ISD and Harrison County Exhibit E-3

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried (5-0)
Order #2024-395

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the proposed polling locations for ELECTION DAY voting for the November 5, 2024 election as follows:. Exhibit E-4

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried (5-0)
Order #2024-396

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the selection of the members to serve on the Signature Verification Committee for the November 5, 2024 General Election. Exhibit E-5

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried (5-0)
Order #2024-397

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Appointment of Election Judges/Alternate Judges to serve for the November 5, 2024 General Election. Exhibit E-6

For the record: The Scottsville Community Center was added to the list in open court.

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried (5-0)
Order #2024-398

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Order of Election for the November 5, 2024 General Election for county officers. Exhibit E-7

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Item F: Purchasing:

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-399

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the recommendation by the Purchasing Agent to award Bid #2024-04 Right of Way Mowing without Litter Removal to HX Farms, Inc. in the amount of \$252,884.10 for a total of \$1,032.18. Exhibit F-1

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-400

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve to declare listed fixed assets as listed (attached) salvage surplus and /or appropriately dispose of said items. Exhibit F-2

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Item G: New Business:

Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-401

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve proposed 2024-2025 tax rate of Harrison County, take record vote and schedule Public Hearing on Tax Increase (if needed) to be held on September 3, 2024 at 9:00 a.m. and authorize publication of Public Notice in newspaper and Harrison County website. Exhibit G-1

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-402

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Public Hearings to be held on September 10, 2024 at 9:00 a.m. and authorize publication of said Public Notices on September 1, 2024 in the newspaper and Harrison County website as follows: Exhibit G-2

- a. Public Hearing to consider Proposed 2024-2025 Budget.
- b. Public Hearing to consider County Clerk's 2024-2025 Archive Fee Plan.
- c. Public Hearing to consider District Clerk's 2024-2025 Proposed Technology Fund Plan.
- d. Public Hearing to consider District Clerk's 2024-2025 Proposed Salaries, Expenses, and other allowances for Elected Officials.

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-403

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to set September 10, 2024 at 9:00 a.m. for the approval of adoption of County Budget for Harrison County for FY 2024-2025.
Exhibit G-3

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-404

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to set September 10, 2024 at 9:00 a.m. to approve the adoption of the property tax rate for Harrison County for FY 2024-2025. Exhibit G-4

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-405

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Resolution of the Harrison County Commissioner's Court to pledge 100% of all funds that are collected from the County Assistance District, if created by Harrison County voters in the November 2024 General Election, to be designated for road maintenance and improvements of county roads in Harrison County with said Resolution to be effective on the date of the creation of the County Assistance District, of which current funding from Harrison County will not go below \$6.3 million (current 5 year average).

Exhibit G-5

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-406

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Grant Agreement Rural Law Enforcement Salary Assistance Program, Award #1A-000000704 (SB), between the Texas Comptroller of Public Accounts and Harrison County in the amount of \$500,000 for the purpose of funding a Rural Sheriff's Office Salary Assistance Grant FY 25.

Exhibit G-6

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Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment of travel expenses for Commissioner, Pct. 3, Phillip Mauldin to attend the 102nd Annual County Judges & Commissioner Association of Texas Conference in San Marcos, TX October 21 – October 24, 2024 subject to the Harrison County Exiting Official's Expenditure Order with said expenses to the Hotel: \$573.83, Meals: \$196.67, Mileage. \$450.24, Registration Fee. \$275.00 for total expenses of \$1,495.74 to be paid from line item 100.402.4429.10. Exhibit G-7

For the record: No action taken on Item #7.

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ADJOURNMENT:

With no further business to come before the Court for consideration and action, the motion was made by Commissioner Mauldin and seconded by Commissioner Timmins to adjourn the meeting. Motion carried unanimously (5-0). Meeting adjourned at 10:01 a.m.

ATTEST:


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

Date: 9/6/2024



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 AUG 22 PM 12:57

CLERK OF COURTS
HARRISON COUNTY
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 27th day of August, 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:

1. Consideration and approval regarding Line Item Transfers.
2. Consideration and approval of payment of Regular Bills.
3. Consideration and approval of Payroll for August 16, 2024.
4. Consideration and approval for Budget Amendment per LGC 111.011, Changes to Budget for County Purposes: this subchapter does not prevent the commissioners from making changes in the budget for county purposes.

B. 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:

Eastex Telephone Cooperative	Coleman Rd – CR 2211
Etex Telephone Cooperative	Simmons Rd – CR 4503
Etex Telephone Cooperative	Law Rd – CR 4010
Upshur Rural Electric Coop	Maple Springs Rd – CR 3405
Upshur Rural Electric Coop	Country Club Rd W. – CR 3429
Upshur Rural Electric Coop	Willow Rd – CR 3428
Upshur Rural Electric Coop	Appaloosa Rd – CR 3430
Upshur Rural Electric Coop	Lansing Switch Rd – CR 3424

C. SHERIFF'S DEPARTMENT: NONE

D. TREASURER:

1. Consideration and action regarding the approval of Treasurer's Monthly Report for July 2024 and the 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 July 2024.
3. Consideration and approval of Quarterly Fees paid to the State Comptroller by the County Treasurer for April-June 2024.

E. ELECTIONS:

1. Consideration and approval of the election contract between Karnack ISD and Harrison County.
2. Consideration and approval of the election contract between Harleton ISD and Harrison County.
3. Consideration and approval of the election contract between Elysian Fields ISD and Harrison County.

4. Consideration and approval of the selection of the members to serve on the Early Ballot Board for the November, 5, 2025 General Election.
5. Consideration and approval of the selection of the members to serve on the Signature Verification Committee for the November 5, 2024 General Election.
6. Consideration and approval of the Appointment of Election Judges/Alternate Judges to serve for the November 5, 2024 General Election.
7. Consideration and approval of the Order of Election for the November 5, 2024 General Election for county officers.

F. PURCHASING:

1. Consideration and action regarding the approval of the recommendation by the Purchasing Agent to award Bid #2024-04 Right of Way Mowing without Litter Removal to HX Farms, Inc. in the amount of \$252,884.10 for a total of 1,032.18 miles
2. Consideration and approval to declare listed fixed assets as listed (attached) salvage surplus and/or to appropriately dispose of said items.

G. NEW BUSINESS:

1. Consideration and action to discuss proposed 2024-2025 tax rate for Harrison County, take record vote and schedule Public Hearing on Tax Increase (if needed) to be held on September 3, 2024 at 9:00 a.m. and authorize publication of Public Notice in newspaper and Harrison County website.
2. Consideration and action to approve Public Hearings to be held on September 10, 2024 at 9:00 a.m. and authorize publication of said Public Notices on September 1, 2024 in the newspaper and Harrison County website as follows:
 - a. Public Hearing to consider Proposed 2024-2025 Budget.
 - b. Public Hearing to consider County Clerk's 2024-2025 Archive Fee Plan.
 - c. Public Hearing to consider District Clerk's 2024-2025 Proposed Technology Fund Plan.
 - d. Public Hearing regarding the FY 2024-2025 Proposed Salaries, Expenses, and other allowances for Elected Officials.
3. Consideration and action to set September 10, 2024 at 9:00 a.m. for the approval of Adoption of County Budget for Harrison County for FY 2024-2025.
4. Consideration and action to set September 10, 2024 at 9:00 a.m. to approve the adoption of the property tax rate for Harrison County for FY 2024-2024.
5. Consideration and action to approve the Resolution of the Harrison County Commissioner's Court to pledge 100% of all funds that are collected from the County Assistance District, if created by Harrison County voters in the November 2024 General Election, to be designated for road maintenance and improvements of county roads in Harrison County with said Resolution to be effective on the date of the creation of the County Assistance District of which current funding from Harrison County will not go below \$6.3 million (current 5 year average).

6. Consideration and action regarding the approval of the Grant Agreement Rural Law Enforcement Salary Assistance Program, Award #IA-0000000704 (SB 22), between the Texas Comptroller of Public Accounts and Harrison County in the amount of \$500,000 for the purpose of funding a Rural Sheriff's Office Salary Assistance Grant FY25.

7. Consideration and action regarding the approval of payment of travel expenses for Commissioner, Pct. 3, Phillip Maudlin to attend the 102nd Annual County Judges & Commissioner Association of Texas Conference in San Marcos, TX October 21 – October 24, 2024 subject to the Harrison County Exiting Official's Expenditure Order with said expenses to be Hotel: \$573.83, Meals: \$196.67, Mileage; \$450.24, Registration Fee; \$275.00 for total expenses of \$1495.74 to be paid from line item 100.402.4429.10.

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: August 22, 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.)



