

**REGULAR MEETING OF THE COMMISSIONERS' COURT
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE
MARSHALL, TEXAS
THIS THE 21ST DAY OF MAY, 2024**

BE IT REMEMBERED that at 9:00 a.m. on the 21st of May 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 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: No Administrative Report.

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-260

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers in the amount of \$10,111.11. Exhibit A-1

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-261

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment for Regular Bills in the amount of \$374,554.57. Exhibit A-2

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-262

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Payroll for May 10, 2024. Exhibit A-3

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-263

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the transfer of funds in the amount of \$300,000.00 to Group Health Insurance for medical claims. Exhibit A-4

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

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-264

Item #1. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve the personnel changes for April 18, 2024, through May 1, 2024 for the Harrison County Road & Bridge Department. Exhibit B-1

NEW HIRES: None

RESIGNATIONS: 5-2-2024 Jarrett McCrary Sr. Eq. Operator/crew Leader/33-3/\$17.4018
5-9-2024 Equipment

TERMINATIONS: None

RETIREMENTS: None

TRANSFER: None

Full Time Employees (53) 47 (the Road Administrator)
F/T Vacancies: 4
Part Time Employees (3) 3
Part Time Vacancy: 0
Temporary (6) 0
Temp. Vacancies: 6

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Item #2. Consideration and approval of the utility applications submitted to the Harrison County Road & Bridge Department as follows: NONE SUBMITTED FOR APPROVAL

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Item #3. PUBLIC HEARING – proposed abandonment of the northern most end of Amos Road, CR 3433, in PCT 3. Exhibit B-3

For the record: Luke Davis requested the court to pass on Item #3. Notice was not posted for the proper amount of days. No action was taken on Item #3.

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Item #4. 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. Exhibit B-4

For the record: Luke Davis requested the court to pass on Item #4. Notice was not posted for proper amount of days. No action was taken on Item #4.

Commissioner Ebarb inquired if notice would have to be re-posted. Luke Davis responded no and these will go on the agenda for the next meeting.

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-265

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve for publication of public notice and to set a public hearing for the purpose of speed limit change order for Elysian Fields Cutoff, CR 1400, in PCT. 1, as required by Local Government Code. Exhibit B-5

For the record: This Item was at the request by Commissioner Hatfield

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-266

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the status of Mark West request for variance for proposed pipeline crossing without casing for Darco and Terrapin Neck County Roads. 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, also location of and turnover in prisoners. No Exhibit

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-267

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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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-268

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to accept the State Plan of Operation between the State/United State (US) Territory (LESO Program) and the Harrison County Sheriff's Office. Exhibit C-2

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-269

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Enterprise Fleet management Quote 7993767, for the purchase of six (6) 2023 Chevrolet Tahoe's and the Enterprise Fleet Management Quote 7993442 for a 2023 Chevrolet Tahoe for K9 use for the Sheriff's Department. Exhibit C-3

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Item D: Treasurer:

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-270

ITEM #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Treasurer's Investment for April 2024. Exhibit D-1

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-271

ITEM #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Treasurer's Monthly Report for April 2024 and authorization to publish on the county website pursuant to LGC Section 114.026. Exhibit E-2

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-272

ITEM #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve Annual Review of the Investment policy of Harrison County, Texas pursuant to Section 2256.005 of the Texas Government Code. Exhibit E-3

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-273

ITEM #4. 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 January – March 2024. Exhibit E-4

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Item E: New Business:

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-274

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the ratification of the Texas Association of Counties – County Information Resources Agency Services Agreement (CIRA) Agreement. Exhibit E-1

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-275

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the ratification of the purchase of the MS4000 QT Pod, Siteminder subscription and Verizon Data Plan, as well as the warranty information for the Harrison County Airport for fuel sales. Exhibit E-2

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-276

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Airport T-Hagar Lease No. 16 between Harrison County and Dicky Cayce, commencing on May 1, 2024 and ending on September 30, 2024 and Aircraft Registration for said Hangar. Exhibit E-3

For the record: Judge Sims made adjust in open court that this is only an airport hangar lease, it's not a T-Hagar lease.

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-277

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the 2024 Gene Therapy Policy as requested by The Nitsche Group. Exhibit E-4

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-278

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve for Matt Garrett to travel out of State to Alma, AR to pick 4-H Archery targets from Morrell Targets on June 28-29, 2024.

Exhibit E-5

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-279

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the contract between the Department of Public Safety (DPS) and the Local Governmental Entity Employer (LGEE – Harrison County). Exhibit E-7

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-280

Item #8. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Amendment #1 updating number of pre-paid dependents from 55 to 100 and approval of attached invoice #12 in the amount of \$95,000 and acknowledgement of the auto-renewal of the agreement with B&D Healthcare Solutions (Original agreement May 2023). Exhibit E-8

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Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-281

Item #9. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the FBO Agreement between Harrison County and Central Jet, Inc. to engage in the business of, maintaining and operating full aircraft servicing facilities, selling aircraft engines, accessories and parts, providing storage space for aircraft, a repair shop for the repairing and servicing of aircraft engines, instruments, propellers and accessories in connection with said business, and desire to lease property and rights from the Lessor. Exhibit E-9

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2024-282

Item #10. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Airport Manager's Contract with Daniel C. Aiello. Exhibit E-10

For the record: Commissioner Ebarb motioned to bid out to the public. Commissioner Timmons Seconded.

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 Timmins adjourn the meeting. Motion carried unanimously (4-0). Meeting adjourned at 10:11 a.m.

ATTEST:


Elizabeth James, County Clerk
Harrison County, Texas

Date: June 5, 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 17 AM 11:20

ELIN L. JAMES
CLERK OF COURTS
HARRISON COUNTY

BY: *[Signature]* 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 21st day of May, 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 May 10, 2024.
4. Consideration and approval of the ratification for the request for the transfer of funds in the amount of \$300,000.00 to Group Health Insurance for medical claims.

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: NONE SUBMITTED FOR APPROVAL
3. PUBLIC HEARING - proposed abandonment of the northern most end of Amos Road, CR 3433, in PCT 3.
4. 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.
5. Consideration and approval of authorization for publication of public notice and to set a public hearing for the purpose of speed limit change order for Elysian Fields Cutoff, CR 1400, in PCT 1, as required by Local Government Code.
6. Consideration and action regarding the status of Mark West request for variance for proposed pipeline crossing without casing for Darco and Terrapin Neck County Roads.

C. SHERIFF'S DEPARTMENT:

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.
2. Consideration and approval to accept the State Plan of Operation between the State/United State (US) Territory (LESO Program) and the Harrison County Sheriff's Office.
3. Consideration and approval of the Enterprise Fleet Management Quote 7993767, for the purchase of six (6) 2023 Chevrolet Tahoes and the Enterprise Fleet Management Quote 7993442 for a 2023 Chevrolet Tahoe for K9 use for the Sheriff's Department.

D. TREASURER:

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

3. Consideration and approval of the Annual Review of the Investment Policy of Harrison County, Texas pursuant to Section 2256.005 of the Texas Government Code.
4. Consideration and approval of Quarterly Fees paid to the State Comptroller by the County Treasurer for January – March 2024.

E. NEW BUSINESS:

1. Consideration and approval for the ratification of the Texas Association of Counties – County Information Resources Agency Services Agreement (CIRA) agreement.
2. Consideration and approval of the ratification of the purchase of the MS4000 QT Pod, Siteminder subscription and Verizon Data Plan, as well as the warranty information for the Harrison County Airport for fuel sales.
3. Consideration and action regarding the approval of the Harrison County Airport T-Hangar Lease No. 16 between Harrison County and Dicky Cayce, commencing on May 1, 2024 and ending on September 30, 2024 and Aircraft Registration for said hangar.
4. Consideration and approval of the 2024 Gene Therapy Policy as requested by The Nitsche Group.
5. Consideration and approval for Matt Garrett to travel out of state to Alma, AR to pick up 4-H Archery targets from Morrell Targets on June 28-29, 2024.
7. Consideration and approval of the contract between the Department of Public Safety (DPS) and the Local Governmental Entity Employer (LGEE – Harrison County.)
8. Consideration and approval of Amendment #1; updating number of pre-paid dependents from 55 to 100 and approval of attached invoice #12, in the amount of \$95,000 and acknowledgement of the auto-renewal of the agreement with B&D Healthcare Solutions (Original agreement May, 2023).
9. Consideration and action regarding the approval of the FBO Agreement between Harrison County and Central Jet, Inc. to engage in the business of, maintaining and operating full aircraft servicing facilities, selling aircraft engines, accessories and parts, providing storage space for aircraft, a repair shop for the repairing and servicing of aircraft engines, instruments, propellers and accessories in connection with said business, and desires to lease property and rights from the Lessor.
10. Consideration and action regarding the approval of the Harrison County Airport Manager's Contract with Daniel C. Aiello.

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 17, 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.)

Jammy Black

