

**REGULAR MEETING OF THE COMMISSIONERS' COURT
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE
MARSHALL, TEXAS
THIS THE 7TH DAY OF MAY, 2024**

BE IT REMEMBERED that at 9:00 a.m. on the 7th 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
Jay Ebarb,	Commissioner, Precinct #4
Liz James,	County Clerk
Becky Haynes,	County Auditor

ANNOUNCEMENTS: "PROCLAMATION DECLARING MAY 2024 AS MENTAL HEALTH AWARENESS MONTH IN HARRISON COUNTY."

Declare A Quorum Present:

When the following were heard and the following Orders passed:

Call to Order by the County Judge, Chad Sims, at 9:08 a.m.

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Item A: County Auditor: Administrative Report: 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 #2024-240

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers in the amount of \$20,301.61. 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 #2024-241

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment for Regular Bills in the amount of \$511,274.12. Exhibit A-2

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-242

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Payroll for April 26, 2024. Exhibit A-3

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-243

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve a Special budget a budget amendment pursuant to LGC 111.0108 for insurance proceeds for hail damaged vehicles from the February storm. Exhibit A-4

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-244

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the creation of the petty cash fund for Justice of the Peace #1 from \$12.00 to \$100.00.
Exhibit A-5

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-245

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve for final payment of six motor graders. Exhibit A-6

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Item B: Road and Bridge Department: Administrative Report given by Luke Davis.

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-246

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: 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)	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 #2024-247

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	Owen George Rd - CR 2710
Eastex Telephone Cooperative	Mt Zion Baptist Church Rd - CR 2711
Eastex Telephone Cooperative	Master Rd - CR 2712
Etex Telephone Cooperative	Concord Rd - CR 2713
Etex Telephone Cooperative	McPhail Rd - CR 4121
Etex Telephone Cooperative	Ferguson Rd - CR 4312
Etex Telephone Cooperative	Driskell Bridge Rd - CR 4106
Gemini Carthage Pipeline, LLC	Coleman Rd - CR 2211
Gemini Carthage Pipeline, LLC	Lotta – CR 2705

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Motioned by Comm. Hatfield
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-248

Item #3. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve the 2024 Preliminary Road Construction Plan for the Road and Bridge Department.
Exhibit B-3

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-249

Item #4. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve the 2024 Preliminary Seal Coat Plan for the Road and Bridge Department. Exhibit B-4

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Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-250

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve an amendment to the Harrison County Addressing Standards for clarification and a process for approval of future variances from the standard. Exhibit B-5

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Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-251

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Final Plat for "Wildcats Place" subdivision off of Davidson Road, CR 4501, in PCT 4. Exhibit B-6

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-249

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to rescind the order dated April 23, 2024 authorizing publication for the Public Notice and setting of a Public Hearing for the purpose of abandoning 200 feet of the Northeastern most end of Amos Road, CR 3433, in PCT 3, as the Public Notice did not get posted on said road per the Transportation Code. Exhibit B-7

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Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-250

Item #8. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve authorization to publish a Public Notice and set a Public Hearing for the purpose of abandoning 200 feet of the Northeastern most end of Amos Road, CR 3433, in PT 3, as required by Texas Transportation Code Section 251.052. Exhibit B-8

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Item C: Sheriff's Department: No Administrative Report given by Sheriff Fletcher:
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

DATES: 4-3-2024 TO 4-30-2024

Total Calls for Service **2416** Criminal Reports Taken **135**

Criminal Investigation Assigned Cases **48**

Arrest HCSO **75 (figure includes Deputies & booking Jailers)**

Traffic Citations Issued **231** Mental **5**

Transport/Warrants Office **29** Transports

4196 Mileage

Civil Process: Legal Documents Received **140**

Served: **90** Personal Service

8 Indictment Precepts served in Jail

24 Tax Postings

20 CCL/DC Postings

0 Harrison Central Appraisal District Tax Sales

Total Served **142**

Juror Notices **1600**

Grand Juror Notices **0**

5-1-2024 @ 12:24 A.M Jail Population: 243

4-3-2024 to 4-30-2024 Contract Inmates

Marion County (10) US Marshall (18) Total 29

Citations: **0**

Fire Inspections: **04**

Illegal Dumping Cases **05**

Litter picked up 3,200 (cubic feet)

Structure Fires **10**

Complaints **07**

Notice of Violations **00**

Citations **00**

Inspections **14**

Utility Hookups **20**

1-Single Family Permits Fee **\$360.00 24 = \$ 8,640.00**

Commercial/Multifamily Permit Fee	\$560.00	4 = \$ 2,240.00
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	\$10,800.00	

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Motioned by Comm. Timmins
 Seconded by Comm. Mauldin
 All members voting in favor
 Motion carried unanimously (5-0)
 Order #2024-232

Item #1. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve the jail contract between Wiley College and Harrison County, Texas. Exhibit C-1

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Motioned by Comm. Ebarb
 Seconded by Comm. Mauldin
 All members voting in favor
 Motion carried unanimously (5-0)
 Order #2024-252

Item #2. IT IS ORDERED by the Commissioners’ Court of Harrison County, Texas to approve the request to review and accept the amended and combined contract between Harrison County, and Texas Department of State Services. The Jail and Juvenile grants were scheduled to be separate, but CDC decided they preferred a combined contract. Exhibit C-2

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Item D: Purchasing:

Motioned by Comm. Ebarb
 Seconded by Comm. Timmins
 All members voting in favor
 Motion carried unanimously (5-0)
 Order #2024-253

Item #1. IT IS ORDERED by the Commissioners’ Court of Harrison County, to approve the payment to Marathon Engineering in the amount of \$1,725.00 for quote 2024-3018 for medium maintenance kit for Annex Jail Violent cell repair. Exhibit D-1

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Item E: New Business:

Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-254

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the agreement between Nichols, Jackson, Dillard, Hagar & Smith, LLP and Harrison County for Provision of Special Counsel Legal Services regarding economic development. Exhibit E-1

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-255

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the out of state travel to send Leslie Hawsey, District Judge's Office to the National Association of Court Management Conference in New Orleans, Louisiana on July 20-25, 2024. Exhibit E-2

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Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the agreement between Nichols, Jackson, Dillard Hagar & Smith, LLP and Harrison County for Provision of Special Counsel Legal Services regarding economic development. Exhibit E-3

For the record: No action was taken on Item #3.

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (5-0)
Order #2024-256

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Airport Ground Lease – Tenant Constructed Hangar between Harrison County and Sam Bach commencing on May 1, 2024 and ending on December 31, 2057 and Aircraft Registrations. Exhibit E-4

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Item #5. Consideration and discussion regarding the status of the Harrison County website.

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

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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 Timmins adjourn the meeting. Motion carried unanimously (5-0). Meeting adjourned at 10:11 a.m.

ATTEST:


Elizabeth James
Elizabeth James, County Clerk
Harrison County, Texas

Date: 5/24/2024



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 -3 PM 1:19

ELIZABETH JAMES
CLERK HARRISON CO

BY SB 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 7th 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: "PROCLAMATION DECLARING MAY 2024 AS MENTAL HEALTH AWARENESS MONTH IN HARRISON COUNTY."

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 April 26, 2024.
4. Consideration and action to accept, certify new revenue and approve a budget amendment pursuant to LGC 111.0108 for insurance proceeds for hail damaged vehicles from the February storm.
5. Consideration and action to approve the creation of the petty cash fund for Justice of the Peace #1 of \$100.00 and to increase of petty cash fund for Justice of the Peace #3 from \$12.00 to \$100.00.
6. Consideration and approval for final payment of six motor graders.

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:

Eastex Telephone Cooperative	Owen George Rd – CR 2710
Eastex Telephone Cooperative	Mt Zion Baptist Church Rd - CR 2711
Eastex Telephone Cooperative	Masters Rd – CR 2712
Eastex Telephone Cooperative	Concord Rd – CR 2713
Etex Telephone Cooperative	McPhail Rd – CR 4121
Etex Telephone Cooperative	McPhail Rd – CR 4121
Etex Telephone Cooperative	Ferguson Rd – CR 4312
Etex Telephone Cooperative	Driskell Bridge Rd – CR 4106
Gemini Carthage Pipeline, LLC	Coleman Rd – CR 2211
Gemini Carthage Pipeline, LLC	Lotta – CR 2705

3. Consideration and approval or the 2024 Preliminary Road Construction Plan for the Road and Bridge Department.
4. Consideration and approval of the 2024 Preliminary Seal Coat Plan for the Road and Bridge Department.
5. Consideration and action to approve an amendment to the Harrison County Addressing Standards for clarification and a process for approval of future variances from the standard.

6. Consideration and action to approve the Final Plat for "Wildcats Place" subdivision off of Davidson Road, CR 4501, in PCT 4.

7. Consideration and action to rescind the order dated April 23, 2024 authorizing publication for the Public Notice and setting of a Public Hearing for the purpose of abandoning 200 feet of the Northeastern most end of Amos Road, CR 3433, in PCT 3, as the Public Notice did not get posted on said road per the Transportation Code.

8. Consideration and approval of the authorization to publish a Public Notice and set a Public Hearing for the purpose of abandoning 200 feet of the Northeastern most end of Amos Road, CR 3433, in PCT 3, as required by Texas Transportation Code Section 251.052.

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 of the jail contract between Wiley College and Harrison County, Texas.
2. Consideration and action regarding the approval of the request to review and accept the amended and combined contract between Harrison County and Texas Department of State Services. The Jail and Juvenile grants were scheduled to be separate, but CDC decided they preferred a combined contract.

D. PURCHASING:

1. Consideration and approval of the payment to Marathon Engineering in the amount of \$1,725.00 for quote 2024-3018 for medium maintenance kit for Annex Jail Violent cell repair.

E. NEW BUSINESS:

1. Consideration and action regarding the approval of the agreement between Nichols, Jackson, Dillard, Hagar & Smith, LLP and Harrison County for Provision of Special Counsel Legal Services regarding economic development.
2. Consideration and approval of out of state travel to send Leslie Hawsey, District Judge's Office to the National Association of Court Management Conference in New Orleans, Louisiana July 20-25, 2024.
3. Consideration and action to approve the Resolution to nominate Eastman Chemical Company for the Texas Enterprise Zone Program.
4. Consideration and action regarding the approval of the Harrison County Airport Ground Lease – Tenant Constructed Hangar between Harrison County and Sam Bach commencing on May 1, 2024 and ending on December 31, 2057 and Aircraft Registrations.
5. Consideration and discussion regarding the status of the Harrison County website.

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 3, 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.)


