



**County Judge**  
**CHAD SIMS**  
**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

2023 JAN 13 PM 12:06

ELIZABETH JAMES  
CO. CLERK HARRISON CO

BY EB 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 17<sup>th</sup> day of January, 2023, 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 January 6, 2023.
4. Consideration and approval of the Bond and Oath for the County Auditor.

**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	Holly St, CR 1119
Eastex Telephone Cooperative	White Oak St., CR 1118
Eastex Telephone Cooperative	Corrine Pl, CR 1117
ETEX Telephone Coop	Driskell Bridge, CR 4106

3. Consideration and action to approve implementation of a \$10.00 per page charge for 24" X 36" copies or scans performed for the public or outside parties by the Road and Bridge Department using the plotter with funds to be applied to the Sundry Line item.

4. Consideration and approval to remove from the Notice of Proposed Installation Pipe and /or Utility Lines the wording of "Note: This Form to be submitted in Triplicate for each proposed installation and must be TYPED" and to add the "wording" NOTE: Only one copy of proposed application to be submitted for proposed installation and TYPED..

**C. SHERIFF'S DEPARTMENT:**

1. Consideration and approval to accept a donation from David M. Thomas in the amount of \$250.00 which will be used for the Harrison County Sheriff's K9 program.

2. Consideration and approval to amend the slot list to align the Fire Marshal's Office with the Sheriff's Office pay scale, including removal of two part time positions to be used for salary adjustments for full time positions with Certificate pay to remain the same as the Sheriff's Office.

**D. MAINTENANCE DEPARTMENT:**

**E. INFORMATION TECHNOLOGY:**

**F. PURCHASING:**

1. Consideration and approval to declare listed fixed assets (attached) as salvage and/or surplus and to appropriately dispose of said items.

**G. HUMAN RESOURCES:**

**H. TREASURER:**

**I. ELECTIONS:**

**J. NEW BUSINESS:**

1. Consideration and action regarding the approval of the Chapter 381 Agreement pursuant to the Local Government Code between Harrison County, Texas and Eastman Circular Ventures, LLC for a seventeen (17) year property tax incentive to be effective 2023 and terminating in 2039.

2. Consideration and action regarding the approval of the Order Appointing Kirk Jones as the Official Court Bailiff for the 71<sup>st</sup> Judicial District Court effective January 1, 2023 and ending September 30, 2023 at a salary of \$48,947.00 to include any/all adjustments as may be determined as approved in the FY 2022-2023 budget.

3. Consideration and action regarding the approval of Constable Pct. 3, Racial Profiling Report.
4. Consideration and action to approve the following Elected Official bonds and to authorize payment of bond premiums from their respective budgets:
  - a) County Judge, Chad Sims
  - b) County Court at Law Judge, Joe Black IV
  - c) County Treasurer, Sherry Rushing
  - d) County Clerk, Elizabeth James
  - e) District Clerk, Sherry Griffis
  - f) Commissioner Pct. 2, Zephaniah Timmins
  - g) Commissioner Pct. 4, Jay Ebarb
  - h) District Attorney, Reid McCain
  - i) Justice of the Peace, 1, John Oswalt
  - j) Justice of the Peace, 3, Gregg Greer
  - k) Justice of the Peace, 2 Demisha Crawford
5. Consideration and action regarding the approval of the Harrison County Airport Ground Lease - Tenant Constructed Hangar & Fuel System Agreement between Harrison County and Carlile Consulting, LLC and Solid Axle Management II, LLC commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration.
6. Consideration and action regarding the approval of the scheduled positions bonds for employees in the County Clerk, District Clerk, and Treasurer's Departments as required by the LGC.

**ADJOURN**



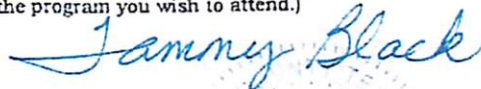
CHAD SIMS, COUNTY JUDGE

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: January 13, 2023

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.)



**REGULAR MEETING OF THE COMMISSIONERS' COURT  
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE  
MARSHALL, TEXAS  
THIS THE 17TH DAY OF JANUARY, 2023**

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**BE IT REMEMBERED** that at 9:00 a.m. on the 17<sup>th</sup> of January, 2023, 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:

Invocation was led by County Judge

**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 9:05 a.m.

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**ITEM A: County Auditor: No Administrative Report: No action to be taken concerning Submission of financial reports. No Exhibit**

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**Item #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers. No Line Item Transfers Submitted, No Exhibit.

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Motioned by Comm. Mauldin  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-09

**Item #2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the payment of Regular Bills. Exhibit A-2

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Motioned by Comm. Hatfield  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-10

**Item #3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Payroll for January 6, 2023. 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 #2023-11

**Item #4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Bond and Oath for the County Auditor. Exhibit A-4.

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**ITEM B: Road and Bridge Department: No Administrative Report: -- concerning status of construction, maintenance and repairs of county roads, bridges and right-of-ways also concerning condition of equipment. No Exhibit**

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Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-12

**Item #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for December 29, 2022 through January 11, 2023, for the Harrison County Road & Bridge Department. Exhibit B-1.

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-13

**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	Holly St, CR 1119
Eastex Telephone Cooperative	White Oak St, CR 1118
Eastex Telephone Cooperative	Corrine Pl, CR 1117
ETEX Telephone Coop	Driskell Bridge, CR 4106

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Motioned by Comm. Hatfield  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-14

**Item #3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve implementation of a \$10.00 per page charge for 24"X36" copies or scans performed for the public or outside parties by the Road and Bridge Department using the plotter with funds to be applied to the Line Item. No Exhibit

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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-15

**Item #4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Installation Pipe and/or Utility Lines the wording of "Note: This Form to be submitted in Triplicate for each proposed installation and must be TYPED" and to add the "wording" NOTE: Only one copy of proposed application to be submitted for proposed installation and TYPED. No Exhibit

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**ITEM C: Sheriff's Department: No Administrative Report: No action to be taken ---** concerning statistics 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. Hatfield  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-16

**Item #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the donation from David M. Thomas in the amount of \$250.00 which will be used for the Harrison County Sheriff's K9 program. Exhibit C-1

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Motioned by Comm. Hatfield  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-17

**Item #2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve to amend the slot list to align the Fire Marshal's Office with the Sheriff's Office pay scale, including removal of two part time positions to be used for salary adjustments for full time positions with Certificate pay to remain the same as the Sheriff's Office. Exhibit C-2

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**ITEM D: Maintenance Department: Administrative Report: No action to be taken-** concerning repairs and maintenance performed upon county owned premises and equipment; status of ongoing projects, and information concerning planned projects. No Report Submitted

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**ITEM E: Information Technology: Administrative Report: No action to be taken—**  
concerning the status of all existing/required communication and information services and  
equipment, including phones, computers, audio/visual aids and security equipment.  
**No Report Submitted**

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**ITEM F: Fire Marshal: No Administrative Report: No action to be taken.**  
Concerning on-site sewer facilities activity summary. No Exhibit

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**ITEM F: Purchasing:**

Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-18

**Item #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve  
to declare listed fixed assets (attached) as salvage and/or surplus and to appropriately dispose of  
said items. Exhibit F-1

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**ITEM G: Human Resources: No Administrative Report Submitted - No Items**  
submitted

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**ITEM H: Treasurer:**

**Elections: Administrative Report:** concerning the status relating to election activities. No  
Action to be taken. No Administrative submitted

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**ITEM J: New Business:**

**Item #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve  
Chapter 381 Agreement pursuant to the Local Government Code between Harrison County,  
Texas and Eastman Circular Ventures, LLC for a seventeen (17) year property tax incentive to be  
effective 2023 and terminating in 2039. Exhibit J-1

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Motioned by Comm. Ebarb  
Seconded by Comm. Mauldin  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-19

**Item #2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Order Appointing Kirk Jones as the Official Court Bailiff for the 71<sup>st</sup> Judicial District Court effective January 1, 2023 and ending September 30, 2023 at a salary of \$48,947.00 to include and/all adjustments as may be determined as approved in the FY 20222023 budget.. Exhibit J-2

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Motioned by Comm. Mauldin  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-20

**Item #3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Constable Pct 3, Racial Profiling Report. Exhibit J-3

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Motioned by Comm. Mauldin  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-21

**Item #4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the following Elected Official bonds and to authorize payment of bond premiums from their respective budgets:. Exhibit J-4

- a) County Judge, Chad Sims
- b) County Court at Law Judge, Joe Black IV
- c) County Treasurer, Sherry Rushing
- d) County Clerk, Elizabeth James
- e) District Clerk, Sherry Griffis
- f) Commissioner Pct. 2 Zephaniah Timmins
- g) Commissioner Pct. 4 Jay Ebarb
- h) District Attorney, Reid McCain
- i) Justice of the Peace, 1 John Oswalt
- j) Justice of the Peace, 3 Gregg Greer
- k) Justice of the Peace, 2 Demisha Crawford

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-22

**Item #5. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Airport Ground Lease- Tenant Constructed Hangar & Fuel System Agreement between Harrison County and Carlile Consulting, LLC and Solid Axle Management II, LLC commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration.. Exhibit J-5

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Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (5-0)  
Order #2023-23

**Item #6. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the scheduled positions bonds for employees in the County Clerk, District Clerk, and Treasurer's Departments as required by the LGC. Exhibit J-6

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**ADJOURNMENT:**

**With no further business to come before the Court for consideration and action, the motion was made by Commissioner Timmins and seconded by Commissioner Mauldin to adjourn the meeting. Motion carried unanimously (5-0). Meeting adjourned at 9:27 A.M.**

**ATTEST:**

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

**Date:** \_\_\_\_\_