



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 MAR 10 PM 10:07

BY: J Black

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 14th day of **March, 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: "PROCLAMATION DECLARING MARCH 20 - 23, 2023 AD FARM-CITY WEEK IN HARRISON COUNTY"

"PROCLAMATION DECLARING MARCH 2023 AS DEVELOPMENTAL DISABILITIES 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 March 3, 2023.
4. Consideration and action to approve a Budget Amendment in the Constables-Train/Forfeiture Fund for FY23 pursuant to LGC 111.0108

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 Coop
Comstock Resources, LLC

Dave Wilson Road, CR 4409
Strickland Springs Road, CR 1205

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 for the Sheriff's Office regarding the Open-end Lease Rate Quote with Enterprise Fleet Management regarding Quote No: 7072898, 2023 Ford F-150 XL 4x4 SuperCrew Cab.
2. Consideration and approval for Dwight Mays to travel via air fare to Albany, New York and then rent a motor vehicle and travel to Pittsfield, Massachusetts and upon inspection and acceptance he will take possession of the LENCO MedEvac and travel back to Marshall, Texas in the LENCO MedEvac.

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.

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.

F. PURCHASING:

1. Consideration and action regarding the approval of BID #2023-01 Five Notch Road North CR 1030 to Reynolds & Kay in the amount of \$411,332.83 with letter of recommendation from the Purchasing Agent.
2. Consideration and action regarding the approval of BID #2023-02 Old Town Road, CR 1202, to Rayford's Truck and Tractor in the amount of \$954,833.25 with letter of recommendation from the Purchasing Agent.

3. Consideration and action regarding the approval BID #2023-03 Mt. Pleasant CO, CR 3502, Rayford's Truck and Tractor in the amount of \$144,742.00 with letter of recommendation from the Purchasing Agent.

4. Consideration and action regarding the approval of BID #2023-04 Page Road CR 3542 to Reynolds & Kay in the amount of \$376,804.43 with letter of recommendation from the Purchasing Agent.

5. Consideration and action regarding the approval of BID #2023-05 Airlite Road, CR 4311 to Rayford's Truck and Tractor in the amount of \$487,309.25 with letter of recommendation from the Purchasing Agent.

6. Consideration and action regarding the approval of BID #2023-06 Macedonia Road, CR 4103, to Rayford's Truck and Tractor in the amount of \$313,415.00 with letter of recommendation from the Purchasing Agent.

7. Consideration and approval of Contract Extension Agreement for the Bank Depository Contract between Harrison County and Texas Bank & Trust.

8. Consideration and approval to declare listed fixed assets 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 approval of the acceptance of the 2022 Harrison CHC report to the Texas Historical Commission.

2. Consideration and action regarding the approval of the Harrison County Airport Ground Lease - Tenant Constructed Hangar Hangar 8 between Harrison County and Doyle Curry and Carl Roth commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration.

3. Consideration and action regarding the approval of the Harrison County Airport Ground Lease - Tenant Constructed Hangar Hangar 12B between Harrison County and Parrott Aviation, Inc. commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration.

4. Consideration and action regarding the approval of the Chapter 312/381 Agreement as originally filed for publication November 2022 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.

5. Consideration and action regarding the approval of the request by the District Clerk, Sherry Griffiths, to create a Regular Part-time Records Preservation Coordinator position in her office.

6. Consideration and action regarding the approval of the Transfer of the Contract for Removal and Transport of Deceased and Direct Cremation for Harrison County Paupers with Meadowbrook Funeral Home for assignment of said contract to Sullivan's Funeral Home until end of said contract in November, 2023.

7. Consideration and action regarding the submission of the Harrison County Local Emergency Planning Committee Membership Update Form as executed by County Judge Chad Sims to the State Emergency Response Commission c/o TDEM Operations Section.

8. Consideration and action regarding the approval of the designation of William Hatfield, Commissioner, Precinct One, to serve as Judge Pro Tem for all regular scheduled commissioner's court meetings effective March 14, 2023 through September 2023 in the absence of County Judge Chad Sims.

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: March 10, 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 14TH DAY OF MARCH, 2023**

BE IT REMEMBERED that at 9:00 a.m. on the 14th of March, 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 Commissioner Timmins

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 Not Present
William Hatfield,	Commissioner, Precinct #1 Served as Judge Pro Tem
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 MARCH 20-23, 2023 AD FARM-CITY WEEK IN HARRISON COUNTY"

**"PROCLAMATION DECLARING MARCH 2023 AS
DEVELOPMENTAL DISABILITIES AWARENESS
MONTH IN HARRISON COUNTY"**

Declare A Quorum Present:

When the following were heard and the following Orders passed:

Call to Order by the Commissioner William Hartfield, at 9:10 a.m.

Motioned by Comm. Mauldin
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023- 87

Item #8. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the designation of William Hatfield Commissioner, Precinct One, to serve as Judge Pro Tem for all regular scheduled commissioner's court meetings effective March 14, 2023 through September 2023 in the absence of County Judge Chad Sims. Exhibit J-8

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

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-88

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

Motioned by Comm. Mauldin
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-89

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

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-90

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Payroll for March 3, 2023. Exhibit A-3.

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-91

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the a Budget Amendment in the Constables-Train/Forfeiture Fund for FY 23 pursuant to LGC 111.0108. Exhibit A-4

ITEM B: Road and Bridge Department; Administrative Report: -- 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. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-92

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for February 23, 2023 through March 8, 2023, for the Harrison County Road & Bridge Department. Exhibit B-1.

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-93

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 Coop
Comstock Resources, LLC

David Wilson Road, CR 4409
Strickland Springs Road, CR 1205

ITEM C: Sheriff's Department: Sheriff B.J. Fletcher gave Administrative Report: 02-08-2023 to 03-07-2023. No action to be taken --- concerning statistics reflecting law enforcement activity, execution of civil responsibilities, jail population, also location of and turnover in prisoners. Exhibit C

Total Calls 2519 Criminal Reports (CID) 56 (Assigned Cases)

Reports Taken: 262 (Incident/Investigation/Arrest)

Arrest HCSO 101 (figure includes Deputies & booking Jailers)

Traffic Citations Issued 17 Mental 4

**Transport/Warrants Office 46 Transports
8392 Mileage**

Civil Process: Legal Documents Received 226

**Served: 88 Personal Service
13 Indictment Precepts served in Jail
45 Tax Postings
21 CCL/DC Postings
1 Harrison Central Appraisal District Tax Sales**

Total Served 168

**Juror Notices 1800
Grand Juror Notices 0
03-08-2023 @ 11:41 AM @ Jail Population: 224
02-08-2023 to 03-07-2023 Contract Inmates
Marion County (3) US Marshall (24) Total 27**

Dispatched Calls:	138	Office Calls	186
Citations:	00	Inspections:	15
Fire reports requested	0	Fire cases recorded	26
Illegal Dumping Cases	31	Pickup order tickets for litter	12

Litter picked up (cubic feet)

**Fire Marshal 1,875
Adult Probation 1,250
Willoughby 1,250
Sheriff 1,250
Team Total CF 5,625**

Harrison County Sheriff Fire Marshal & OSSF Division: No action to be taken.

Concerning on-site sewer facilities activity summary. 02-01-2023 to 02-28-2023 Exhibit C

Citations:	01	Inspections:	18
Fire reports requested	0	Fire cases recorded	26
Illegal Dumping Cases	39	Pickup order tickets for litter	12

Litter picked up (cubic feet)

Fire Marshal	8,400
Adult Probation	750
Willoughby	750
Sheriff	<u>1,250</u>
Team Total CF	11,150

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-94

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Sheriff's Office regarding the Open-end Lease Rate Quote with Enterprise Fleet Management regarding Quote No: 7072898, 2023 Ford F-150 XL 4x4 Super Crew Cab. Exhibit C-1

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023- 95

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve for Dwight Mays to travel via air fare to Albany, New York and then rent a motor vehicle and travel to Pittsfield, Massachusetts and upon inspection and acceptance he will take possession to the LENCO Med Evac and travel, back to Marshall, Texas in LENCO MedEvac. No Exhibit

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

**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**

ITEM F: PURCHASING

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-96

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the BID #2023-01 Five Notch Road North CR 1030 to Reynolds & Kay in the amount of \$411,332.83, with letter of recommendation from the Purchasing Agent. Exhibit F-1

Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-97

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the BID #2023-02 Old Town Road, CR 1202, to Rayford's Truck and Tractor in the amount of \$954,833.25, with letter of recommendation from the Purchasing Agent. Exhibit F-2

Motioned by Comm. Mauldin
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-98

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the BID #2023-03 Mt Pleasant CO, Cr 3502, Rayford's Truck and Tractor in the of \$144,742.00, with letter of recommendation from the Purchasing Agent. Exhibit F-3

Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-99

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the BID #2023-04 Page Road CR 3542 to Reynolds & Kay in the amount of \$376,804.43, with letter of recommendation from the Purchasing Agent. Exhibit F-4

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-100

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the BID #2023-05 Airlite Road, CR 4311 to Rayford's Truck and Tractor in the amount of \$487,309.25, with letter of recommendation from the Purchasing Agent. Exhibit F-5

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-101

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the BID #2023-06 Macedonia Road, CR 4103 of Rayford's Truck and Tractor in the of #313,415.00, with letter of recommendation from the Purchasing Agent. Exhibit F-6

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023- 102

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Contract Extension Agreement for the Bank Depository Contract between Harrison County and Texas Bank & Trust. Exhibit F-7

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-103

Item #8. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve to declare listed fixed assets as salvage and or surplus and to appropriately dispose of said items. Exhibit F-8

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

ITEM H: Treasurer: No Items submitted

ITEM I: Elections: Administrative Report: concerning the status relating to election activities.

ITEM J: New Business:

Motioned by Comm. Ebarb
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-104

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the acceptance of the 2022 Harrison CHC report to the Texas Historical Commission. Exhibit J-1

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-105

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Harrison County Airport Ground Lease Tenant Constructed Hangar, Hangar 8, between Harrison County and Doyle Curry and Carl Roth commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration. Exhibit J-2

Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-106

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Harrison County Airport Ground Lease Tenant Constructed Hangar, Hangar 12B, between Harrison County and Parrott Aviation, Inc. commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration. Exhibit J-3

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Chapter 312/381 Agreement as originally filed for publication November 2022 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-3
No formal action at this time

Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-107

Item #5. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the request by the District Clerk, Sherry Griffis, to create a Regular Part-time Records Preservation Coordinator Position in her office. No Exhibit

Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-108

Item #6. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Transfer of the Contract for Removal and Transport of Deceased and Direct Cremation for Harrison County Paupers with Meadowbrook Funeral Home for assignment of said contract to Sullivan's Funeral Home until end of said contract in November, 2023. Exhibit J-6

Motioned by Comm. Ebarb
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-109

Item #7. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the submission of the Harrison County Local Emergency Planning Committee Membership Update Form as executed by County Judge Chad Sims to the State Emergency Response commission c/o TDEM Operations Section. Exhibit J-7

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 Ebarb to adjourn the meeting. Motion carried unanimously (4-0). Meeting adjourned at 9:53 A.M.

ATTEST:

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

Date: _____

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