



**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.

RECEIVED  
2023 FEB 21 7:11:25  
BY *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 **25<sup>th</sup>** day of April, 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 THE APRIL 30 -- MAY 7, 2023 AS SOIL & WATER STEWARDSHIP WEEK IN HARRISON COUNTY"

**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 April 14, 2023.

**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:

ETEX Telephone Coop  
ETEX Telephone Coop  
ETEX Telephone Coop  
ETEX Telephone Coop  
ETEX Telephone Coop  
ETEX Telephone Coop  
Eastex Telephone Coop  
Eastex Telephone Coop  
Eastex Telephone Coop

Tom Smith Rd., CR 4124  
McPhail Rd., CR 4121  
Haskell Oney Rd., CR 4709  
Wilson Rd., CR 4708  
Old West Hwy 154, CR 4140  
Chambers Rd, CR 4345  
Oak Drive, CR 1216  
Wildwood Drive, CR 1215  
Hays Road, CR 1234

3. Consideration and action to accept a donation of approximately 400 guard rail posts from Longview Asphalt's Scottsville Yard to be used by the Road and Bridge Department as needed for road maintenance.

**C. SHERIFF'S DEPARTMENT:**

**D. MAINTENANCE DEPARTMENT:**

**E. INFORMATION TECHNOLOGY:**

**F. PURCHASING:**

1. Consideration and action regarding the approval of BID 2023-01 Contract Agreement between Harrison County and Reynolds & Kay, LLC.
2. Consideration and action regarding the approval of BID 2023-02 Contract Agreement between Harrison County and Rayford's Truck and Tractor.
3. Consideration and action regarding the approval of BID 2023-03 Contract Agreement between Harrison County and Rayford's Truck and Tractor.
4. Consideration and action regarding the approval of BID 2023-04 Contract Agreement between Harrison County and Reynolds & Kay, LLC.
5. Consideration and action regarding the approval of BID 2023-05 Contract Agreement between Harrison County and Rayford's Truck and Tractor.

6. Consideration and action regarding the approval of BID 2023-06 Contract Agreement between Harrison County and Rayford's Truck and Tractor.

7. Consideration and action regarding the approval of the Award and Contract Agreement for BID 2023-08 Seal Coat 2023 with the letter of recommendation from the Purchasing Agent of said award.

**G. HUMAN RESOURCES:**

**H. TREASURER:**

1. Consideration and action regarding the approval of Treasurer's Monthly Report for March 2023 and authorization to publish on the county website pursuant to LGG Section 114.026

2. Consideration and approval of the Harrison County Treasurer's Investment Report for March 2023.

**I. ELECTIONS:**

1. Consideration and approval of the May Contracts for Elections Services for Marshall ISD, Waskom ISD, Joint Election Agreement between Marshall ISD and Waskom ISD, and the City of Uncertain.

**J. NEW BUSINESS:**

1. Consideration and approval of 2022-2023 Annual Contracts to include American Red Cross, Boy's & Girl's Club of Big Pines, The Martin House Children's Advocacy Center, East Texas Open Door, Harrison County CASA, Longview Public Library, East Texas Council on Alcoholism and Drug Abuse, Harrison County Emergency Services District No. 3, ESD No. 3 2022-2023 Interlocal Agreement, Cypress Valley Navigation District, Marshall Depot, Inc., The Literacy Council, Soil & Water Conservation District, The Historical Society, Children's Services Board, Women's Center of East Texas, and authorization of payment of budgeted amounts in the FY 2022-2023 budget for each contract and authorization for the County Judge to execute said contracts.

2. Consideration and action to approve the termination of the Marshall District Office Lease for Congressman Nathaniel Moran at 102 West Houston St. Marshall Texas 75670 to be effective May 4<sup>th</sup>, 2023.

3. Consideration and action subject to ratification in Open Court, the approval of the contract with Marathon Engineering Corp for the Jail Annex Violent Cell Repair.

4. Consideration and action subject to ratification in Open Court, the approval of the Change Order NO. 1 to BID No. 2023 Seal Coat Project.

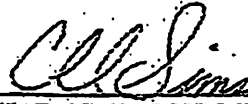
5. Consideration and action regarding the approval of the Harrison County Airport Ground Lease - Tenant Constructed Hangar 10 between Harrison County and Central Jet Service, LLC commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registrations.

6. Consideration and action regarding the approval of the corrected Advanced Funding Agreement with the Texas Department of Transportation for Eight Mile Creek as the page numbers were incorrect on the previous AFA.

7. Consideration and action regarding the presentation by Austin Davidson, FNP-C, B&D Healthcare Solutions, PLLC for the approval of the B&D Healthcare Solutions, PLLC/WPA Employer Agreement regarding Harrison County employee's healthcare benefits.

8. Discussion regarding the Whetstone Square Tree Expansion with ETBU to include the saw cutting of tree boxes (22 tree bases) and removal of concrete to open tree wells to gain 25 ft. minimum for tree feeder roots to grow and survive with said item to be considered and approved at a later meeting.

**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: April 21, 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 25TH DAY OF APRIL, 2023**

---

**BE IT REMEMBERED** that at 9:00 a.m. on the 25<sup>th</sup> of April, 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 Not Present
Jay Ebarb,	Commissioner, Precinct #4
Liz James,	County Clerk
Becky Haynes,	County Auditor

**ANNOUNCEMENTS: "PROCLAMATION DECLARING APRIL 30 – MAY 7, 2023 AS SOIL & WATER STEWARDSHIP WEEK 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 9:04 a.m.

---

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

---

Motioned by Comm. Ebarb  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-144

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

---

Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-145

**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. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023- 146

**Item #3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Payroll for April 14, 2023. Exhibit A-3.

---

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

---

Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-147

**Item #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the personnel changes for April 6, 2023 through April 19, 2023, for the Harrison County Road & Bridge Department. Exhibit B-1.

---

Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-148

**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	Tom Smith Rd., CR 4124
ETEX Telephone Coop	McPhail Rd., CR 4121
ETEX Telephone Coop	Heskell Oney Rd., CR 4709
ETEX Telephone Coop	Wilson Rd., CR 4708
ETEX Telephone Coop	Old West Hwy 154, CR 4140
ETEX Telephone Coop	Chambers Rd, CR 4345
ETEX Telephone Coop	Oak Drive, CR 1216
ETEX Telephone Coop	Wildwood Drive, CR 1215
ETEX Telephone Coop	Hays Road, CR 1234

---

Motioned by Comm. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-149

**Item #3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve to accept a donation of approximately 400 guard rail posts from Longview Asphalt's Scottsville Yard to be used by the Road and Bridge Department as needed for road maintenance. Exhibit B-3

---

**ITEM C: SHERIFF'S DEPARTMENT:**

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 Administrative Report Submitted

---

**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. Hatfield  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-150

**ITEM #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the BID 2023-01 Contract Agreement between Harrison County and Reynolds & Kay, LLC. Exhibit F-1

\*\* These bids were approved in the Regular Commissioners Court meeting held on March 23<sup>rd</sup> 2023. Between Harrison County and Reynolds & Kay, LLC for road reconstruction.

---

Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-151

**ITEM #2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve BID 2023-02 Contract Agreement between Harrison County and Rayford's Truck and Tractor. Exhibit F-2

\*\* These bids were approved in the Regular Commissioners Court meeting held on March 23<sup>rd</sup> 2023, Between Harrison County and Rayford's Truck and Tractor, for road reconstruction.



---

Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-152

**ITEM #3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the BID 2023-03 Contract Agreement between Harrison County and Rayford's Truck and Tractor. Exhibit F-3

\*\* These bids were approved in the Regular Commissioners Court meeting held on March 23<sup>rd</sup>, 2023, Between Harrison County and Rayford's Truck and Tractor, for road reconstruction.

---

Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-153

**ITEM #4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the BID 2023-04 Contract Agreement between Harrison County and Reynolds & Kay, LLC. Exhibit F-4

\*\* These bids were approved in the Regular Commissioners Court meeting held on March 23<sup>rd</sup>, 2023, Between Harrison County and Reynolds & Kay, LLC, for road reconstruction.

---

Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-154

**ITEM #5. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the BID 2023-05 Contract Agreement between Harrison County and Rayford's Truck and Tractor, LLC. Exhibit F-4

\*\* These bids were approved in the Regular Commissioners Court meeting held on March 23<sup>rd</sup>, 2023, Between Harrison County and Rayford's Truck and Tractor, for road reconstruction.

---

Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-155

**ITEM #6. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the BID 2023-06 Contract Agreement between Harrison County and Rayford's Truck and Tractor, LLC. Exhibit F-4

**\*\* These bids were approved in the Regular Commissioners Court meeting held on March 23<sup>rd</sup>, 2023, Between Harrison County and Rayford's Truck and Tractor, for road reconstruction.**

---

Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-156

**ITEM #7. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the BID 2023-08 Seal Coat 2023 with the letter of recommendation from the Purchasing Agent of said award. No Exhibit

**\*\*Commissioner Ebarb made a motion to reject both bids on item #7\*\***

---

**ITEM G: Human Resources: No Administrative Report Submitted**

---

**ITEM H: Treasurer:**

Motioned by Comm. Hatfield  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023- 157

**Item #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Treasurer's Monthly Report for March, 2023 and authorization to publish on the county website pursuant to LGG Section 114.026. Exhibit H-1

---

Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023- 158

**Item #2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Harrison County Treasurer's Investment Report for March, 2023. Exhibit H-2

---

**ITEM I: Elections:**

Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-159

**Item #2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the May Contracts for Elections Services for Marshall ISD and Waskom ISD and the City of Uncertain. Exhibit I-1

---

**ITEM J: New Business:**

Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-160

**ITEM #1. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the 2022-2023 Annual Contracts to include American Red Cross, Boy's & Girl's Club of Big Pines, The Martin House Children's Advocacy Center, East Texas Open Door, Harrison County CASA, Longview Public Library, East Texas Council on Alcoholism and Drug Abuse, Harrison County Emergency Services District No. 3, ESD No. 3 2022-2023 Interlocal Agreement, Cypress Valley Navigation District, Marshall Depot, Inc., The Literacy Council, Soil & Water Conservation District, the Historical Society, Children's Services Board, Women's Center of East Texas, and authorization of payment of budgeted amounts in the FY 2022-2023 budget for each contract and authorization for the County Judge to execute said contracts.. Exhibit J-1

---

Motioned by Comm. Hatfield  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-161

**ITEM #2. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the termination of the Marshall District Office Lease for Congressman Nathaniel Moran at 102 West Houston St. Marshall Texas 75670 to be effective May 4<sup>th</sup>, 2023. Exhibit J-2

---

Motioned by Comm. Hatfield  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-162

**ITEM #3. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the ratification in Open Court, the approval of the contract with Marathon Engineering Corp for the Jail Annex Violent Cell Repair. Exhibit J-3

---

Motioned by Comm. Timmins  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-163

**ITEM #4. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the ratification in Open Court, the approval of the Change Order No. 1 to BID No. 2023 Seal Coat Project. Exhibit J-4

---

Motioned by Comm. Timmins  
Seconded by Comm. Hatfield  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-164

**ITEM #5. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the Harrison County Airport Ground Lease Tenant Constructed hangar 10 between Harrison County and Central Jet Service, LLC commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registrations.. Exhibit J-5

---

Motioned by Comm. Hatfield  
Seconded by Comm. Ebarb  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-165

**ITEM #6. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the corrected Advanced Funding Agreement with the Texas Department of Transportation for Eight Mile Creek, as the page numbers were incorrect on the previous AFA. Exhibit J-6

---

Motioned by Comm. Ebarb  
Seconded by Comm. Timmins  
All members voting in favor  
Motion carried unanimously (4-0)  
Order #2023-166

**ITEM #7. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to approve the presentation by Austin Davidson, FNP-C, B&DS Healthcare Solutions, PLLC for the approval of the B&D Healthcare Solutions, PLLC/WPA Employer Agreement regarding Harrison County Employee's healthcare benefits. Exhibit J-7

---

**ITEM #8. IT IS ORDERED** by the Commissioners' Court of Harrison County, Texas to Discuss regarding the Whetstone Square Tree Expansion with ETBU to include the saw cutting of tree boxes (22 tree bases) and removal of concrete, to open tree wells to gain 25 ft. minimum for tree feeder roots to grow and survive, with said item to be considered and approved at a later meeting. Exhibit J-8


**\*\*For discussion only\* \***

---

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

ATTEST:

  
Elizabeth James, County Clerk  
Harrison County, Texas

Date: 5/18/2023

