

**REGULAR MEETING OF THE COMMISSIONERS' COURT
HELD IN THE HISTORIC HARRISON COUNTY COURTHOUSE
MARSHALL, TEXAS
THIS THE 7TH DAY OF NOVEMBER, 2023**

BE IT REMEMBERED that at 9:00 a.m. on the 7th of November 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. The meeting was open to the public and notices of said meeting were posted as required by law.

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

Liz James

County Clerk

Becky Haynes,

County Auditor

Jay Ebarb,

Commissioner, Precinct #4 was not present

ANNOUNCEMENTS: ANNOUNCEMENTS: 2023 HARRISON COUNTY VETERANS!

Judge Chad Sims read the names of the Veterans working for Harrison County.

Daryll Bailey, (Navy) Adult Probation,

Bob Cole, (Air Force) District Attorney,

Denise Lee, (Army) Extension Office,

Thomas Speir, (Navy) Historical Commission,

Robert Perkins, (Army) Information Technology,

Dustin Townsend, (Air Force/Navy) Information Technology,

Josh Mercer, (Navy) Maintenance,

Noah Aguillard (Navy) Sheriff's Office

Clayton Anderson, (Navy) Sheriff's Office

Douglas Ashmore (Navy) Sheriff's Office

Jared Bailey (Army) Sheriff's Office

Rocco Bruno (Army) Sheriff's Office

Jerry Hain, (Marines) Sheriff's Office
Joshua Hill (Marines) Sheriff's Office
Kenneth Hines, (Army) Sheriff's Office
Clint Mathers, (Army/Air Force) Sheriff's Office
Janssen Maranto, (Marines) Sheriff's Office
Tracy Sepulvado, (Marine) Sheriff's Office
Larry Smith (Army) Sheriff's Office
Nelson Valle, (Marines) Sheriff's Office
Joshua VanBuskirk, (Army) Sheriff's Office
Paul Vaughn, (Army) Sheriff's Office
Olando Washington, (Marines) Sheriff's Office
Mike Young (Air Force) Sheriff's Office
Kerry Easley, (Army) Veteran's Affairs
Donald Hocutt, (Navy) Veteran's Affairs
Tawana Brown-Robinson, (Army) Willoughby Juvenile
Robert Miller, (Army & TX National Guard) Willoughby Juvenile
Jacob Stone, (Army National Guard) Willoughby Juvenile
Marvin Wilcots, (Army) Willoughby Juvenile

For the record: Judge Sims announced there will be a special meeting on Tuesday 11-14-2023 @ 9:00 a.m.

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.

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ITEM A: County Auditor: Becky Haynes gave Administrative Report submitted for September 2023: No action to be taken concerning Submission of financial reports. Exhibit A

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-443

Item #1. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve Line Item Transfers for 07-Nov-23 for FY23 as submitted by County Auditor Becky Haynes \$36,180.47. 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 #2023-444

Item #2. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the payment for Regular Bills in the amount of \$918,135.83 Exhibit A-2

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Motioned by Comm. Hatfield
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-445

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Payroll for October 27, 2023. Exhibit A-3.

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-446

Item #4. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve a Budget Amendment pursuant to LGC Sec. 111.0106. SPECIAL BUDGET FOR GRANT OR AID MONEY. "The county auditor or the county judge in a county that does not have a county auditor shall certify to the Commissioners Court the receipt of all public grant or aid money that is available for disbursement in a fiscal year but not included in the budget for that fiscal year. On certification, the court shall adopt a special budget for the limited purpose of spending the grant or aid money for its intended purpose." Exhibit A-4

For the record: Correction made in open court on REVENUE - LINE ITEM DESCRIPTION should read RMA. Ms. Haynes will submit corrected copy.
Motion passed with stipulation for correction of Line Item.

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Item B: Road and Bridge Department: Administrative Report Submitted:

Mr. Davis gave report for October 4, 2023, – October 30, 2023.

Road and Bridge issued 67 road permits. Rayford's Truck & Tractor is still in the process of cementing on Airlite. They should stop chip sealing Macedonia Rd. today but could take a day or two. Judge Sims inquired about them being finished by the end of November like planned. Mr. Davis said Rayford's Truck & Tractor ask for another extension until the end of November. With the unusual warm weather they will keep going as long as the warm weather continues. Mr. Davis informed the court that Rayford's will also work on James Marshall Road since it intersects with Macedonia Rd. Mr. Davis stated they are still picking up trees from the June storm.

Commissioner Hatfield inquired about Mr. McCracken sending a crew down to Old Town Rd that goes towards Panola County line. Mr. Davis informed the court that they will get to Old Town Rd but needed to spread crews out to get other roads done.

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-447

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

NEW HIRES: *None*

RESIGNATIONS: 1

TERMINATIONS: *None*

RETIREMENTS: None

TRANSFER: (1)

Full Time Employees (53) 48 (Includes the Road Administrator)

F/T Vacancies: 5

Part Time Employees (3) 3 (Including one floating slot)

Part Time Vacancy: 0

Temporary (6) 0

Temp. Vacancies: 6

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-448

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

Rockcliff Energy Operating	1203 Floyd Evans Road
Rockcliff Energy Operating	1207 Judge Furrh Road
Rockcliff Energy Operating	1202 Old Town Road
Eastex Telephone Cooperative	1212 Mt Zion Road
Etex Telephone Cooperative	4711/Ora Asa Johnson Rd.
Etex Telephone Cooperative	4719/Gatlin Rd.
Etex Telephone Cooperative	4713 /Liberty East Rd.
Etex Telephone Cooperative	4720/Deerwood Dr.

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ITEM C: SHERIFF'S DEPARTMENT: Administrative Report submitted:

Sheriff B. J. Fletcher gave report for 10-4-2023 to 10-31-2023. 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 2159 Criminal Reports (CID) 169 (Assigned Cases) 41
Reports Taken: 268 (Incident/Investigation/Arrest)
Arrest HCSO 66 (figure includes Deputies & Booking Jailers)
Traffic Contacts: 292 Mental 6
Transport/Warrants Office 330 Transports
9580 Mileage
Civil Process: Legal Documents Received 181
Served: 90 Personal Service
36 Indictment Precepts served in Jail
39 Tax Postings
13 CCL/DC Postings
0 Harrison Central Appraisal District Tax Sales
Total Served 178
Juror Notices 1800
Grand Juror Notices 0
11-1-2023 @ 10:21 A.M Jail Population: 248
10-4-2023 to 10-31-2023 Contract Inmates
Marion County (4) US Marshall (17) Total 21

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Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-449

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 \$400.00 to be used for the Harrison County Sheriff's Office K-9 Exhibit C-1

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Item D: Maintenance Department: No Administrative Report Submitted:

For the record: Judge Sims commented on the work being done on the two restrooms on the first floor of the new courthouse. They are almost complete and they will move to the annex to fix up the upstairs meeting room.

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Item E: Information Technology: No Administrative Report Submitted:

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Item F: Purchasing No Items Submitted:

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ITEM G: Human Resources:

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ITEM H: Treasurer:

Motioned by Comm. Hatfield
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-450

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

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-451

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

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-452

Item #3. IT IS ORDERED by the Commissioners' Court of Harrison County, Texas to approve the Quarterly Fees paid to the State Comptroller by the County Treasurer for July-September 2023. Exhibit H-3

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ITEM I: Elections: No Items Submitted

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ITEM J: New Business:

Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-453

ITEM #1. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the 2024 TxDOT Project ID: M2419MARS Routine Airport Maintenance Agreement to provide services/maintenance at the Harrison County Airport. Exhibit J-1

For the record: Judge Sims informed the court that this program has been updated and it's now a 90/10 match instead of a 50/50 match. It was up to \$100,000.00 dollars for any maintenance done. The county would pay 50% and the state would pay 50% (TxDOT). Now the county will pay 10% and the state 90% for qualified expenses.

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-454

ITEM #2. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Airport Hangar Lease between Harrison County and Lessee, commencing on October 1, 2023 and ending on September 30, 2024 and Aircraft Registration for said hangar. Exhibit J-2

- Hangar No. 15- Dicky Cayce
- Hangar No. 18- Kenneth Volk
- Hangar No. 24- Chad Sims
- Hangar No. 25- Kenneth Volk
- Hangar No. 27- Lloyd Curry
- Hangar No. 29- Chad Beach
- Hangar No. 31- David McAlpine
- Hangar No. 32- David McAlpine
- Hangar No. 34- Jayson Barnhill
- Hangar No. 36- Bill Hollifield
- Hangar No. 40- Chris Danhauer
- Hangar No. 42- Jason Costanza

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Motioned by Comm. Hatfield
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-455

ITEM #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Airport Ground Lease – Tenant Constricted Hagar No. 9 between Harrison County and Lone Star Wing, commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration for said hangar.

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Motioned by Comm. Hatfield
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-455

ITEM #4. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the 2023-2024 Annual Contracts and authorization of payment of budgeted amount in the FY 2023-2024 budget for the contract and authorization for the County Judge to execute said contract.
Exhibit J-4

Historical Society

Women's Center of East Texas

East Texas CASA

Harrison County CASA

Waskom Public Library

East Texas Area Agency on Aging

Literacy Council

Martin House – Children's Advocacy Center

East Texas Council on Alcoholism and Drug Abuse

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Motioned by Comm. Mauldin
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-456

ITEM #5. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the renewal of the Airport Liability Old Republic Insurance Company Policy PR002436 16 in the amount of \$2,291.00 Invoice #37475 for 2023-2024 and payment of said invoice. Exhibit J-5

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Motioned by Comm. Ebarb
Seconded by Comm. Timmins
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-457

ITEM #3. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the extension of 9-1-1 Database Management Agreement between Harrison County, Texas Eastern 9-1-1 and ETCOG.

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Motioned by Comm. Timmins
Seconded by Comm. Ebarb
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-458

ITEM #4. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the TxDOT Airport Project 23ALMARSH Agreement. Exhibit J-4

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Motioned by Comm. Hatfield
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-459

ITEM #5. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Resolution creating a Harrison County Texas America 250 Commission as requested by Thomas Speir, Historical Commissioner, to be composed of five (5) members with one (1) member appointed by each Commissioner and a member appointed by the County Judge who will be the founding Chairman of the Commission. Exhibit J-5

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Motioned by Comm. Timmins
Seconded by Comm. Mauldin
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-460

ITEM #6. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the Harrison County Texas America 250 Commission to be composed of five (5) members to include appointments as follows: Exhibit J-6

Ted Huffines, Pct.1

Steve McFarland, Pct. 2

Carol Greer, Pct. 3

Kevin Green, Pct. 4

Ron McGregor, County Judge, who will be the founding Chairman of the Commission.

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Motioned by Comm. Timmins
Seconded by Comm. Hatfield
All members voting in favor
Motion carried unanimously (4-0)
Order #2023-461

ITEM #7. IT IS ORDERED by the Commissioners' Court of Harrison County, to approve the 2023-2024 Interlocal Agreements for Ambulance Rescue, Public Library Services and Animal Shelter Services between Harrison County and the City of Marshall.

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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 Mauldin to adjourn the meeting. Motion carried unanimously (5-0). Meeting adjourned at 9:51 a.m.

ATTEST:


Elizabeth James, County Clerk
Harrison County, Texas

Date: 11/15/23





**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 FILE RECORD
2023 NOV -01 AM 9:13
CLERK OF COURT
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 7th day of November, 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: 2023 HARRISON COUNTY VETERANS!

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 October 27, 2023.
4. Consideration and action to approve a Budget Amendment pursuant to LGC Sec. 111.0106. SPECIAL BUDGET FOR GRANT OR AID MONEY. “The county auditor or the county judge in a county that does not have a county auditor shall certify to the Commissioners Court the receipt of all public grant or aid money that is available for disbursement in a fiscal year but not included in the budget for that fiscal year. On certification, the court shall adopt a special budget for the limited purpose of spending the grant or aid money for its intended purpose.”

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:

Rockcliff Energy Operating	1203 Floyd Evans Road
Rockcliff Energy Operating	1207 Judge Furrh Road
Rockcliff Energy Operating	1202 Old Town Road
Eastex Telephone Cooperative	1212 Mt Zion Road
Etex Telephone Cooperative	4711/Ora Asa Johnson Rd.
Etex Telephone Cooperative	4719/Gatin Rd.
Etex Telephone Cooperative	4713/Liberty East Rd.
Etex Telephone Cooperative	4720/Deerwood Dr.

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 to accept a donation from David M. Thomas in the amount of \$400 to be used for the Harrison County Sheriff's Office K-9 program.

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:

G. HUMAN RESOURCES:

H. TREASURER:

1. Consideration and action regarding the approval of Treasurer's Monthly Report for September 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 September 2023.
3. Consideration and approval of Quarterly Fees paid to the State Comptroller by the County Treasurer for July-September 2023.

I. ELECTIONS:

J. NEW BUSINESS:

1. Consideration and action regarding the approval of the 2024 TxDOT Project ID: M2419MARS Routine Airport Maintenance Agreement to provide services/maintenance at the Harrison County Airport.
2. Consideration and action regarding the approval of the Harrison County Airport Hangar Lease between Harrison County and Lessee, commencing on October 1, 2023 and ending on September 30, 2024 and Aircraft Registration for said hangar.
 - Hangar No. 15 – Dicky Cayce
 - Hangar No. 18 - Kenneth Volk
 - Hangar No. 24 - Chad Sims
 - Hangar No. 25 - Kenneth Volk
 - Hangar No. 27 – Lloyd Curry
 - Hangar No. 29 – Chad Beach
 - Hangar No. 31 – David McAlpine
 - Hangar No. 32 – David McAlpine
 - Hangar No. 34 – Jayson Barnhill
 - Hangar No. 36 – Bill Hollifield
 - Hangar No. 40 – Chris Danhauer
 - Hangar No. 42 – Jason Costanza
3. Consideration and action regarding the approval of the Harrison County Airport Ground Lease – Tenant Constructed Hangar No. 9 between Harrison County and Lone Star Wing, commencing on January 1, 2023 and ending on December 31, 2057 and Aircraft Registration for said hangar.
4. Consideration and approval of 2023-2024 Annual Contracts and authorization of payment of budgeted amounts in the FY 2023-2024 budget for the contract and authorization for the County Judge to execute said contract.
 - Historical Society
 - Women's Center of East Texas
 - East Texas Casa
 - Harrison County CASA
 - Waskom Public Library

- East Texas Area Agency on Aging
 - Literacy Council
 - Martin House – Children’s Advocacy Center
 - East Texas Council on Alcoholism and Drug Abuse
5. Consideration and action regarding the approval of the renewal of the Airport Liability Old Republic Insurance Company Policy PR002436 16 in the amount of \$2,291.00 Invoice #37475 for 2023-2024 and payment of said invoice.
6. Consideration and action regarding the approval of the Harrison County Texas America 250 Commission to be composed of five (5) members to include appointments as follows:
- Ted Huffines, Pct. 1,
 - Steve McFarland, Pct. 2
 - Carol Greer, Pct. 3
 - Kevin Green, Pct. 4
- Ron McGregor, County Judge, who will be the founding Chairman of the Commission.

7. Consideration and action regarding the approval of the 2023-2024 Interlocal Agreements for Ambulance Rescue, Public Library Services and Animal Shelter Services between Harrison County and the City of Marshall.

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: November 3, 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.)


