

COMMISSIONERS COURT  
REGULAR MEETING  
July 13, 2009

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS COURT met in a Special Meeting on Monday, July 13, 2009, at 9:02 a.m. in the Titus County Courtroom with the following members present:

SAM W. RUSSELL	COUNTY JUDGE
DON BOGGS	COMMISSIONER PRECINCT 1
MIKE FIELDS	COMMISSIONER PRECINCT 2
PHILLIP HINTON	COMMISSIONER PRECINCT 3
THOMAS HOCKADAY	COMMISSIONER PRECINCT 4
TERESA PRICE	COUNTY CLERK

PUBLIC AND COUNTY OFFICIALS ATTENDING MEETING

DEBBY RHEA, TREASURER	CARL JOHNSON, AUDITOR	TIM INGRAM, SHERIFF
JOYCE SIMPSON	BRIAN LEE	MIKE AHRENS
TROY SELLERS	STEFANIE MORLEN	BOBBY SPEARMAN
NORMA NARRAMORE	RON STAGGS, ENV. INSP.	BOBBY PALMER
JENNIE TARABORELLI	DOUG HOBBS	TIM DALE
PAUL GRAVES	DONNY WILLIAMS	MARCANA ELLITHYL
CAPPY PAYNE	WILLIAM WHITE, PA	JOHN COBERN, CA
LEONARD ROCKWELL, EA	PAUL LINDSEY	CHRISTIE DAVIS
AMBER NEWMAN	RONNIE BABCOCK	

Pledge of Allegiance: Led by Judge Sam Russell

Invocation: Commissioner Mike Fields

Commissioners Court adjourned to Executive Session at 9:05 a.m. to discuss legal matters.

Commissioners Court resumed at 9:20 a.m. continuing with the agenda.

1. IN THE MATTER OF PUBLIC COMMENTS AND/OR REQUESTS FOR INFORMATION ON NON-AGENDA ITEMS IN ACCORDANCE WITH SECTION 551-042, TEXAS OPEN MEETINGS ACT.

(A) Jennie Taraborelli-Update on Loop Project

SEE ATTACHMENT # 1A

**Judge Russell moved item 13 & 14 to discuss prior to finishing # 1 & all other agenda items.**

13. IN THE MATTER OF DISCUSSING AND POSSIBLY APPROVING COUNTY POLICY REGARDING OPEN RECORDS REQUEST.

When an Elected Official or Department Head receives a request for Open Records it will immediately be submitted to the County Attorney. The County Attorney will review, research and discuss the request with the individual, Elected Official or Department Head who received the request and determine the action that is appropriately needed. Before any records are provided to requestor the records are to be provided to the County Attorney for review who will determine, if necessary, and consult with individually or together with Allison, Bass and Associates who will individually or together with Allison, Bass and Associates make the appropriate and timely response to the Open Records request.

Motion was made by Commissioner Don Boggs and was seconded by Commissioner Phillip Hinton to approve county policy regarding open records request.

Motion carried unanimously.

14. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING CONTRACT FOR PROFESSIONAL SERVICES WITH ALLISON, BASS & ASSOCIATES, L.L.P.

Motion was made by Commissioner Don Boggs and was seconded by Commissioner Phillip Hinton to approve contract and retainer for professional services with Allison, Bass & Associates, L.L. P.

Motion carried unanimously.

SEE ATTACHMENT # 14

1. IN THE MATTER OF PUBLIC COMMENTS AND/OR REQUESTS FOR INFORMATION ON NON-AGENDA ITEMS IN ACCORDANCE WITH SECTION 551-042, TEXAS OPEN MEETINGS ACT. CONTINUED

(B) Teresa Price addressed the Court and stated the following: "As you know the County Clerk's office has tirelessly worked to manage, organize and create policies and records management procedure that will preserve permanent records in the most efficient and cost-effective manner. It has taken 2 years to become totally electronic and will save the taxpayers a tremendous amount of money each year. At this time the County Judge has requested me, in a court order, to go back to January 2007 and recreate criminal files. To comply with the Judges request there will be an expense of somewhere between 25 to 30 k per year, to the taxpayers. It is time for each of us to evaluate our individual budgets and I would suggest we place this procedural change on the next agenda so I would have ample time to do an accurate assessment of next year's budget to include reproducing and continuing to create hardcopy criminal files."

2. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING MINUTES FOR COMMISSIONERS COURT ON JUNE 22, 2009 SPECIAL MEETING AND JULY 2, 2009 SPECIAL MEETING.

SEE ATTACHMENT # 2

3. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING APPLICATION FOR KIMBERLY M. SHUMATE FOR SERVICE ON THE TITUS COUNTY CHILD WELFARE BOARD.

Motion was made by Commissioner Mike Fields and was seconded by Commissioner Phillip Hinton to approve application for Kimberly M. Shumate for service on the Titus County Child Welfare Board.

Motion carried unanimously.

SEE ATTACHMENT #3

4. IN THE MATTER OF OPENING, CONSIDERING AND POSSIBLY ACCEPTING BIDS ON THE FOLLOWING:

(A) Washed Gravel (3/8" to Number 10)

Bid was received by R. L. Gerhart Excavating, Inc. for \$30.00 pickup or \$32.50 delivered to county barn for 3/8 to #4 Pea Gravel, \$34.00 pick up or \$36.50 delivered to county barn for 3/8 type D class A (chips).

Motion was made by Commissioner Thomas Hockaday and was seconded by Commissioner Phillip Hinton to award the bid to R.L. Gerhart.

Motion carried unanimously.

SEE ATTACHMENT # 4A

(B) Steel Culverts ( 16 Gauge galvanized steel, 2.66 x 1/2 spiral, lock seam construction, all diameters)

Bid was received by Contech for 16 gauge galvanized steel, 2.66 x 1/2 spiral, lock seam construction, all diameters.

Motion was made by Commissioner Thomas Hockaday and was seconded by Commissioner Phillip Hinton to award the bid to Contech.

SEE ATTACHMENT # 4B

5. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING DIRECT DEPOSIT FOR PAYROLL.

Motion was made by Commissioner Mike Fields and was seconded by Don Boggs to approve direct deposit for payroll. New payroll procedure would be implemented approximately October 2009 in order for appropriate paperwork to be completed.

Motion carried unanimously.

SEE ATTACHMENT # 5

6. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING TITUS COUNTY #324 AUTHORIZATION TO MAINTAIN TCDRS PLAN PROVISIONS PLAN YEAR 2010.

Motion was made by Commissioner Thomas Hockaday and was seconded by Commissioner Mike Fields to approve authorization to maintain TCDRS plan provision plan year 2010.

Motion carried unanimously.

SEE ATTACHMENT # 6

7. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING APPOINTMENT OF ELECTION JUDGES AND ALTERNATE JUDGES FOR ALL PRECINCTS FOR THE NEW TERM 2009-2011.

Motion was made by Commissioner Thomas Hockaday and was seconded by Commissioner Phillip Hinton to approve election judges and alternate judges for all precincts for the new term 2009-2011.

Motion carried unanimously.

SEE ATTACHMENT # 7

8. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING TRAVEL AND SEMINARS FOR TITUS COUNTY EMPLOYEES AND ELECTED OFFICIALS.

Motion was made by Commissioner Don Boggs and was seconded by Commissioner Phillip Hinton to approve travel and seminar request.

Motion carried unanimously.

SEE ATTACHMENT # 8

9. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING ORAL AND WRITTEN REPORTS OF COUNTY OFFICIALS.

Motion was made by Commissioner Thomas Hockaday and was seconded by Commissioner Phillip Hinton to approve reports.

Motion carried unanimously.

SEE ATTACHMENT # 9

10. IN THE MATTER OF CONSIDERING AND POSSIBLY TAKING ACTION ON TREASURER'S REPORT.

Motion was made by Commissioner Don Boggs and was seconded by Commissioner Mike Fields to approve Treasurer's report.

Motion carried unanimously.

SEE ATTACHMENT # 10

11. IN THE MATTER OF CONSIDERING AND POSSIBLY APPROVING BUDGET AMENDMENTS.

Motion was made by Commissioner Don Boggs and was seconded by Thomas Hockaday to approve budget amendments 16-25.

Motion carried unanimously.

SEE ATTACHMENT # 11

12. IN THE MATTER OF SIGNING PAY ORDERS AND APPROVING PAYMENTS.

Motion was made by Commissioner Phillip Hinton and seconded by Commissioner Thomas Hockaday to approve pay orders.

Motion carried unanimously.

SEE ATTACHMENT # 12

15. IN THE MATTER OF CLOSING COMMENTS BY COUNTY JUDGE AND COMMISSIONERS.

Commissioner Don Boggs inquired again as to the status of the personnel policy. Commissioner Boggs then address Ronnie Babcock regarding verbiage on the appraisal notices sent to Titus County residents.

IN THE MATTER OF ADJOURNMENT

Motion was made by Commissioner Thomas Hockaday and seconded by Commissioner Phillip Hinton to adjourn.

Motion carried unanimously.

**NOTICE OF MEETING OF THE  
COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS**

Notice is hereby given that a Regular Meeting of the Commissioners' Court of Titus County, Texas, will be held on the 13th day of July, 2009, at 9:00 o'clock A.M., in the Titus County Courthouse, County Courtroom, 100 West First Street, Suite 205, Mt Pleasant, TX 75455, at which time the following subjects will be discussed not necessarily in the order presented:

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

1. Public comments and/or requests for information on non-agenda items in accordance with Section 551.042, Texas Government Code (Open Meetings Act)
  - a) Jennie Taraborelli - Update on Loop Project
2. Consider and Possibly Approve Minutes from Commissioners' Court on June 22, 2009 Special Meeting and July 2, 2009 Special Meeting
3. Consider and Possibly Approve Application for Kimberly M. Shumate for Service on the Titus County Child Welfare Board
4. Open bids and Consider and Possibly Approve awarding bids on the following:
  - a.) Washed Gravel (3/8" to Number 10)
  - b.) Steel Culverts (16 gauge galvanized steel, 2.66 x 1/2 spiral, lock seam construction, all diameters)
5. Consider and Possibly Approve Direct Deposit for Payroll
6. Consider and Possibly Approve Titus County #324 Authorization to Maintain TCDRS Plan Provisions Plan Year 2010
7. Consider and Possibly Approve Appointment of Election Judges and Alternate Judges for all Precincts for the new term 2009-2011
8. Consider and Possibly Approve Travel and Seminars for Titus County Employees and Elected Officials
9. Approve Oral and Written Reports of County Officials
10. Consider and Possibly Take Action on Treasurer's Reports
11. Approve Budget Amendments
12. Sign Pay Orders and Approve Payments
13. Discuss and possibly approve county policy regarding open records requests
14. Consider and Possibly Approve Contract for Professional Services with Allison, Bass & Associates, L.L.P.
15. Closing Comments by County Judge and Commissioners, if any

**EXECUTIVE SESSION: (ARTICLE 552.107)**

The Commissioners' Court will go into Executive Session to consider legal matters.

**OPEN SESSION:**

The Commissioners' Court will return to Open Session to take action on any matters deliberated on in Executive Session that are ready for action.

**ADJOURN**

Commissioners' Court of Titus County, Texas



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County Judge

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of the Commissioners' Court of Titus County, Texas, is a true and correct copy of said Notice, and that I posted a true and correct copy of said Notice on the bulletin board and doors of the Titus County Courthouse and Annex, places readily accessible to the general public at all times, prior to 9:00 o'clock A.M., on the 10<sup>th</sup> day of July, 2009, and remained so posted for at least 72 hours preceding the scheduled time of said meeting.



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County Clerk /Deputy County Clerk

