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COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS
REGULAR MEETING
July 12, 2010

PUBLIC OFFICIALS AND PUBLIC ATTENDING:

Sam W. Russell, County Judge
Mike Fields, Commissioner Precinct 2
Thomas Hockaday, Commissioner Precinct 4
Carl Johnson, Auditor
Joyce Simpson, Assistant to County Judge
Captain Brad Fosdick
Norma Narramore
Mike Ahrens
Lou Antonelli

Don Boggs, Commissioner Pct 1
Phillip Hinton, Commissioner Pct 3
Jerene Sarratt, Deputy Clerk
Debby Rhea, County Treasurer
Tim Ingram, County Sheriff
Brian Lee
Bobby Joe Spearman
Larry McRae

Judge Sam W. Russell called the Regular Meeting to order at 9:05 a.m. on July 12, 2010 noting that for the record, notices have been posted for the appropriate amount of time prior to the convening of this meeting according to government regulations.

Judge Sam W. Russell led the Commissioners' Court in the Pledge of Allegiance. Commissioner Mike Fields gave the invocation.

1. Public Comments and/or Requests for Information on Non-agenda Items in accordance with Section 551.042, Texas Opens Meetings Act

There were no public comments and/or requests for information on Non-agenda items in accordance with Section 551.042, Texas Open Meetings Act

2. Presentation on Loop Project

Jennie Taraborelli was unable to be present for an update on the Loop Project.

3. Consider and Possibly approve minutes for Regular Meeting of the Commissioners Court on June 14, 2010 and Special Meeting on June 28, 2010

Motion was made by Commissioner Don Boggs and seconded by Commissioner Mike Fields to table this item until the next meeting due to absence of County Clerk and questions regarding minutes. Motion carried unanimously.

4. Consider and Possibly Approve VINE Contract beginning September 1, 2010 and ending August 31, 2011

Sheriff Tim Ingram explained to the court that it is a law that a letter or notice by telephone be issued to victims of family violence when a subject is going to be released. Sheriff Ingram stated that while their department does this, the VINE (Victim Information and Notification Everyday) program is a back-up and is statewide. The Office of Attorney General reimburses

Titus County for participating in this program with the contract amount being \$6,874.00. Since this program started in January, 2005, there have been 662 people notified.

Upon recommendation from Sheriff Ingram that we execute the agreement if we are being reimbursed from the state, motion was made by Commissioner Don Boggs and seconded by Commissioner Phillip Hinton to approve VINE Contract beginning September 1, 2010 and ending August 31, 2011 in the amount of \$6874.00. Motion carried unanimously.

5. Consider and Possibly Approve Imposition of Optional Fees for Calendar Year 2011

It is a requirement that all county Commissioners Courts notify the Texas Department of Motor Vehicles of the amount they have set for the collection of optional fees. At this time, Titus County collects \$10.00 for County Road and Bridge Fee. No fee has been imposed for Child Safety Fund.

Motion was made by Commissioner Phillip Hinton and seconded by Commissioner Thomas Hockaday to approve Option A to retain the same fee as 2010. Motion carried unanimously.

6. Consider and Possibly Approve Recognizing Titus County Fair; Titus County Cares; Sugarhill Community Center; Titus County Rodeo and Safe-T as non-profit organizations that provide a public service to the county or to a political subdivision located in whole or in part in Titus County per Attorney General Opinion No. GA-0424 May 1, 2006

Motion was made by Commissioner Don Boggs and seconded by Commissioner Mike Fields to approve recognizing the Titus County Fair Association; Titus County Cares; Sugarhill Community Center; Titus County Rodeo Association and Safe-T as non-profit organizations that provide a public service to the county or to a political subdivision located in whole or in part in Titus County per Attorney General Opinion No. GA-0424 May 1, 2006. Motion carried unanimously.

7. Consider and Possibly Approve Fire Protection Service Agreement between Titus County and the City of Mt Pleasant beginning October 1, 2010 and to be renewed annually until September 30, 2020

City Manager, Mike Ahrens, informed the court that this was a contract that had been in place for the last ten years which expires in September of this year and thinks that it is mutually beneficial to both Titus County and the City. The contract is for a base rate of \$370,624.00 + annual adder (.75 (CPI) x Base Rate for preceding fiscal year (12 months). The CPI is based on the index from Dallas-Fort Worth.

This had been tabled from the last meeting because there were three contracts combined in the amount. In looking back, the contracts for Animal Control and Emergency Management did not have an ending date. This contract will be for Fire Protection only.

The City Fire Department has to be present at all structure fires because not all of the Volunteer Fire Departments have trained personnel or the manpower to handle this type of fire.

Motion was made by Commissioner Thomas Hockaday and seconded by Commissioner Mike Fields to approve Fire Protection Service Agreement between Titus County and the City of Mt Pleasant beginning October 1, 2010 and to be renewed annually until September 30, 2020. Motion carried unanimously.

8. Consider and Possibly Approve Titus County #324 Authorization to Maintain TCDRS Plan Provisions Plan Year 2011

Motion was made by Commissioner Thomas Hockaday and seconded by Commissioner Phillip Hinton to approve Titus County #324 Authorization to Maintain TCDRS Plan Provisions Plan Year 2011 by staying with the same provisions as the County now has. Motion carried unanimously.

9. Consider and Possibly Approve the Adoption of TxDOT Disadvantage Business Enterprise Program and Use Disadvantage Business Enterprise Manual for all Titus County Pass-Through Projects

Judge Russell has spoken with Bob Radcliff and Dennis Beckham with TxDOT regarding items 9-12 since these agreements are with them and questioned if they needed to review the documents first. Accordingly, he has forwarded copies to them to look over before we take action on them.

Motion was made by Commissioner Thomas Hockaday and seconded by Commissioner Mike Fields to table items 9-12 until TxDOT has had a chance to review the agreements. Motion carried unanimously.

10. Consider and Possibly Approve Execution of Memorandum of Understanding (MOU) regarding the Adoption of the TxDOT DBE Program by Titus County

See Comments under item 9.

11. Consider and Possibly Approve the Execution of an Interlocal Agreement between Titus County and TxDOT covering the contracting of onsite inspection services at preapproved sources

See Comments under item 9.

12. Consider and Possibly Approve Resolution relating to the Pass-Through Projects to support Interlocal Agreement between Titus County and TxDOT

See Comments under item 9.

13. Consider and Possibly Approve Moving Voting Box #1 from Corprew School to Sheppard Street Church located at 802 Sheppard Street, Mt Pleasant, Tx

Due to the congestion at the school during voting, it has been determined that it would be better to move voting box #1 to the Sheppard Street Church located at 802 Sheppard Street.

Motion was made by Commissioner Mike Fields and seconded by Commissioner Don Boggs to approve moving Voting Box #1 from Corprew School to Sheppard Street Church located at 802 Sheppard Street, Mt Pleasant, TX. Motion carried unanimously.

14. Consider and Possibly Approve Moving Voting Box #11 from Mission Church to Winfield School located at 113 School Street, Winfield, TX

Mission Church is to be torn down. Therefore, motion was made by Commissioner Mike Fields and seconded by Commissioner Phillip Hinton to approve moving voting box #11 from Mission Church to Winfield School located at 113 School Street, Winfield, TX. Motion carried unanimously.

15. Consider and Possibly Approve Travel and Seminars for Titus County Employees and Elected Official

Travel was turned in for the following: Debra Abston to attend the 10th Annual Workshop and Clerk's College in Kerrville September 21-23, 2010; Teresa Price and Charity Jeffers to attend the Texas College of Probation Judges in Ft Worth August, 2010. The County Clerk was unavailable to answer questions regarding training request from her office.

Motion was made by Commissioner Don Boggs and seconded by Commissioner Phillip Hinton to approve travel and seminars for Debra Abston. Motion carried unanimously.

16. Consider and Possibly Approve Oral and Written Reports of County Officials

Written reports were turned in from District Clerk; Sugarhill VFD; Nortex VFD; Five Star VDF; Winfield VFD; Veteran's office and cash audit from Auditor's Office.

Motion was made by Commissioner Mike Fields and seconded by Commissioner Phillip Hinton to approve oral and written reports of County Officials. Motion carried unanimously.

17. Consider and Possibly Take Action on Treasurer's Report

Commissioner Boggs stated that it had come to his attention that there is a problem about checks not getting to the vendor and asked Debby Rhea, County Treasurer, if she had any idea why this was occurring. Ms. Rhea stated that there had not been any change in policy at all. He asked what that policy was. Ms. Rhea answered in that once Commissioners Court is over, she goes to office and issues the checks; signs them and then goes to the Auditor's office for signature; puts them in the envelopes; puts postage on the envelopes and then puts the mail in the outside box for the postman to pick up. Mr. Boggs still felt it odd that there were over 50 pieces of mail that had to have stop payments put on them and reissued since the first of the year. During that time, his precinct has had to pay \$100 late fees.

Commissioner Boggs asked that the checks for his precinct payments be mailed by certified letter and for the cost to come out of his budget. He would like to have the certified stamped receipts returned to him. Ms. Rhea stated she would start doing this.

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

18. Approve Budget Amendments

There were no budget amendments.

19. Sign Pay Orders and Approve Payments

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

20. Closing Comments by County Judge and Commissioners, if any

Commissioner Mike Fields announced that the County Park would like to hold the music jamboree again this year but will be moving it to the second week of October so the weather would be cooler. He will come back to the court for approval once he gets the exact dates.

Adjourn

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