

**COMMISSIONERS' COURT
SPECIAL MEETING
MARCH 23, 2015**

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Notice is hereby given that the Titus County Commissioners' Court met in a special meeting on Monday, March 23, 2015 at 6:00 p.m. in the Titus County Courtroom with the following members present:

Brian P. Lee	County Judge
Al Riddle	Commissioner Precinct 1
Mike Fields	Commissioner Precinct 2
Phillip Hinton	Commissioner Precinct 3
Jimmy Parker	Commissioner Precinct 4
Joan Newman	County Clerk
Carl Johnson	County Auditor

Public Attending Meeting:

Danny Clark	Judy Kent	Kerry Wootten
Jack Anderson	Rodney Glenn	Diana Kennedy
Emily Aikman	Dorothy Brightwell	Judy Lee
Troy Sellers	Chris Basham	John Gatherer
Faustine Curry	Patrick Redfearn	Nigel Christopher
Clint Bain	Marcia Davis	Carolyn Norman
Joyce Simpson		

Invocation: Judge Lee

Pledge of Allegiance: Judge Lee

1. PUBLIC COMMENTS AND/OR REQUESTS FOR INFORMATION ON NON-AGENDA ITEMS IN ACCORDANCE WITH SECTION 551.042, TEXAS OPEN MEETINGS ACT (Listen to audio track 1 and/or see video)

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

2. CONSIDER AND POSSIBLY APPROVE MINUTES FROM MARCH 9, 2015 REGULAR MEETING OF THE COMMISSIONERS' COURT (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to approve minutes from March 9, 2015 regular meeting of the Commissioners' Court. Motion passed unanimously.

3. STATUS REPORT FOR TITUS COUNTY PASS THROUGH PROJECTS (Listen to audio track 1 and/or see video)

No formal report was presented but Judge Lee did report from comments he had received per email from Mark Heidaker. [\(SEE ATTACHMENT 01\)](#)

4. CONSIDER AND POSSIBLY APPROVE THE TEMPORARY CLOSURE OF A SEGMENT OF TITUS COUNTY ROAD 2500 (KERRY WOOTTEN) (Listen to audio track 1 and/or see video)

Kerry Wootten, attorney for Luminant Mining Company, LLC, came before the court requesting that the Court allow a portion of Titus County Road 2500 to be closed for a temporary dragline walkway for a 2-3 day period between April 12 and May 12, 2015. Prior notification of at least 7 days will be given to the Commissioners as to the times of the closures.

Motion was made by Commissioner Fields and seconded by Commissioner Riddle to approve the temporary closure of a segment of Titus County Road 2500 to allow Luminant Mining Company, LLC to move a dragline across. (Order 2015-01) Motion passed unanimously. [\(SEE ATTACHMENT 02\)](#)

Judge Lee asked Mr. Wootten if he would like to comment on the Amendment to Fire Protection Service Agreement regarding the purchase of a pumper truck in the amount of \$346,272.00. Mr. Wootten explained that the pumper truck would be in the City's name and they would be responsible for all maintenance. He also stated that a clause had been added allowing for any changes that might be added or deleted to the purchase of this truck. Judge Lee will add this to the agenda for the next Commissioners' Court since this is not an action item. [\(SEE ATTACHMENT 03\)](#)

5. DISCUSS AND POSSIBLY TAKE ACTION ON THE PREPARATION OF PLAT AND SUBDIVISION REGULATIONS (TABLED 3-9-15) (Listen to audio track 1 and/or see video)

At the last meeting, a set of proposed subdivision regulations was received from Judy Kent. These were submitted to Walt Sears, General Manager of Northeast Texas Municipal Water District, to see if they met the minimum standards set forth by the state in order to receive grant funding. Commissioners' Riddle and Hinton feel that the Commissioners could get together and come up with a set of regulations using what is already in place. Commissioner Fields is concerned that Titus County might not meet the guidelines for future growth and possible funding and wants to take this back to the realtors and let them look at Mr. Sears recommendations. Judge Lee feels that a workshop is needed and everyone work together.

Comments were heard from realtors Judy Kent, Patrick Redfearn and Diana Kennedy who agreed that they were willing to work with the Commissioners on any input on the proposed regulations. They also feel that an additional 4-6 weeks is needed to complete the preparation of regulations.

Chris Basham presented the Court with recommendations and guidelines as well as a flow chart to aid in the process of developing minimum standards and offered his assistance at no cost to the county. Chris Bain, Titus County Environmental Inspector designated representative, explained to the court that these regulations also need to include manufactured homes. The utilities, wells, water lines, water meters and sewage are not addressed thus making it difficult to inspect and give a permit.

Motion was made by Commissioner Riddle and seconded by Commissioner Hinton for the Commissioners to meet and tweak the Plat and Subdivision Regulations they now have and then meet with the realtors. Motion passed three to two with Commissioner Fields voting nay and Judge Lee abstaining from voting. Judge Lee will schedule a workshop on the preparation of plat and subdivision regulations. [\(SEE ATTACHMENTS 04\)](#)

6. OPEN AND REVIEW BIDS AND POSSIBLY APPROVE FOR ENTRANCE AND PARKING MODIFICATIONS FOR BATES, COOPER, SLOAN FUNERAL HOME (COMMISSIONER FIELDS) (Listen to audio track 1 and/or see video)

Three bids were received and opened for entrance and parking modifications for Bates, Cooper and Sloan Funeral Home: Stansell Construction - \$39,850.00; Parr Construction - \$36,519.00 and Ash-High Enterprises, LLC - \$28,550.00. [\(SEE ATTACHMENT 05\)](#)

Motion was made by Commissioner Riddle and seconded by Commissioner Hinton to approve the bid from Parr Construction in the amount of \$36,519.00 for entrance and parking modifications for Bates, Cooper, and Sloan Funeral Home. Motion passed three to two with Judge Lee and Commissioner Fields voting nay.

7. CONSIDER AND POSSIBLY APPROVE REPAIRS TO THE NORTH EXTERIOR COURTHOUSE STEPS (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Hinton and seconded by Commissioner Riddle to give Judge Lee the authority to check on the proper methods and cost for repairs to the north exterior courthouse steps and bring back to the Court. Motion passed unanimously.

8. CONSIDER AND POSSIBLY APPROVE THE ADDITION OF AN ENTRY KEYPAD, REPLACEMENT DOORKNOB, DOOR CLOSER AND PUSHBUTTON ACTUATORS FOR THE ADULT PROBATION DEPARTMENT TO BE PAID FROM THE SECURITY FUND (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Fields and seconded by Commissioner Hinton to approve purchase of an entry keypad access with code in the amount of \$585.00 and a pneumatic door closer in the amount of \$200.00. Motion passed unanimously.

9. CONSIDER AND POSSIBLY APPROVE A DATA USE AGREEMENT BETWEEN THE COUNTY AND THE TEXAS HEALTH AND HUMAN SERVICES ENTERPRISE (CLERK JOAN NEWMAN) (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Parker and seconded by Commissioner Fields to approve a Data Use Agreement between the Texas Health and Human Services Enterprise and Titus County. Motion passed unanimously. ([SEE ATTACHMENT 06](#))

10. CONSIDER AND POSSIBLY APPROVE A DEADLINE, TIME AND DATE, FOR THE COMMISSIONERS' COURT MEETINGS TO BE POSTED FOR THE PUBLIC (COMMISSIONER RIDDLE) (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Riddle and seconded by Commissioner Parker to approve a deadline of 9:00 a.m. on Thursday before the Monday Commissioners' Court Meetings to be posted for the public. Motion passed unanimously.

11. CONSIDER AND POSSIBLY APPROVE TRAVEL AND SEMINARS FOR TITUS COUNTY EMPLOYEES AND ELECTED OFFICIALS (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Fields and seconded by Commissioner Hinton to approve travel and seminars for Titus County employees and elected officials. Motion passed unanimously. ([ATTACHMENT 07](#))

12. APPROVE ORAL AND WRITTEN REPORTS OF COUNTY OFFICIALS (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to approve oral and written reports of county officials. Motion passed unanimously. ([SEE ATTACHMENT 08](#))

13. CONSIDER AND POSSIBLY APPROVE TREASURER'S REPORT (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to approve Treasurer's Report. Motion passed unanimously. [\(SEE ATTACHMENT 09\)](#)

14. APPROVE BUDGET AMENDMENTS (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to approve Budget Amendments #13-18. Motion passed unanimously. [\(SEE ATTACHMENT 10\)](#)

15. SIGN PAY ORDERS AND APPROVE PAYMENTS (Listen to audio track 1 and/or view video)

Motion was made by Commissioner Hinton and seconded by Commissioner Fields to sign pay orders and approve payments. Motion passed unanimously. [\(SEE ATTACHMENT 11\)](#)

16. CLOSING COMMENTS BY COUNTY JUDGE AND COMMISSIONERS, IF ANY (Listen to audio track 1 and/or view video)

Commissioner Hinton stated that he was glad to see the sunshine and that they were in the process of working on roads.

Commissioner Fields informed the Court that it is time for the Operator of Maintainers training provided by the State and needs to know how many plan to attend. The cost of the two day training will be \$25.00/person.

ADJOURN (Listen to audio track 1 and/or see video)

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to adjourn. Motion passed unanimously.