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**COMMISSIONERS' COURT
SPECIAL MEETING
JUNE 27, 2016**

The Titus County Commissioners' Court, after notice posted in the manner, form and contents as required by law, met in Special Meeting on Monday, June 27, 2016 at 9:00 a.m. in the Titus County Courtroom, Room 205, located at 100 West 1st Street 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
Sheryl Preddy	-	County Treasurer
Tim Ingram	-	County Sheriff
Carl Johnson	-	County Auditor

PUBLIC ATTENDING

Claretna Vaxter	Milton Worthen
David Horton	Troy Sellers
Hudson Old	Judy Kent
Christie Davis	Corey Burgin
James Spears	Rodney Glenn
Steve Austin	Carolyn Norman
Joyce Simpson	

INVOCATION: Judge Brian Lee

PLEDGE OF ALLEGIANCE: Judge Brian Lee

**1. PUBLIC COMMENTS AND/OR REQUESTS FOR INFORMATION ON NON-AGENDA ITEMS
IN ACCORDANCE WITH SECTION 551.042, TEXAS OPEN MEETINGS ACT**

Mr. Milton Worthen came to the podium to give his support for item #7. He had previously attended a Commissioners' Court meeting regarding the road conditions in Precinct 2 and appreciated Commissioner Mike Fields attending their Home Owners' Association Meeting.

Corey Burgin from Burgin Pipe & Supply thanked the Court for their acceptance of their bid for plastic culverts. He understands the challenges that the Court faces with road conditions and therefore, they do not charge for delivery.

Claretna Vaxter expressed her appreciation for those that attended the Titus County Democratic Party Honors for the Democratic elected officials and for the retirement of Leonard Rockwell as Election Administrator. She also wanted to thank the Court for what they do for them. [\(SEE ATTACHMENT 01\)](#)

**2. CONSIDER AND POSSIBLY APPROVE MINUTES FROM JUNE 13, 2016 REGULAR
MEETING OF THE COMMISSIONERS' COURT**

Motion was made by Commissioner Hinton and seconded by Commissioner Fields to approve minutes from June 13, 2016 regular meeting of the Commissioners' Court. Motion passed unanimously.

**3. CONSIDER AND POSSIBLY APPROVE MINUTES FROM JUNE 17, 2016 SPECIAL MEETING
OF THE COMMISSIONERS' COURT**

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to approve minutes from June 17, 2016 special meeting of the Commissioners' Court. Motion passed unanimously.

4. PRESENTATION BY STEVE AUSTIN, VETERAN SERVICE OFFICER

Steve Austin asked to be placed on the July 25th agenda in order to present a Korean War Titus County Historical Marker that is being made and to discuss monitoring and maintaining a Memorial Park at the West New Hope Church in honor of Mr. Summerlin who was killed in the Korean War.

**5. OPEN AND REVIEW BIDS AND POSSIBLY APPROVE FOR TYPE A FLEXBASE ASH (TABLED
06-13-2016)**

Motion was made by Commissioner Parker and seconded by Commissioner Fields to approve the bid from Welsh Plant for Class C fly ash in the amount of \$10.00 per ton fob effective July 1, 2016 through June 30, 2017. Motion passed unanimously. [\(SEE ATTACHMENT 02\)](#)

6. OPEN AND REVIEW BIDS AND POSSIBLY APPROVE FOR STEEL CULVERTS: 16 GAUGE GALVANIZED STEEL, 2.66 X ½" SPIRAL, LOCK SEAM CONSTRUCTION (TABLED 06-13-16)

The following bid was received from Contech Engineered Solutions: 12" - \$7.20; 15" - \$8.64; 18" - 10.80; 21" - 12.24; 24" - \$13.68'; 30" - \$17.28; 36" - 21.75; 42" - 25.50 and 48" - 29.64. Minimum order of \$3500.00 qualifies for free delivery.

Motion was made by Commissioner Riddle and seconded by Commissioner Fields to approve the bid from Contech Engineered Solutions for Steel Culverts: 16 gauge galvanized steel, 2.66 x ½" spiral, lock seam construction effective July 1, 2016 through June 30, 2017. Motion passed unanimously. [\(SEE ATTACHMENT 03\)](#)

7. CONSIDER AND POSSIBLY SCHEDULE A PUBLIC HEARING TO CONSIDER AN EMERGENCY EXPENDITURE OUT OF FUND BALANCES FOR THE PURPOSE OF COUNTY ROAD IMPROVEMENTS (TABLED 06-17-16)

Judy Kent came to the podium to voice her opinion that the key word is emergency and thinks it should be added to next year's budget. Commissioner Riddle agrees and thinks it is a waste to have a public meeting.

Commissioner Fields disagrees. This is money that was set aside and left over from the loop project. He has spoken with people who would like to see the roads fixed and feels that this is an opportunity for all precincts to fix the road by seal coating instead of using oil base. Commissioner Hinton also thinks that this would be a good program and would like to get started in getting the roads back in shape. He would like to listen to what the public wants.

Commissioner Parker has some roads that need fixing but does not know if he could get it done by September 1, 2016 which is when the seal coat would have to be finished. He feels that it can wait until next year's budget.

Judge Lee is neutral but would like to listen to the public. We are getting \$400,000.00 from CETRZ (County Energy Transportation Reinvestment Zone). This is money from the state to counties that have been affected by oil and gas activity and heavy truck traffic on county maintained roads. Money is also being received from FEMA to help repair those roads that were affected due to the heavy rainfall the county received.

Motion was made by Commissioner Fields and seconded by Commissioner Hinton to hold a public meeting at 6:00 p.m. on Thursday, 7/07/2016. Motion passed three to two with Commissioners Riddle and Parker voting nay.

8. DISCUSS AND POSSIBLY TAKE ACTION ON CRIMINAL ACTIVITY AT THE MONTICELLO COUNTY PARK

Sheriff Ingram updated the court on criminal activity that had been taking place at the Monticello County Park. Two weeks ago a couple of trailers were broken into and arrests were made. One trailer had to be impounded. All issues were drug related. He proposes adding to the rules that a camper has to be currently registered and legal before they can come into the park. Sheriff Ingram would like to have Sgt. Wayne Minor look over the current rules and see if there are any other changes needed.

Commissioner Fields told the Court that campers are supposed to be given a tag when coming into the park with a set time limit and all campers should have a license plate.

Motion was made by Commissioner Fields and seconded by Commissioner Parker to give Commissioner Fields the authority to meet with Sheriff Ingram and Sgt. Minor to come up with additional rules to avoid criminal activity and to bring back to the Court to be voted on and enforced. Motion passed unanimously.

9. CONSIDER AND POSSIBLY TAKE ACTION ON ASSISTING ADJACENT PROPERTY OWNER NEXT TO ANNEX WITH DRAINAGE ISSUES

James Spears owns the property next to the annex and shares the parking lot. A couple of offices in his building have had water coming into their offices due to the heavy rainfall. He contacted a structural engineer from Priefert who told him that the problem was that the dirt was 2 ft. above the foundation. He recommended removing the soil and to build a retaining wall. He has gotten a quote from BobKat to add a French drain but they will not guarantee that this will fix the problem. Mr. Spears feels that it is the county's responsibility to pay to have this done since it is their shrubs and soil that is causing the problem.

Judge Lee asked which came first, the building or the landscaping. If his building was built last, it might have been built too low. Therefore, it would not be the county's responsibility. Commissioner Fields recommended removing the shrubs and letting someone look at it. Concrete possibly could be put in there.

Motion was made by Judge Lee and seconded by Commissioner Riddle for Mr. Spears to find out the ages of the respective buildings and to determine whose building was there first and to get a bid for concrete, removing dirt and shrubbery with a guarantee that this will fix the problem and to put on the next agenda. Motion passed unanimously.

10. CONSIDER AND POSSIBLY TAKE ACTION ON PROVIDING ADDITIONAL RESTROOMS FOR ADULT PROBATION

Commissioner Fields informed the Court that there is a sewage system at the far south end of the Witt building if the Court wanted to add a restroom. It was discussed if it would be feasible to add a restroom within the existing building of the Adult Probation office and to get Richard Jones to look at the possibility. Commissioners Fields and Riddle are also to check with the Adult Probation office to see if this would take up one of their offices.

Motion was made by Commissioner Fields and seconded by Commissioner Riddle to table taking action on providing additional restrooms for Adult Probation. Motion passed unanimously.

11. CONSIDER AND POSSIBLY APPROVE ADDING THE TWO WEIGH STATIONS TO THE LANDSCAPER'S RESPONSIBILITIES

Motion made by Commissioner Hinton and seconded by Commissioner Fields to approve adding \$92.00 per month for the two weigh stations to the annual lawn contract for Lewis Enterprise beginning July 1, 2016 through June 30, 2017. Motion passed unanimously. [\(SEE ATTACHMENT 04\)](#)

12. CONSIDER AND POSSIBLY APPROVE TRAVEL AND SEMINARS FOR TITUS COUNTY EMPLOYEES AND ELECTED OFFICIALS

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to approve travel and seminars for Titus County employees and elected officials. Motion passed unanimously. [\(SEE ATTACHMENT 05\)](#)

13. APPROVE ORAL AND WRITTEN REPORTS OF COUNTY OFFICIALS

Motion was made by Commissioner Parker and seconded by Commissioner Hinton to approve oral and written reports of county officials. Motion passed unanimously. [\(SEE ATTACHMENT 06\)](#)

14. CONSIDER AND POSSIBLY APPROVE TREASURER'S REPORT

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to approve treasurer's report. Motion passed unanimously. [\(SEE ATTACHMENT 07\)](#)

15. APPROVE BUDGET AMENDMENTS

There were no budget amendments.

16. SIGN PAY ORDERS AND APPROVE PAYMENTS

Motion was made by Commissioner Hinton and seconded by Commissioner Parker to sign pay orders and approve payments. Motion passed unanimously. ([SEE ATTACHMENT 08](#))

17. CLOSING COMMENTS BY COUNTY JUDGE AND COMMISSIONERS, IF ANY

Judge Lee announced that there would be a joint meeting between the City Council of Mount Pleasant and the Commissioners' Court to be held at the City Hall on the evening of 7/18/2016 to hear the report and recommendations from the fire consultant.

There will be an insurance meeting with Capps Insurance on 7/29/2016.

Commissioner Fields asked if they had to wait until FEMA had paid before they could start road repairs and was informed that this would not come out of the Operating Fund. He needs to be sure that he has approval from FEMA for reimbursement.

Commissioner Riddle reminded the Court that the tax reports were due from the different charities prior to budget hearings.

ADJOURN:

Motion was made at 10:43 a.m. to adjourn by Commissioner Fields and seconded by Commissioner Parker. Motion passed unanimously.