

THE STATE OF TEXAS  
COUNTY OF SAN JACINTO

IN THE COMMISSIONERS COURT  
OF SAN JACINTO COUNTY, TEXAS

Be it remembered that **Commissioners Court** met in a **SPECIAL MEETING** on the **5<sup>th</sup>** day of **DECEMBER 2018** at **9:00 AM** in the Commissioners Courtroom.

Those present to wit:

Honorable Judge Fritz Faulkner, presiding

Honorable Commissioners:

Laddie McAnally	Precinct 1
Donny Marrs	Precinct 2
David Brandon	Precinct 3
Mark Nettuno	Precinct 4

Judge Faulkner noted that a quorum was present and called the meeting to order at 9:01 AM. The following motions and orders were acted upon by the Court.

### **3. PLEDGE OF ALLEGIANCE & PRAYER**

Prayer by Elections Administrator Vicki Shelly.

### **NEW BUSINESS:**

**16. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE A VARIANCE REPORT FOR PROPERTY BELONGING TO CALEB & MCKENZIE SHELLY, 1270 FM 945 NORTH, COLDSRING, TX 77331, REECE BRANCH COURT, PROPERTY ID: 47852, A237 WILLIAM NEWMAN, TRACT 6, ACRES 9.04.....**

.....TRISHA BASHAM

(Agenda 16 cont.)

Have a motion by Commissioner McAnally, a second by Commissioner Brandon (to grant the variance on the 9.04 acres). Motion passes 5/0.

**11. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE APPLICATION TO REVISE SUBDIVISION PLAT IN PART THE SUBDIVISION PLAT IN WATERWOOD, SAN JACINTO COUNTY, BY COMBINING LOTS 16 AND 17, BLOCK 1, WATERWOOD LAKEVIEW ESTATES, AS RECORDED IN PAGES 32779 (LOT 16) & 11963 (LOT 17), OF THE PLAT RECORDS OF SAN JACINTO COUNTY, TEXAS.....  
.....MELANIE COOK**

Have a motion by Commissioner Nettuno, a second by Commissioner Brandon (to approve the application). Motion passes 5/0.

**10. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON COUNTY ROAD PERMITS.....  
.....ANTHONY HENDRIX**

Have a motion by Commissioner McAnally, a second by Commissioner Brandon to grant a temporary variance for Lakeview Hills, road crossings bored- permits waived. Motion passes 5/0.

**OLD BUSINESS:**

**9. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE FUNDS (\$5749.92) FOR COURTHOUSE AND ANNEX BUILDING CLOSE CIRCUIT TV (CCTV) SYSTEM REPLACEMENT...MARK WILLS**

Have a motion by Commissioner Marrs to buy cameras, take it out of 409-499. Motion dies for lack of a second.

Tabled.

**NEW BUSINESS:**

**12. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE REFUND OF ROAD AND BRIDGE FEE AND CHILD SAFETY FEE IN THE AMOUNT OF \$11.20 TO KATHY RUPRECHT.....  
.....DIANNE GRIFFITHS**

Have a motion by Commissioner Nettuno, a second by Commissioner McAnally (to approve refund). Motion passes 5/0.

**13. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE 2<sup>ND</sup> DISPATCHER POSITION FULLY FUNDED BY THE SAN JACINTO COUNTY EMERGENCY SERVICES DISTRICT BOARD.....DAN TODD**

Have a motion by Commissioner Marris, a second by Judge Faulkner (to approve). Motion passes 3/2. Commissioner McAnally, Commissioner Nettuno against.

**14. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE INCREASE IN PAYMENT FOR COMMUNICATION TOWER RENTAL.....DAN TODD**

\*Commissioner Nettuno stepped out at 10:15 AM.

\*Commissioner Marris stepped out at 10:16 AM.

Have a motion by Commissioner McAnally, a second by Commissioner Brandon (to pay the additional \$50.00 per month).

\*Commissioner Nettuno back in at 10:17 Am.

\*Commissioner Marris back in at 10:17 AM.

Motion restated. Motion passes 5/0.

**15. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE CREATING A NEW PRIVATE ROAD ADDRESS OF LITTLE CREEK DRIVE E., COLDSRING, TX 77331 FOR A DRIVEWAY / PIG TRAIL AT END OF LITTLE CREEK ROAD ON THE RIGHT, IN PRECINCT 4.....TRISHA BASHAM**

Have a motion by Commissioner Nettuno, a second by Commissioner Marris (to approve). Motion passes 5/0.

**17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO SCORE AND SELECT VENDOR FROM RECEIVED BIDS ON STATEMENT OF QUALIFICATIONS (SOQ) FOR AN ENGINEER FOR THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) PROJECT.....KIMBERLY WOOLEY**

Have a motion by Commissioner Brandon, a second by Commissioner McAnally (to accept Level 5 Design). Motion passes 5/0.

**18. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE RENEWAL OF INTERLOCAL AGREEMENT BEWTEEN SAN JACINTO COUNTY AND THE HARRIS COUNTY INSTITUTE OF FORENSIC SCIENCES.....VICTORIA JIMENEZ**

(Agenda 18 cont.)

Have a motion by Commissioner Nettuno, a second by Commissioner Marrs (to approve). Motion passes 5/0.

**19. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON THE APPLICATION TO REVISE SUBDIVISION PLAT, TO REVISE IN PART, BLOCK 2 OF WHISPERING PINES VILLAGE #1 OF WATERWOOD SUBDIVISION, BY COMBINING LOTS 1 & 6 AND RENAMING AS LOT 1A.....GREG MAGEE**

Passed. No action.

**20. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON THE APPLICATION TO REVISE SUBDIVISION PLAT. TO REVISE IN PART, BLOCK 8 OF WATERWOOD PARK FOREST VILLAGE SUBDIVISION, BY COMBINING LOTS 88, 89 & 90 AND RENAMING AS LOT 88A; AND COMBINING LOTS 91, 92, 93 & 94 AND RENAMING AS LOT 91A.....GREG MAGEE**

Passed. No action.

**21. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE AND SIGN INTERLOCAL COOPERATION CONTRACT BETWEEN THE TEXAS DEPARTMENT OF PUBLIC SAFETY AND THE LOCAL GOVERNMENTAL ENTITY EMPLOYER (LGEE), SAN JACINTO COUNTY FOR THE LGEE TO PROVIDE ADMINISTRATIVE OR OPERATIONAL SUPPORT TO DPS.....KIM SELLS**

Have a motion by Commissioner Brandon, a second by Commissioner Marrs (to approve).

Motion amended by Commissioner Brandon to table.

Tabled.

**22. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE DONATING \$500.00 TO DETCOG TO HELP IN SPONSORING THE DEEP EAST TEXAS LEGISLATIVE RECEPTION.....JUDGE FRITZ FAULKNER**

Have a motion by Commissioner McAnally, a second by Commissioner Brandon (to approve). Motion passes 5/0.

**23. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON TEXAS HISTORIC COURTHOUSE PRESERVATION PROGRAM (THCPP) GRANT FOR UP TO \$50,000 WITH A \$5,000 LOCAL MATCH FOR COURTHOUSE PRESERVATION MASTER PLAN.....JUDGE FRITZ FAULKNER**

(Agenda 23 cont.)

Tabled.

**24. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO REVIEW REQUESTS FOR QUALIFICATION (RFQ's) RECEIVED FOR THE GENERAL LAND OFFICE (GLO) COMMUNITY DEVELOPMENT & REVITALIZATION GRANT PROJECT, CDBG-DR4332 DIASASTER RECOVERY PROGRAM.....  
.....JUDGE FRITZ FAULKNER**

Received and opened.

\*Commissioner Nettuno stepped out at 10:53 AM. Back in at 10:53 AM.

No action.

**25. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO REVIEW AND SELECT BIDS FOR THE FOLLOWING ITEMS: 1988 CHEVROLET TRUCK, VIN# JZ273970; 2006 FORD MUSTANG CONVERTIBLE, VIN# 203974; 1982 GMC WATER TRUCK, VIN# CV557172.....DENISE MADDOX**

No action.

**CLOSED FOR EXECUTIVE SESSION AT 11:03 AM**

**DISCUSSION ITEM – EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE, SECTIONS 551.071, 551.072, 551.0725, 551.074 AND 551.076 TO DISCUSS ANY OF THE FOLLOWING:**

**SECTION 551.071 – CONSULTATION WITH ATTORNEY REGARDING PENDING OR CONTEMPLATED LITIGATION OR ABOUT SETTLEMENT OFFERS.**

**SECTION 551.072 – DELIBERATIONS REGARDING REAL PROPERTY.**

**SECTION 551.0725 - DELIBERATIONS REGARDING CONTRACT BEING NEGOTIATED.**

**SECTION 551.074 – PERSONNEL MATTERS; TO DELIBERATE THE APPOINTMENT, EMPLOYMENT EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE; OR TO HEAR A COMPLAINT OR CHARGE AGAINST AN OFFICER OR EMPLOYEE.**

**SECTION 551.076 – DELIBERATIONS REGARDING SECURITY DEVICES AND AUDITS.**

**26. ADJOURN EXECUTIVE SESSION AT 11:24 AM AND RECONVENE IN REGULAR SESSION FOR CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON ITEMS DISCUSSED IN EXECUTIVE SESSION.....JUDGE FRITZ FAULKNER**

\*Commissioner Marrs not present.

No action.

**5. ANNOUNCEMENT AND POSSIBLE DISCUSSION ON ITEMS OF PUBLIC OR COMMUNITY INTEREST FOR WHICH NO ACTION WILL BE TAKEN.....**

Sheriff: Going up for inmates fees, \$10.00 for Trinity County to \$35.00 and \$5.00 for Tyler County to \$35.00 due to rising costs.

**4. PUBLIC COMMENTS**

None.

**6. CONSIDER APPROVAL OF CLAIMS.....KIMBERLY WOOLEY**

Have a motion by Commissioner Nettuno to pay the bills.

\*Change by Auditor, Kimberly Wooley- pg 14 of 34, pulled Variverge LLC per D. Griffiths request.

Amended motion by Commissioner Nettuno to pay the bills, remove the Tax Assessor bill and do not pay the phone bill for the County Judge unless under contract., Second by Commissioner McAnally. Motion passes 4/0.

**7. CONSIDER APPROVAL OF BUDGET AMENDMENTS & REVENUE CERTIFICATIONS..KIMBERLY WOOLEY**

Have a motion by Commissioner Nettuno, a second by Commissioner Brandon (to approve). Motion passes 4/0.

**8. RECEIVE AND CONSIDER APPROVAL OF OCTOBER 2018 DEPARTMENTAL REPORT(S):**

**\*DISTRICT CLERK**

Have a motion by Commissioner Nettuno, a second by Commissioner McAnally (to approve). Motion passes 4/0.

**ADJOURN**

Have a motion by Commissioner Brandon, a second by Commissioner McAnally to adjourn. Motion passes 4/0. San Jacinto County Commissioners Court for 12-05-2018 adjourned at 11:50 AM.

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Fritz Faulkner, County Judge

ATTEST:

*Dawn Wright*

Dawn Wright, County Clerk

