

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 **REGULAR MEETING** on the **27<sup>th</sup>** day of **MARCH 2019** 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 9:02 AM. The following motions and orders were acted upon by the Court.

**3. PLEDGE OF ALLEGIANCE & PRAYER**

Prayer led by Commissioner McAnally.

**4. PUBLIC COMMENTS**

Barbara Justice: WorkForce Solutions update.

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

**A. GOVERNOR GREG ABBOTT HAS EXTENDED THE STATE DISASTER DECLARATION IN MARCH 2019 FOR TEXAS COUNTIES AFFECTED BY HURRICANE HARVEY.....**

**B. SAN JACINTO COUNTY HAS RECEIVED A 2018 TEXAS ASSOCIATION OF COUNTIES RISK MANAGEMENT POOL ZERO LOST TIME AWARD.....JUDGE FRITZ FAULKNER**

**NEW BUSINESS:**

**15. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ADOPT RESOLUTION TO DESIGNATE AN ENGINEERING SERVICE PROVIDER TO COMPLETE THE APPLICATION AND PROJECT RELATED ENGINEERING SERVICES FOR THE GENERAL LAND OFFICE (GLO) COMMUNITY DEVELOPMENT AND REVITALIZATION CDBG-DISASTER RECOVER FUNDING FOR THE 2016 FLOOD GRANT: DR-4269 (APRIL 2016 DECLARATION), AND DR-4272 (JUNE 2016 DECLARATION).....JUDGE FRITZ FAULKNER**

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

**20. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON SAN JACINTO COUNTY'S APPLICATION AND BUDGET FOR THE ECONOMIC DEVELOPMENT ADMINISTRATION GRANT..... JUDGE FRITZ FAULKNER**

Have a motion by Commissioner Nettuno, a second by Commissioner Brandon to put site-work back in. Motion passes 5/0.

**OLD BUSINESS:**

**10. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO REVIEW AND APPROVE LEASE POLICY FOR THE SAN JACINTO COUNTY STORM SHELTER.....COMMISSIONER LADDIE MCANALLY**

Have a motion by Commissioner McAnally, a second by Commissioner Marrs (to accept the agenda item 10, the shelter lease policy as written). Motion passes 5/0.

**11. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE APPROVING THE RENEWAL OF PITNEY BOWES MAIL/POSTAGE CONTRACTS AT COURTHOUSE AND PRECINCT 2 OFFICE FOR SAN JACINTO COUNTY... CARSON ANDERSON**

No action.

**NEW BUSINESS:**

**12. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE UPDATING SIGNATURES ON THE SAN JACINTO COUNTY ROAD AND BRIDGE DEPARTMENTS CULVERT/DRIVEWAY POLICY.....**  
.....COMMISSIONER LADDIE MCANALLY

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

**13. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE USING \$8,000.00 FROM LINE ITEM 00-0436-0002- SALARY OF EMPLOYEE TO HIRE A PART-TIME EMPLOYEE.....D.P. WARD**

Have a motion by Commissioner Nettuno, a second by Commissioner Brandon (to pay out of full time line as a temporary part time). Motion passes 4/0/1. Commissioner McAnally abstains.

**14. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO ACCEPT A CHECK FROM TROY CONSTRUCTION FOR DAMAGE TO WILLOW SPRINGS ROAD IN THE AMOUNT OF \$15,200.00.....**  
.....COMMISSIONER MARK NETTUNO

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

**17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE PRESENTATION OF OUTSIDE AUDIT BY TODD, HANANKER & JOHNSON, LLP FOR THE YEAR ENDING 09/30/2017 .....**  
.....KIMBERLY WOOLEY

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.**

**28. ADJOURN EXECUTIVE SESSION AT 11:52 AM AND RECONVENE IN REGULAR SESSION FOR CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON ITEMS DISCUSSED IN EXECUTIVE SESSION.....JUDGE FRITZ FAULKNER**

All members present.

No action.

**17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE PRESENTATION OF OUTSIDE AUDIT BY TODD, HANANKER & JOHNSON, LLP FOR THE YEAR ENDING 09/30/2017.....  
.....KIMBERLY WOOLEY**

Have a motion by Commissioner Nettuno, a second by Commissioner Brandon to accept the audit.  
Motion passes 5/0.

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

David Waxman: Had LJA look at projects relative to Harvey monies. Mitigation program that HUD is writing, once finished, will bring the information.

**MEETING RECESSED FOR LUNCH AT 12:11 PM.**

**MEETING RECONVENED IN REGULAR SESSION AT 1:30 PM. All members present.**

**OLD BUSINESS:**

**11. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE APPROVING THE RENEWAL OF PITNEY BOWES MAIL/POSTAGE CONTRACTS AT COURTHOUSE AND PRECINCT 2 OFFICE FOR SAN JACINTO COUNTY...  
.....CARSON ANDERSON**

Have a motion by Commissioner Marrs, a second by Commissioner McAnally (renew Pitney Bowes with the increase). Motion passes 5/0.

**NEW BUSINESS:**

**16. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO ACCEPT BID AND APPROVE PURCHASE OF SHERIFF VEHICLES.....CHIEF DAN TODD**

Tabled.

**18. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPOINT A MINORITY REPRESENTATIVE TO DEEP EAST TEXAS COUNCIL OF GOVERNMENT (DETCOG) FOR SAN JACINTO COUNTY.....  
..... COMMISSIONER LADDIE MCANALLY**

Have a motion by Commissioner McAnally, a second by Commissioner Brandon (to nominate Dorothy Donahoe as our minority representative, contingent upon resignation from present minority representative). Motion passes 5/0.

**19. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE PLAT, IF REQUIRED, FOR 12.70 ACRE TRACT OF LAND TO BE SUBDIVIDED INTO 2 TRACTS FACING FOSTORIA TRAM ROAD AND 5 TRACTS OF LAND FACING MEEKINS ROAD AND 1 CORNER LOT TOUCHING FOSTORIA TRAM AND MEEKINS. LOCATED, VOLUME 4 PAGE 699 SAN JACINTO COUNTY DEED RECORDS TO BE KNOWN AS THE COREY MOOREHEAD SUBDIVISION #8, PART OF BLOCK 39 AND 45 OF THE MASTERSON IRRIGATION COMPANY SUBDIVISION. SAMUEL LUSK SURVEY A-196.....  
.....COMMISSIONER DAVID BRANDON**

Tabled.

**21. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE CELL TOWER PERMIT AND SET FEE.....COMMISSIONER DAVID BRANDON**

Have a motion by Commissioner Nettuno, a second by Commissioner McAnally (to set the fee at \$750.00, same as our commercial development fee). Motion passes 5/0.

**22. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE A ROUTING AND ROAD USE AGREEMENT AND FEES..... COMMISSIONER DAVID BRANDON**

Tabled.

**23. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE RE-EVALUATING DEVELOPMENT FEES FOR IN-FLOODPLAIN AND OUT-OF-FLOODPLAIN AREAS..... COMMISSIONER DAVID BRANDON**

Have a motion by Commissioner McAnally, a second by Commissioner Nettuno to make development permit \$500.00. Motion passes 5/0.

**24. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE APPROVE THE REFUND OF ROAD AND BRIDGE FEE AND CHILD SAFETY FEE IN THE AMOUNT OF \$11.20 TO WILLIE DORRIS.....BETTY DAVIS**

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

**25. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE RENEWAL OF A BLANKET BOND FOR THE TAX ASSESSOR-COLLECTOR.....KIMBERLY WOOLEY**

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

**27. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE SAN JACINTO COUNTY INVESTMENT POLICY FOR FISCAL YEAR 2018-2019 AND SUPPORTING RESOLUTION.....DIANNA ADAMS**

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

**26. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON INDIGENT HEALTH CARE BUDGET..... JUDGE FRITZ FAULKNER**

No action.

**CLOSED FOR EXECUTIVE SESSION AT 3:00 PM**

**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.**

**28. ADJOURN EXECUTIVE SESSION AT 4:15 PM AND RECONVENE IN REGULAR SESSION FOR CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON ITEMS DISCUSSED IN EXECUTIVE SESSION.....JUDGE FRITZ FAULKNER**

All members present.

Have a motion by Commissioner Marrs, a second by Commissioner McAnally to put the Judge over Indigent Healthcare. Motion passes 4/0/1. Judge Faulkner abstains.

**16. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO ACCEPT BID AND APPROVE PURCHASE OF SHERIFF VEHICLES.....CHIEF DAN TODD**

Have a motion by Commissioner Nettuno, a second by Commissioner Brandon to reject and re-bid. Motion passes 5/0.

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

Judge Faulkner: Probation Department approached about hooking up to our fiber internet. Mark Wills, IT Dept., says it won't be an issue.

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

\*change by Kimberly Wooley: Pg 17 of 28, charge to IT Dept., but was the Fire Marshalls.

Have a motion by Commissioner Brandon, a second by Commissioner Nettuno to pay the bills. Motion passes 5/0.

**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 5/0.

**9. RECEIVE AND CONSIDER APPROVAL OF DECEMBER 2018 DEPARTMENTAL REPORTS.....**

- A. TREASURER    B. TAX ASSESSOR-COLLECTOR    C. AUDITOR
- D. SHERIFF       E. COUNTY CLERK                            F. DISTRICT CLERK
- G. JUSTICE COURT REPORTS:  
PRECINCT 1, PRECINCT 2, PRECINCT 3 AND PRECINCT 4.
- H. CONSTABLE REPORTS:  
PRECINCT 1, PRECINCT 2, PRECINCT 3 AND PRECINCT 4.
- I. EMERGENCY MANAGEMENT    J. AGRILIFE EXTENSION    K. INDIGENT HEALTHCARE
- L. 911 ADDRESSING & PERMITS    M. FIRE MARSHALL        N. VETERAN'S OFFICER
- O. PRECINCT SANITATION REPORTS

\*TYPO on the date.

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

**8. CONSIDER APPROVAL OF MINUTES OF MEETING OF:**

- FEBRUARY 13, 2019    SPECIAL MEETING
- FEBRUARY 27, 2019    REGULAR MEETING

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

**ADJOURN**

Have a motion by Commissioner Brandon, a second by Commissioner Nettuno to adjourn. Motion passes 5/0. San Jacinto County Commissioners Court for 03-27-2019 adjourned at 4:35 PM.



(03-27-2019)

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Fritz Faulkner, County Judge

ATTEST:

Dawn Wright

Dawn Wright, County Clerk

Tomi Tinsley\*

Tomi Tinsley, Deputy Clerk

