

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 **MONTHLY MEETING** on the **27<sup>th</sup>** day of **JANUARY 2021** at **9:00 AM** in the Community Shelter.

Those present to wit:

Honorable Judge Fritz Faulkner, presiding

Honorable Commissioners:

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 9:03 AM. The following motions and orders were acted upon by the Court.

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

Prayer led by Dale Everitt

### **4. PUBLIC COMMENTS**

Tim Kean: jail revenue.

### **OLD BUSINESS:**

**NONE**

### **NEW BUSINESS:**

**10. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO ACCEPT PROPOSAL FOR 2021 REDISTRICTING SERVICES RELATED TO THE 2020 CENSUS CONTRACT.....FRITZ FAULKNER**

Have a motion by Commissioner Nettuno, a second by Commissioner MARRS to accept proposal from Bickerstaff Health Delgado Acosta LLP. Motion passes 4/0.

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

Judge Faulkner: Receiving vaccines for COVID-19 in the county. We have 3 places.

Commissioner Brandon: Pct. 3 and 1 had 1<sup>st</sup> testing Friday.

**11. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO SET APPROPRIATE ROAD BOND ON PEACH CREEK FARMS / ET CAPITOL INVESTMENTS-KELLEY ROAD OFF FM 3081.....FRITZ FAULKNER**

Have a motion by Commissioner Brandon, a second by Commissioner Nettuno (to set the bond at \$200,000.00). Motion passes 4/0.

**12. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE WORK BASED LEARNING AGREEMENTS BETWEEN SAN JACINTO COUNTY AND WORKFORCE SOLUTIONS DEEP EAST TEXAS CONTRACTOR.....FRITZ FAULKNER**

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

**13. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPOINT OFFICERS / MEMBERS FOR SAN JACINTO COUNTY HISTORICAL COMMISSION.....FRITZ FAULKNER**

Have a motion by Commissioner Brandon, a second by Commissioner MARRS to approve adding the names that were read out which include: Tony Sewell, Phillip Bourland, Ila Bishop, Russell Lilley, Donna Lilley, Betty Magee, Lisa Miller and to name Rebecca Hammond as Chairman and Dale Everitt as Vice Chairman. Motion passes 4/0.

**14. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO REVISION TO THE COUNTY PROCUREMENT POLICY AS RELATED TO CDBG AND CDBG-DR GRANTS.....SUSAN STOVER**

Have a motion by Commissioner Nettuno, a second by Commissioner MARRS (to revise the Procurement policy). Motion passes 4/0.

**15. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO ADJUST ENTERPRISE LEASE PROGRAM FOR DETECTIVE TRUCKS – THE PRICE HAS DECREASED AND CONTRACT NEEDS REAPPROVED AND SIGNED BY COUNTY JUDGE.....TIM KEAN**

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

**16. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON THE APPLICATION TO CLOSE, ABANDON AND VACATE A DEDICATED ROADWAY / EASEMENT, KNOWN AS HIDEAWAY LANE, PCT. 4, SAN JACINTO COUNTY.....GREG MAGEE**

\*Commissioner Marris stepped out at 10:25 AM.

No action.

**17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE A DONATION IN THE AMOUNT OF FOUR HUNDRED (\$400) FOR ROAD MATERIALS FOR McMURREY ROAD IN PRECINCT 1.....LADDIE MCANALLY**

Pass.

**18. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE TO GIVE A VARIANCE FOR A 5.5 ACRE TRACT OUT OF A 8.73 ACRE TRACT AT THE END OF V. ALLEN LANE.....LADDIE MCANALLY**

\*Commissioner Marris back in at 10:39 AM.

Have a motion by Commissioner Brandon, a second by Commissioner Marris to approve the variance. Motion passes 3/1. Commissioner Nettuno against.

**19. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE INTERLOCAL AGREEMENT WITH SAN JACINTO COUNTY ESD.....DENISE LEWIS**

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

**20. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE ACCEPTING A VARIANCE FROM MR KYLE KOERNER, FOR SEPARATING A 10 ACRE TRACT INTO TWO(2) 5 ACRE SECTIONS (TRACT 1 AND TRACT 2) AS DESCRIBED IN THE METES AND BOUNDS DESCRIPTION DATED NOVEMBER 23, 2020, AND BY SURVEY PLAT SUBMITTED BY WASHBURN & COMPANY; KEN SAVOY (LIC. #5730), SURVEYOR. THE PROPOERTY IS LOCATED ON HICKORY HILL DR. OFF DABNEY BOTTOM ROAD. IT IS IN THE VITAL FLORES SURVEY, ABSTRACT NO: 14, CALLED THOMAS BONDS PART OF 28.22 ACRES SJCCF#20052364 O.P.R.S.J.C.....DAVID BRANDON**

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

**21. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE SETTING A WORKSHOP ON PROJECT FORMULATION WITH GRANT ADMIN JUDY LANGFORD.....DAVID BRANDON**

Pass.

**22. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE FOR APPROVAL OF DECLARATION OF SALVAGE OF THE FOLLOWING ITEMS: FROM JP 1: APC BATTERY BACK UP – NOT WORKING; FROM JP 3: HP**

**LASERJET 1160 S/A CNB1D08238 – NOT WORKING; IBM MONITOR, ASSET #000474 – NOT WORKING..**  
.....**DENISE MADDOX**

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

**23. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE, AND ACCEPT CONTINUING PARTS OR COMPLETE EMPLOYEE RIGHTS OF THE FFRCA COVID-19 EMERGENCY PAID SICK LEAVE. UPON WHICH QUALIFYING REASONS FOR LEAVE TO BE ACCEPTED, TOTAL HOURS SET TO PAY, AND TOTAL HOURS OF LEAVE TO BE PAID.....****DIANNA ADAMS**

Have a motion by Commissioner Nettuno, a second by Commissioner Marris to extend COVID sick leave. Motion passes 3/1. Judge Faulkner against.

**24. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE NECESSARY ACTION FOR THE IMPOUND YARD / LAW ENFORCEMENT CENTER.....**

No action.

**25. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE NECESSARY ACTION FOR THE INNOVATION CENTER.....**

No action.

**17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE A DONATION IN THE AMOUNT OF FOUR HUNDRED (\$400) FOR ROAD MATERIALS FOR McMURREY ROAD IN PRECINCT 1.....**  
.....**LADDIE MCANALLY**

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

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

Judy Eaton: Thank you from people at the clinic.

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

Have a motion by Commissioner Nettuno, a second by Commissioner Brandon (to pay the bills except for the change) . Motion passes 4/0.

\*noted change- pg 23 of 27 (R&B Pct. 1) \$8171.81 to come out of Capital Outlay in GF.

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

\*Judge Faulkner, Commissioner Brandon, Commissioner Marris stepped out at 11:37 AM.

\*Judge Faulkner, Commissioner Brandon back in at 11:45 AM.

(Agenda #7 cont.)

\*Commissioner Marrs back in at 11:47 AM.

Have a motion by Commissioner Nettuno, a second by Commissioner Marrs (to approve). Motion passes 3/1. Commissioner Brandon against.

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

**DAWN WRIGHT, SAN JACINTO COUNTY CLERK**

- 1. REGULAR MEETING- DECEMBER 2, 2020**
- 2. MONTHLY MEETING- DECEMBER 16, 2020**

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

**9. RECEIVE AND CONSIDER APPROVAL OF DECEMBER 2020 DEPARTMENTAL REPORT(S):**

- 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    P. ANIMAL CONTROL    Q. ENVIRONMENTAL**

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

**21. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE SETTING A WORKSHOP ON PROJECT FORMULATION WITH GRANT ADMIN JUDY LANGFORD.....DAVID BRANDON**

No action.

**CLOSED FOR EXECUTIVE SESSION AT 12:30 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.

BACK IN REGULAR SESSION AT 1:06 PM. Judge Faulkner and Commissioner McAnally not present.

26. ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION FOR CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON ITEMS DISCUSSED IN EXECUTIVE SESSION.....  
.....JUDGE FRITZ FAULKNER

No action.

**ADJOURN**

Have a motion by Commissioner Marrs, a second by Commissioner Brandon to adjourn. Motion passes 3/0. San Jacinto County Commissioners Court for 01-27-2021 adjourned at 1:06 PM.

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Fritz Faulkner, County Judge

ATTEST:

*Dawn Wright*

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Dawn Wright, County Clerk

*Jessica Swords*

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Jessica Swords, Deputy Clerk

