

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 **3rd** day of **NOVEMBER 2021** at **9:00 AM** in the Community Shelter.

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

3. PLEDGE OF ALLEGIANCE & PRAYER

Prayer led by Vicki Shelly.

4. PUBLIC COMMENTS

Greg Magee: Thoughts on Commissioners court (positive). Announced retirement.

Dana Moody: Landfill.

Ed Rinehart: Landfill.

Jackie Woychesin: Landfill.

Linda Stegenga: Landfill.

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

None.

OLD BUSINESS:

NONE

NEW BUSINESS:

24. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE CHRISTMAS ON THE SQUARE AND USE OF THE COURTHOUSE GROUNDS ON DECEMBER 11, 2021.....BARBARA JUSTICE

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

**10. CONSIDERATION AND DISCUSSION TO REDISTRICTING AND CENSUS REGARDING THE ILLUSTRATIVE PLAN AND PUBLIC COMMENTS CONCERNING IT; DISCUSSION OF ILLUSTRATIVE PLAN AND AMENDMENTS, AS APPROPRIATE, TO DEVELOP A PLAN FOR FUTURE ADOPTION.....
.....BICKERSTAFF HEALTH DELGADO AWSTRA LLP**

*Commissioner Marrs stepped out at 10:22 AM. Back in at 10:24 AM.

No action.

11. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPOINT OR NOMINATE A NEW BOARD APPOINTEE FOR THE LOWER TRINITY GROUNDWATER CONSERVATION DISTRICT FROM JANUARY 1, 2022 THROUGH DECEMBER 31, 2024.....FRITZ FAULKNER

*Commissioner Marrs stepped out at 10:45 AM. Back in at 10:46 AM.

*Commissioner Nettuno stepped out at 10:45 AM. Back in at 10:46 AM.

Have a motion by Commissioner Nettuno, a second by Commissioner Marrs to nominate Barry Duke. Motion passes 5/0.

12. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE FOR APPROVAL TO RENEW THE LEASE RENEWAL AGREEMENT BETWEEN SAN JACINTO COUNTY AND TEXAS FACILITIES COMMISSION FOR AND ON BEHALF OF THE OCCUPYING AGENCIES, THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES.....FRITZ FAULKNER

Have a motion by Commissioner McAnally to change the rate to \$0.85/FT per month, in their currently secured occupied space. A second by Commissioner Brandon. Motion passes 5/0.

13. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON THE SELECTION OF MAINTENANCE SUPERVISOR UPON REVIEW OF THE APPLICANTS RECEIVED.....FRITZ FAULKNER

No action.

14. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE CONTRACT WITH LANGFORD COMMUNITY MANagements SERVICES FOR THE ADMINISTRATION OF THE AMERICAN RESCUE PLAN ACT FOR SAN JACINTO COUNTY.....JUDY LANGFORD

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

*Commissioner Marrs stepped out at 11:09 AM. Back in at 11:12 AM.

20. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE A REQUEST FOR VARIANCE FOR MILDRED STANDLEY ON A 12.302 ACRE TRACT OUT OF A 38.6856 ACRE TRACT ON JENKINS ROAD IN PRECINCT 4, IN THE DAVID BEERS SURVEY A-4.....MARK NETTUNO

Have a motion by Commissioner Nettuno, a second by Commissioner Marrs (to grant the variance). Motion passes 3/1/1. Commissioner McAnally against, Commissioner Brandon abstains.

23. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE PROPOSED JOINT RESOLUTION FOR THE 2022 DEMOCRATIC AND REPUBLICAN PARTY.....VICKI SHELLY

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

15. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE BOND FOR THE ENVIRONMENTAL OFFICER – NEAL ADAMS.....KIMBERLY WOOLEY

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

16. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE RESOLUTION FOR THE SAN JACINTO COUNTY PERSONNEL POLICY AND PROCEDURES.....DIANNA ADAMS

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

17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE FOR APPROVAL OF DECLARATION OF SALVAGE OF THE FOLLOWING ITEMS:

- FROM THE DETENTION CENTER:**
- CMA DISHMACHINE DISHWASHER MODEL HT S DOESN'T WORK**
- GARLAND STOVE DOESN'T WORK**
- SERVWELL WARM SERVING TABLE S/N X262-00270627-002**

.....DENISE MADDOX

(Agenda 17 cont.)

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

18. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE A VARIANCE FOR KEITH ANDRIES ON A 7.359 ACRE TRACT OUT OF A 89.14 ACRE TRACT ON ROSEHILL ROAD IN PRECINCT ONE (1), J.D. MARTINEZ SURVEY.....LADDIE MCANALLY

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

19. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE A VARIANCE FOR SHIRLEY ALEXANDER FAMILY ON A 60.6 ACRE TRACT IN THE BERRY BEASLEY SURVEY OFF OF V ALLEN ROAD, PRECINCT 1 OF SAN JACINTO COUNTY AMONG THE FAMILY MEMBERS INTO A 20.03 ACRE TRACT, 16.64 ACRE TRACT, 10.00 ACRE TRACT, 5.04 ACRE TRACT, 5.00 ACRE TRACT AND A 3.39 ACRE TRACT... JOYCE ALEXANDER/ LADDIE MCANALLY

No action.

21. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE REVISIONS TO "ROBINSON ACRES" AS REVIEWED BY THE COUNTY ENGINEER TO MEET CURRENT COUNTY SPECIFICATIONS..... DAVID BRANDON

*Commissioner McAnally stepped out at 11:58 AM.

*Commissioner Marrs stepped out at 11:59 AM.

*Commissioner McAnally back in at 12:01 PM.

*Commissioner Marrs back in at 12:13 PM.

*Commissioner Marrs stepped out at 12:16 PM. Back in at 12:18 PM.

Have a motion by Commissioner Brandon, a second by Commissioner McAnally to grant approval of the plat (with a change of taking the 25ft. out for lot 3,2,1; using county owned property road on West side). Motion passes 4/0/1. Commissioner Nettuno abstains.

22. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE ROAD AND BRIDGE REFUND..... 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 REVIEW AND APPROVE THE SUBDIVISION PLAT APPLICATION.....ERIC R. HIRD

(Agenda 25 cont.)

Have a motion by Commissioner McAnally, a second by Commissioner Brandon to accept preliminary plat with extra 7ft. on it. Motion passes 5/0.

26. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVAL OF DECLARATION OF SURPLUS TO BE SOLD ON RENE BATES AUCTION OF THE FOLLOWING ITEMS: FROM JP 1: 2005 PANASONIC TV/DVD/VCR COMBO – NO LONGER NEEDED.....CHRISTINA MCGEE

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

27. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE: ADD AND SOW (SCOPE OF WORK) FOR HAZ-MAT SERVICES AND CONTRACT AND PLACING THE AD IN THE NEXT NOVEMBER 2021 PAPER AVAILABLE AS THE COURT DETERMINES. PLACING AD ALSO ON COURT WEBPAGE NO LATER THAN THE DAY IT APPEARS IN THE NEWSPAPER TO RUN CONCURRENTLY WITH NEWSPAPER AD.....DAVID BRANDON

*Judge Faulkner stepped out at 12:52 PM.

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

*Commissioner Marris stepped out at 12:55 PM.

*Judge Faulkner back in at 12:56 PM.

28. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE REVISED SUBDIVISION RULES AND REGULATIONS TO UPDATE THE NEW NATIONAL FLOOD INSURANCE PROGRAM RULES AND THE DISASTER RECOVERY AND REFORM ACT OF 2018 TO 2020 THAT INCLUDES THE SUBSTANTIALLY DAMAGED ESTIMATOR PLATFORM THAT IS NOW A REQUIREMENT.....DAVID BRANDON

*Commissioner Marris back in at 1:02 PM.

*Commissioner McAnally stepped out at 1:26 PM.

No action.

*Commissioner McAnally back in at 1:32 PM.

29. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO ACCEPT ONE OF THE THREE BIDS FOR A NEW ROLL OFF TRUCK FOR SANITATION.....DONNY MARRS

No action.

30. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE NECESSARY ACTION FOR THE AMERICAN RECOVERY/RESCUE PLAN.....

(Agenda 30 cont.)

No action.

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

*Commissioner Marrs stepped out at 2:00 PM. Back in at 2:08 PM.

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

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

Have a motion by Commissioner Nettuno, a second by Commissioner Marrs (to approve revenue certifications and budget amendments). Motion passes 5/0.

8. CONSIDER APPROVAL OF MINUTES OF MEETING OF: NONE

9. RECEIVE AND CONSIDER APPROVAL OF REPORT(S): NONE

CLOSED FOR EXECUTIVE SESSION AT 2:14 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.

RECONVENED IN REGULAR SESSION AT 2:54 PM. All members present.

33. ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION FOR CONSIDERATION, DISCUSSION AND POSSIBLE VOTE ON ITEMS DISCUSSED IN EXECUTIVE SESSION.....

.....**JUDGE FRITZ FAULKNER**

(Agenda 33 cont.)

No action.

ADJOURN

Have a motion by Commissioner Brandon, a second by Commissioner Marrs to adjourn. Motion passes 5/0. San Jacinto County Commissioners Court for 11-03-2021 adjourned at 2:55 PM.



Fritz Faulkner, County Judge

ATTEST:



Dawn Wright, County Clerk

