

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 **5th** day of **OCTOBER 2022** 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 9:07 AM. The following motions and orders were acted upon by the Court.

3. PLEDGE OF ALLEGIANCE & PRAYER

Prayer led by Ester Wynn.

4. PUBLIC COMMENTS

Gerald Deeter: Agendas 18 & 19- needless expenses. Mark Price passed away.

Ray McCoppin: Agendas 18 & 19.

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

Commissioner Brandon: Will be breaking ground on the 13th of this month at 10 AM.

OLD BUSINESS:

NONE

NEW BUSINESS:

10. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE 2023 SAN JACINTO COUNTY HOLIDAY CALENDAR.....FRITZ FAULKNER, COUNTY JUDGE

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

11. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE 2023 SAN JACINTO COUNTY – COUNTY COMMISSIONERS CALENDAR.....FRITZ FAULKNER, COUNTY JUDGE

Have a motion by Commissioner Brandon to approve the commissioners court calendar, a second by Commissioner Marris. Motion passes 5/0.

15. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE RE-HIRING OF JAMES BROOKS.....CAPTAIN JESSECA LEE

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

12. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE PROCLAMATION FOR CHILDHOOD DEVELOPMENT MONTH.....FRITZ FAULKNER, COUNTY JUDGE

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

Proclamation read aloud by Judge Faulkner.

13. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE FY23 FORMULA GRANT PROGRAM REQUEST FOR APPLICATIONS (RFA) AND THE 2023 SAN JACINTO COUNTY RESOLUTION INDIGENT DEFENSE GRANT PROGRAM.....FRITZ FAULKNER, COUNTY JUDGE

*Commissioner Nettuno stepped out at 9:35 AM.

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

*Commissioner Nettuno back in at 9:38 AM.

14. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE DONATION FROM STEVE BESHEARS BEING 1.959 ACRES OF LAND, MORE OR LESS, OUT OF AND A PART OF THE ARON ASHWORTH SURVEY, ABSTRACT 58, SAN JACINTO COUNTY, TEXAS..FRITZ FAULKNER, COUNTY JUDGE

Tabled. No action.

16. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE AND INITIATE A NEW FEE OF \$150.00 FOR ALL CELL TOWER MAINTENANCE.....TRISHA BASHAM

Have a motion by Commissioner McAnally, a second by Commissioner Brandon (to charge \$150.00 for all cell tower maintenance). Motion passes 4/1, Judge Faulkner against.

17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE RECEIVED BIDS FOR THE SAN JACINTO COUNTY 2022-2023 ANNUAL MATERIAL AND CONTRACTED SERVICES BIDS FOR THE FOLLOWING ITEMS:

BID #2127-09-22	AGGREGATE ROCK
BID #2128-09-22	ROAD REPAIR MIX- HOT & COLD MIX
BID #2129-09-22	PREMIX
BID #2130-09-22	ROAD MATERIALS (ASPHALT)
BID #2131-09-22	UNGRADED POST OAK OR IRON ORE
BID #2132-09-22	MINED/UNMINED CALICHE
BID #2133-09-22	CULVERTS
BID #2134-09-22	GASOLINE
BID #2135-09-22	DIESEL
BID #2136-09-22	LUBRICANTS
BID #2137-09-22	LAY DOWN WORK

..... CAROLINE MANTHEY-WEISINGER

Tabled. No action.

18. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE TO PURCHASE A NEW, 2022 CHEVROLET 3500HD SILVERADO WORK TRUCK (SEE ATTACHED PAPER WORK) IN THE AMOUNT OF \$49,989.00 FROM MARTIN CHEVROTE BUICK GMC IN CLEVELAND, TEXAS.....

.....LADDIE MCANALLY, COMMISSIONER

Have a motion by Commissioner Marris, a second by Commissioner Brandon (to accept the bid for \$49,989.00). Motion passes 5/0.

19. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE TO DECLARE THE FOLLOWING TO GO ON RENE BATES AUCTIONEERS FOR SALE:

- 2001 CATERPILLAR MAINTAINER, MODEL: 135H, HOURS: 10619.7, VIN #BDJ00033 (PCT. 1, UNIT #1301)**
- 2008 VOLVO MAINTAINER, MODEL: G930, HOURS: 5802, VIN #41831 (PCT. 1, UNIT #1302)**
- 2008 FORD TRUCK WITH HYDRAULIC DUMP BED, MODEL: F350, VIN #ED51464, (PCT. 1, UNIT #109)**
- 2014 BIG TEX TRAILER, MODEL: 70CH-18BKDT, VIN #F2069128, (PCT. 1, UNIT #1209)**

.....LADDIE MCANALLY, COMMISSIONER

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

17. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE RECEIVED BIDS FOR THE SAN JACINTO COUNTY 2022-2023 ANNUAL MATERIAL AND CONTRACTED SERVICES BIDS FOR THE FOLLOWING ITEMS:

BID #2127-09-22	AGGREGATE ROCK
BID #2128-09-22	ROAD REPAIR MIX- HOT & COLD MIX
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BID #2134-09-22	GASOLINE
BID #2135-09-22	DIESEL
BID #2136-09-22	LUBRICANTS
BID #2137-09-22	LAY DOWN WORK

..... CAROLINE MANTHEY-WEISINGER

Have a motion by Commissioner McAnally, a second by Commissioner Brandon (accepting prices we have, including Whitener and MSR). Motion passes 5/0.

20. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE TO RENEW THE INTERLOCAL AGREEMENT BETWEEN SAN JACINTO COUNTY PRECINCT 2 AND SHEPHERD INDEPENDENT SCHOOL DISTRICT.....DONNY MARRS, COMMISSIONER

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

21. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE DISTRIBUTION OF FUNDS FROM THE AMERICAN RESCUE PLAN ACT.....DONNY MARRS, COMMISSIONER

Have a motion by Commissioner McAnally, a second by Commissioner Brandon (\$1,000,000.00 for courthouse foundation, \$450,000.00 per precinct for roads). Motion passes 5/0.

22. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE CHANGE ORDER 1: TIMBERLINE, FOR THE INNOVATION CENTER TO USE ARPA FUNDS FOR UNEXPECTED COST INCREASE DUE TO WAITING ON LETTER RESPONSE FOR APPROVAL PER THE ATTACHED AIA DOCUMENT FOR \$86,072.00.....DAVID BRANDON, COMMISSIONER

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

23. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE DONATION OF USED OIL TANK, 500 GALLON CAPACITY, TO SAN JACINTO COUNTY FROM SHANNON WEST.....DAVID BRANDON, COMMISSIONER

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

24. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE PURCHASING A 25 FT, DUAL 9,000 LBS EA. AXEL TRAILER WITH ELECTRIC BRAKES, BUMPER PULL, 20,000 CAPACITY TILT DECK WITH SPARE, 8K WINCH WITH BATTERY AND CHARGER, LOCK STORAGE, PINTLE RING WITH 2 5/16 BALL CPIER FOR \$13,500.00 TO HUAL SKID STEER AND OTHER EQUIPMENT/SUPPLIES.....

.....**DAVID BRANDON, COMMISSIONER**

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 YEARLY WORK COMP RENEWAL FOR JANUARY 1, 2023 – JANUARY 1, 2024.....**DIANNA ADAMS, COUNTY TREASURER**

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

26. CONSIDERATION, DISCUSSION AND POSSIBLE VOTE TO APPROVE THE NECESSARY ACTION FOR THE ANIMAL CONTROL BUILDING.....

No action.

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

Have a motion by Commissioner Brandon, a second by Commissioner McAnally to issue a Notice to Proceed for innovation project. Motion passes 5/0.

CLOSED FOR EXECUTIVE SESSION AT 10:35 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.

ADJOURN EXECUTIVE SESSION AND RESUME REGULAR SESSION AT 11:18 AM. Commissioner Marrs not present.

28. 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.

6. CONSIDER APPROVAL OF CLAIMS.....CAROLINE MANTHEY-WEISINGER

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

7. CONSIDER APPROVAL OF BUDGET AMENDMENTS & REVENUE CERTIFICATIONS.....
..... CAROLINE MANTHEY-WEISINGER

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

8. CONSIDER APPROVAL OF MINUTES OF MEETING OF: NONE


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

ADJOURN

Have a motion by Commissioner Brandon, a second by Commissioner McAnally to adjourn. Motion passes 4/0. San Jacinto County Commissioners Court for 10-05-2022 adjourned at 11:25 AM.


Fritz Faulkner, County Judge

ATTEST:


Dawn Wright, County Clerk

