

STATE OF TEXAS

COMMISSIONERS COURT

COUNTY OF HOOD

BE IT KNOWN THAT ON THIS THE 12TH DAY OF JANUARY, 2009, THE HONORABLE COMMISSIONERS COURT OF HOOD COUNTY WAS DULY CONVENED IN REGULAR SESSION, IN THE CENTRAL JURY ROOM OF THE HOOD COUNTY JUSTICE CENTER, 1200 W PEARL ST., GRANBURY, TEXAS, FOR THE FOLLOWING PURPOSES, TO WIT:

Pursuant to the Texas Open Meetings Act, notice is hereby given that a regular meeting of the Commissioners' Court of Hood County, Texas will be held on **MONDAY, January 12, 2009**, at **7:00 PM** in the **JURY SELECTION ROOM OF THE HOOD COUNTY JUSTICE CENTER** 1200 W. Pearl St, Granbury, Texas 76048. At which meeting the following subjects will be discussed and the following matters acted upon.

AGENDA:

- I. Call to order
- II. Invocation
- III. Pledge of Allegiance
- IV. Pledge to Texas
"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible"
- V. Special presentations
- VI. Citizens' Comments pertaining to AGENDA ITEMS only.
- VII. CONSENT AGENDA
 - A. Minutes
 - 1. Regular Commissioners' Court meeting for Monday, Dec. 22, 2008 at 7 PM.
 - 2. Special Commissioners' Court meeting for Monday, January 8, 2009, 9:30 AM.
 - B. Treasurer
 - 1. Ratify payroll for the current pay period
 - 2. Ratify jury payroll
 - C. Personnel changes, new hires, and terminations
 - D. Appoint County Historic Commission chair and members.
 - E. Accept donation of a 20 foot Christmas tree for Justice Center from Walmart.
 - F. Accept the assigned TCLEOSE agency reporting number for Hood County Constable Pct. 3.
 - G. Ratify 30 MPH speed limit on Rhea Court.
 - H. Approve cell phone allowance for following employees:
 - 1. Approve increase in cell phone allowance to \$90 for Fire Marshal Brian Fine.
 - 2. Approve \$40 cell phone allowance for Constable Pct 3 Randy Branum.
 - 3. Approve \$40 cell phone allowance for Justice of the Peace 4 Danny Tuggle.
 - 4. Approve \$90 cell phone allowance for Sheriff's Office Chief Deputy Biff Temple.
 - 5. Approve \$40 cell phone allowance for Sheriff's Office
 - a. Administrative Assistant Rhonda Shipp.
 - b. Investigator T.D. Elam.
 - c. Administrative Lt/Dispatch Supervisor Kathy Jividen.
 - d. Investigator Jimmy Luckie.
 - e. Investigator Sonny Frisbie.
 - f. Deputy Brandon Gall
 - g. Assistant Dispatch Supervisor April Rodriguez
 - h. Assistant Dispatch Supervisor Evelyn Thomas
 - I. Approve revised Interlocal Agreement for Spillman Public Safety System.
 - J. Accept \$201.00 donation from the public to the Sheriff's Office.
- VIII. Business to be discussed and considered for approval:
 - A. **SUBDIVISIONS, ROADS AND PLATS**
 - 1. **Road Operations**

a. Discuss and consider approval of release of road improvement lien on approximately 9.66 acres of land out of the C. Arrington Survey, Abstract 9, situated in Hood County, Texas recorded under Volume 221, Page 374 and authorize County Judge to sign the same.

2. Development and Compliance

- a. Discuss and consider approval of the Site Development Plan for Mambrino RV Park.
- b. Set a Public Hearing for the replat of Lot 1R, Brazos Station.

B. BUDGET AND FINANCE (AUD)

1. Consider budget line item amendments for the period December 12, 2008, through December 31, 2008, and take appropriate action.
2. Consider payment of bills for the period December 12, 2008 through December 31, 2008 and take appropriate action.

C. MISCELLANEOUS:

1. Read statement regarding allegations and complaints that Hood County Commissioners Court violated Texas Open Meeting Act made by Mr. David Schleicher and Sandy Tidwell Gilmore and take appropriate action on agreement with Texas Attorney General's office.
2. Consider changing the March 9, 2009, regularly scheduled Commissioners' Court meeting from 7 PM to 9 AM and take appropriate action.
3. Consider the position of receptionist for Acton Annex for Commissioner and Constable Precinct 3 and take appropriate action. **(COM P3)**
4. Consider and take appropriate actions on requests from Constable Pct 3. **(COM P3)**
 - a. Purchase of six items for patrol vehicle for Constable Pct 3.
 - b. Approve hiring Mickey Kimbro as Deputy Constable Pct 3.
 - c. Approve \$40 cell phone allowance for Deputy Constable Pct 3 Mickey Kimbro.
5. Consider the contract with NetD regarding the JP's on-line transactions and take appropriate action. **(TR)**

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ADDENDUM:

C. MISCELLANEOUS:

6. Consider upgrade for Crossmatch fingerprinting system to meet state requirements and to integrate with the Spillman project, using capital outlay funds, not to exceed \$20,000 and take appropriate action.

ADJOURN

THE FOLLOWING MEMBERS WERE PRESENT:

Andy Rash, County Judge
Mike Sympson, Commissioner Precinct 1
Dick Roan, Commissioner Precinct 2
Leonard Heathington, Commissioner Precinct 3
Steve Berry, Commissioner Precinct 4
Marlina Stuckey, Chief Deputy Clerk

REGARDING ITEM I: JUDGE RASH CALLED THE MEETING TO ORDER AT APPROXIMATELY 7:P.M. ON THE AFORESAID DATE OF JANUARY 12, 2009.

REGARDING ITEM II: COMMISSIONER HEATHINGTON GAVE THE INVOCATION.

REGARDING ITEM III: COMMISSIONER SYMPSON LED THE PLEDGE OF ALLEGIANCE.

REGARDING ITEM IV: PLEDGE TO TEXAS LED BY COMMISSIONER BERRY.

REGARDING ITEM V: SPECIAL PRESENTATIONS WERE GIVEN TO THE FOLLOWING PEOPLE FOR YEARS OF SERVICE TO HOOD COUNTY: GAY JOHNSON-20 YEARS; ROBERT YOUNG-10 YEARS AND APRIL RODRIGUEZ AND WENDELL DAUGHERTY-5 YEARS.

REGARDING ITEM VI: NONE.

REGARDING ITEM VII: A. MOTION MADE BY COMMISSIONER SYMPSON TO APPROVE THE CONSENT AGENDA. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII. A.1: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE RELEASE OF ROAD IMPROVEMENT LIEN ON 9.66 ACRES OF LAND OUT OF THE ARRINGTON SURVEY, ABSTRACT 9, AND TO AUTHORIZE JUDGE RASH TO SIGN. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.A.2: (a) MOTION MADE BY COMMISSIONER ROAN TO DENY THE APPROVAL OF THE SITE DEVELOPMENT PLAN FOR MAMBRINO RV PARK. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.A.2: (b) MOTION MADE BY COMMISSIONER ROAN TO SET A PUBLIC HEARING FOR FEBRUARY 9, 2009 FOR THE REPLAT OF LOT 1R, BRAZOS STATION. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.B.1: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE MONTHLY BUDGET LINE ITEM AMENDMENTS FOR THE PERIOD DECEMBER 12, 2008 THROUGH DECEMBER 31, 2008. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.2: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE BILLS FOR THE PERIOD DECEMBER 12, 2008 THROUGH DECEMBER 31, 2008. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.1: JUDGE RASH READ A STATEMENT REGARDING THE AGREEMENT BETWEEN THE HOOD COUNTY COMMISSIONERS COURT AND THE TEXAS ATTORNEY GENERAL'S OFFICE CONCERNING ALLEGATIONS OF MISCONDUCT IN REGARDS TO THE TEXAS OPEN MEETING ACT. SEE ATTACHED.

REGARDING ITEM VIII.C.2: MOTION MADE BY COMMISSIONER BERRY TO APPROVE CHANGING THE MARCH 9, 2009 COMMISSIONERS COURT MEETING FROM 7 PM TO 9 AM BECAUSE SOME THE COMMISSIONERS COURT MEMBERS WILL NOT BE AVAILABLE THAT EVENING. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. THE MEETING WILL BE HELD IN THE JP COURTROOM AT THE JUSTICE CENTER.

REGARDING ITEM VIII.C.3: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE POSITION OF CLERK NOT RECEPTIONIST FOR CONSTABLE PRECINCT 3. SINCE THIS POSITION WAS NOT BUDGETED THE COUNTY AUDITOR SUGGESTED THAT THE COURT HOLD A LATER MEETING TO APPROVE A LINE ITEM AMENDMENT UNDER THE CONSTABLE'S BUDGET FOR THIS POSITION. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.4: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE LISTED ITEMS OF PURCHASE FOR THE CONSTABLE PCT. 3, THE HIRING OF MICKEY KIMBRO AS DEPUTY CONSTABLE PCT. 3 AND THE CELL PHONE ALLOWANCE FOR MICKEY KIMBRO. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.5: MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE REVISION OF THE CONTRACT WITH NETD REGARDING THE JP'S ON-LINE TRANSACTIONS AND TO AUTHORIZE JUDGE RASH TO SIGN. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.6: MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE UPGRADE FOR CROSSMATCH FINGERPRINTING SYSTEM AND TO INTEGRATE WITH THE SPILLMAN PROJECT AND FOR THE FUNDING TO COME OUT OF FUND 55 FOR THE CAPITAL OUTLAY. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

COURT ADJOURNED AT 7:40 P.M.

SALLY OUBRE, COUNTY CLERK

APPROVED:

ANDY RASH, COUNTY JUDGE