

STATE OF TEXAS  
COMMISSIONERS COURT  
COUNTY OF HOOD

BE IT KNOWN THAT ON THIS THE 13<sup>TH</sup> DAY OF JULY, 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, July 13, 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
- II. Pledge of Allegiance
- II. Pledge to Texas  
"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible"
- II. Special presentations  
James Swartz from CareFlite: 1<sup>st</sup> Responder Plaques to members of the Hood County Sheriff's Office.
- II. Citizens' Comments pertaining to AGENDA ITEMS only.
- II. CONSENT AGENDA
  - A. Minutes
    - 1. Regular Commissioners' Court minutes for Monday June 22, 2009.
  - B. Ratify payrolls for the current pay period.
  - C. Personnel changes, new hires, and terminations
  - D. Approve cell phone stipend not to exceed \$40 per month:
    - 1. Johnny Miller, Sheriff's Office Deputy.
    - 2. Warren Stalions, Environmental Health Department.
  - E. Resolutions:
    - 1. Approve John Graves Scenic Riverway Resolution. **(COMP2)**
    - 2. Approve Under-valuation of Oil and Gas Properties Resolution. **(COMP2)**
  - F. Appoint Ronnie Franklin as RACES group coordinator for a 4-year appointment.
  - G. Purchasing:
    - 1. Declare 1985 and 1992 roller from Road Ops, and 1997 Ford Crown Victoria (Unit 175) from Fire Marshal as surplus.
    - 2. Sell declared surplus items in auction.
  - H. Approve Danny M. Henry as Deputy Constable, Precinct 1 & 2. **(CP 1&2)**
  - I. Authorize County Judge to sign Associated Time maintenance renewal contract. **(TR)**
  - J. Approve request for the Grant for a Tactical Support Vehicle. **(SO)**
- VIII. Business to be discussed and considered for approval:
  - A. **SUBDIVISIONS, ROADS AND PLATS**
    - 1. **Road Operations**
      - a. Discuss and consider a request by Habitat for Humanity, for an Order to "Vacate, Abandon, and Close" a right of way portion of Echo Trail located in the Rancho Brazos development and take appropriate action.
      - b. Discuss and consider a request by the Tolar ISD for Hood County to chip seal the parking area/band practice marching field at Tolar High School and take appropriate action.
    - 2. **Development and Compliance**
      - a. Recognize spokesperson for the Board of Directors of Pecan Plantation regarding their articulated concerns involving a Preliminary Plat in Pecan Plantation, submitted by

the

developer therein, and approved at a previous Commissioners Court meeting on

June 22, 2009. Take action, if appropriate, after hearing and discussing their Comments.

**B. BUDGET AND FINANCE (AUD)**

- and
1. Consider budget line item amendments for the period June 12, 2009, through July 2, 2009, take appropriate action.
  2. Consider payment of bills for the period June 12, 2009, through July 2, 2009, and take appropriate action.

**C. MISCELLANEOUS:**

- appropriate
1. Consider and take appropriate action to renew group membership with CareFlite. **(CJ)**
  2. Fire Marshal:
    - a. Discuss and consider Burn Ban and take appropriate action.
    - b. Discuss request to consider funding for MMU graphics (\$1650) and take appropriate action.
  3. Purchasing
    - a. Consider and take appropriate action to award armored car services
    - b. Consider and take appropriate action to award waste removal services for the Citizen's Collection Station.
  4. Consider funding opportunities from Department of Energy grants for geothermic HVAC regarding historic courthouse and take appropriate action **(CJ)**
  5. Update courthouse restoration project. **(CJ)**
  6. Consider purchase of paper shredder for Treasurer not to exceed \$3000.00 from Capital Expenditure funds and take appropriate action, **(TR)**
  7. Consider approval and take appropriate action for Fee schedule for Citizens Collection Station **(COMP4)**

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**ADDENDUM:**

**VII. CONSENT AGENDA**

- K. Approve TRANE to provide all HVAC and plumbing regarding the Courthouse restoration Program.

**VIII.**

**C. MISCELLANEOUS:**

- appropriate
8. Consider upgrade to security systems in several county offices and take appropriate action.
  9. Discuss and consider fees allowed by TABC for collection by the Tax Assessor Collector and take appropriate action.

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**ADDENDUM:**

**VII. CONSENT AGENDA**

- L. Appoint Lance Terry to the Upper Trinity Groundwater Conservation District Board.

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**ADDENDUM:**

**VII. CONSENT AGENDA**

- J. 1. Approve Resolution in support of Tactical Support Vehicle

## 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

REGARDING ITEM I: JUDGE RASH CALLED THE MEETING TO ORDER AT APPROXIMATELY 7:P.M. ON THE AFORESAID DATE OF JULY 13, 2009.

REGARDING ITEM II: STAN MCBROOM GAVE THE INVOCATION.

REGARDING ITEM III: COMMISSIONER ROAN LED THE PLEDGE OF ALLEGIANCE

REGARDING ITEM IV: COMMISSIONER BERRY LED THE PLEDGE TO TEXAS

REGARDING ITEM V: JAMES SWARTZ FROM CAREFLITE PRESENTED 1<sup>ST</sup> RESPONDER PLAQUES TO THE SHERIFF AND HEAD OF DISPATCH.

JUDGE RASH ANNOUNCED THAT HE HAD DESIGNATED COMMISSIONER ROAN TO ATTEND THE EPPC MEETINGS WHEN HE WAS UNABLE TO ATTEND.

REGARDING ITEM VI: CITIZENS COMMENTS.

REGARDING ITEM VII: A. ITEMS C-E-L WAS PULLED FROM THE CONSENT AGENDA. MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE CONSENT AGENDA. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

CONSENT AGENDA ITEM C: COMMISSIONER BERRY STATED THAT HE WANTED THE ELECTED AND APPOINTED OFFICIALS TO BE DILIGENT IN GETTING THEIR EMPLOYEES COMPENSATION TIME DOWN BEFORE THE TIME IS PAID OUT. MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE PERSONNEL CHANGES, NEW HIRES, AND TERMINATIONS. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

CONSENT AGENDA ITEM E: RESOLUTIONS FOR JOHN GRAVES SCENIC RIVERWAY AND THE UNDER-VALUATION OF OIL AND GAS PROPERTIES WERE DISCUSSED. MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE RESOLUTIONS. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

CONSENT AGENDA ITEM L: LANCE TERRY WAS RECOGNIZED AS HAVING BEEN APPOINTED TO THE UPPER TRINITY GROUNDWATER CONSERVATION DISTRICT BOARD. MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE APPOINTMENT. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.A.1.a: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE ORDER TO VACATE, ABANDON AND CLOSE A RIGHT OF WAY PORTION OF ECHO TRAIL. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED. SUSAN MECHE ADDRESSED THE COURT ON BEHALF OF HABITAT FOR HUMANITY.

REGARDING ITEM VIII.A.1.b: MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE REQUEST FROM TOLAR ISD FOR HOOD COUNTY TO CHIP SEAL THE PARKING AREA/BAND PRACTICE MARCHING FIELD AT TOLAR HIGH SCHOOL. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII. A.2. LYNDA TOMLINSON, PRESIDENT OF PECAN PLANTATION OWNERS ASSOCIATION ADDRESSED THE COURT REGARDING THE DRAINAGE PROBLEMS IN PECAN PLANTATION AND RAVENSWOOD ROAD. FOUR RESIDENTS ON RAVENSWOOD ROAD ALSO ADDRESSED THE COURT REGARDING THESE PROBLEMS. THE AIRSTRIP IN THE LANDINGS WAS

ALSO DISCUSSED. NO FORMAL ACTION TAKEN.

REGARDING ITEM VIII. B.1 MOTION MADE BY COMMISSIONER SYMPSON TO APPROVE THE MONTHLY BUDGET LINE ITEM AMENDMENTS FOR THE PERIOD 06-12-2009 THROUGH 07-02-2009 WITH THE EXCEPTION OF ITEMS 1 AND 2. THESE ITEMS ARE TO BE ADDRESSED IN THE NEXT COURT. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII: B.2. MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE BILLS FOR THE PERIOD 06-12-2009 THROUGH 07-02-2009 WITH THE EXCEPTION OF THE LODGING AND MEALS FOR THE CONSTABLES AND J.P.'S FOR THE JPCA CONFERENCE IN FORT WORTH. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.1: JAMES SWARTZ WITH CAREFLITE ASKED THE COURT TO RENEW THE GROUP MEMBERSHIP AT NO ADDITIONAL CHARGE FROM LAST YEAR. MOTION MADE BY COMMISSIONER SYMPSON TO APPROVE THE RENEWAL OF THE COUNTY'S MEMBERSHIP. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.2.a: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE BURN BAN TO BECOME EFFECTIVE IMMEDIATELY. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.2.b: MOTION MADE BY COMMISSIONER SYMPSON TO TABLE THIS ITEM IN ORDER TO FIND THE FUNDING WITHIN THE BUDGET. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

JUDGE RASH REQUESTED THE COURT TO MEET AT 9:00 A.M. ON JULY 27, 2009, IF A MEETING ROOM IS AVAILABLE, IN ORDER TO DISCUSS BUDGET ITEMS.

REGARDING ITEM VIII.C.3.a: MOTION MADE BY COMMISSIONER ROAN TO AWARD THE ARMORED CAR SERVICE TO LASER SECURITY RESPONSE. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.3.b: MOTION MADE BY COMMISSIONER HEATHINGTON TO AWARD THE WASTE REMOVAL SERVICES FOR THE CITIZEN'S COLLECTION STATION TO IESI. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGADING ITEM VIII.C.4: JUDGE RASH TOLD THE COURT THAT THERE IS GRANT MONEY AVAILABLE FOR GEOTHERMIC HVAC REGARDING THE HISTORIC COURTHOUSE AND REQUESTED THE COURT ALLOW HIM AND TRANE TO APPLY FOR THE GRANT. MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE APPLICATION FOR GRANT MONEY FOR GEOTHERMIC HVAC. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED.

RAGARDING ITEM VIII.C.5: JUDGE RASH ANNOUNCED THAT SOME QUESTIONS REGARDING THE RESTORATION OF THE HISTORIC COURTHOUSE HAVE BEEN RESOLVED AND THERE IS A MEETING WITH THE HISTORIC COMMISSION ON JULY 24, 2009.

REGARDING ITEM VIII.C.6: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE PURCHASE OF A SHREDDER FOR TREASURER'S OFFICE. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.7: JAMES MCAUSLAND OF ENVIROMENTAL HEALTH ADDRESSED THE COURT REGARDING THE CITIZENS COLLECTION STATION. MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE FEE SCHEDULE FOR THE COLLECTION STATION. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REAGARDING ITEM VIII.C.8: MOTION MADE BY COMMISSIONER SYMPSON TO TABLE THIS ITEM. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.9: TERESA MCCOY, HOOD COUNTY TAX ASSESSOR, ADDRESSED THE COURT REGARDING HER OFFICE COLLECTING PERMIT FEES ALLOWED BY TABC. MOTION MADE BY COMMISSIONER SYMPSON TO TABLE THIS ITEM FOR MORE RESEARCH AND INFORMATION. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

COURT ADJOURNED AT 8:45 P.M.

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SALLY OUBRE, COUNTY CLERK

APPROVED:

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ANDY RASH, COUNTY JUDGE