

COMMISSIONERS COURT

COUNTY OF HOOD

Be it known that on this the 12th, day of August, 2014, the Honorable Commissioners Court of Hood County was duly convened in regular session, in the Central Jury Room at the Hood County Justice Center, 1200 West 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 **Tuesday, August 12, 2014**, at **9:00 AM** in the **CENTRAL JURY 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 (VIII.C.16 corrected):

- 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
 - A. Hood County Historical Commission
 1. Texas Treasure Business Award presented to First National Bank by Senator Brian Birdwell. (HCHC, CJ)
 2. Texas Historical Commission Distinguished Service Award given to Hood County Historical Commission. (HCHC)
- VI. Citizens' Comments pertaining to AGENDA ITEMS only.
- VII. CONSENT AGENDA
 - A. Minutes:
 1. Regular Commissioners' Court minutes for July 22, 2014.
 2. Special called Commissioners Court minutes for July 14, 2014. (Budget)
 3. Special called Commissioners Court minutes for July 15, 2014. (Budget)
 4. Special called Commissioners Court minutes for July 25, 2014. (Animal Contr)
 5. Special called Commissioners Court minutes for July 29, 2014. (Budget)
 - B. Treasurer:
 1. Ratify payroll paid on August 1, 2014.
 2. Ratify jury payroll.
 - C. Personnel changes, new hires, and terminations
 - D. Accept and approve donation check from Don Walton, City of Stockton Bend, for \$4000 to be deposited in the SWAT line account on the Sheriff's Admin budget. (SO)
 - E. Accept and approve \$300 donation from Alan Peters for Animal Control. (SO)
 - F. Paver bricks to help pay for the new Animal Control building:
 1. Accept and approve \$100 donation from Larry and Lynda Veal for a "donation brick" at the new animal control facility. (SO)
 2. Accept and approve \$100 donation check from Glenda Mockbee for a "donation brick" at the new animal control facility. (SO)
 - G. Allow county judge to sign CMJ Engineering agreement for "Y" Engineering Services. (CJ)

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- H. Authorize County Judge to sign R-11 Service Agreement Renewal Notice for the Automated Victim Notification Services in Hood County (VINE program). (CJ)
- I. Purchasing:
 - 1. Approve request of Purchasing Dept. to declare unusable, Law Enforcement badges as scrap and render to the Sheriff's office for destruction.
 - 2. Approve request of the Elections Dept. to exempt purchasing from the competitive bidding process in the purchase of election software from SOE per LGC 262.024(a) (7) discretionary exemptions as a sole source.
- J. Accept and approve \$500 "Silver Level" donation for the new animal control facility from Wayne and Laurie Parry. (SO)

VIII. BUSINESS TO BE DISCUSSED AND CONSIDERED FOR APPROVAL:

A. SUBDIVISIONS, ROADS AND PLATS

1. Road Operations

- a. Public hearing to discuss and consider approval of the following proposed traffic regulations and take appropriate action:
 - 1) Establish a Stop Sign at the following locations:
 - a) On Arrow Creek Drive at Silverton Drive
 - b) On White Horse Court at Silverton Drive
 - c) On Silverton Drive at Main Street
 - d) On Silverton Court at Main Street
 - 2) Development and Compliance
 - a. Public hearing to discuss, and consider the revision of plat for Lots 68R and 26R, Crystal Lake Drive, DeCordova Hills.
 - b. Public hearing to discuss, consider and take appropriate action on the Site Development Plan for Dollar General, located at NW corner of Mambrino Highway and Contrary Creek Road, Granbury, Texas.
 - c. Public hearing to discuss consider and take appropriate action on the revision to the Hood County Development Regulations, Section 5.1 B. 1. & 2.

B. BUDGET AND FINANCE (AUD)

- 1. Consider budget line item amendments for the period July 15, 2014 through August 04, 2014, and take appropriate action.
- 2. Consider payment of bills for the period July 15, 2014 through August 04, 2014, and take appropriate action.
- 3. Determine amounts for compensation of Hood County Elected Officials for the fiscal year 2014-2015, and instruct County Auditor to notify the Elected Officials and to publish their schedule of compensation. (AUD, CJ)

C. MISCELLANEOUS:

- 1. Consider update from Todd Baker on "Y" recreation center and take appropriate action. (ComPct 2)
- 2. Consider and take appropriate action regarding a report and a budget request from the District Attorney. (CJ)
- 3. Consider and take appropriate action regarding a report and budget request from County Librarian. (LIB)

4. Budget items:
 - a. Consider budget salary projection report certified by Personnel Office for 2014 – 2015 fiscal year, and take appropriate action. (AUD, CJ)
 - b. Consider any possible technical corrections to the proposed budget and take appropriate action. (AUD)
 - c. Discuss and take appropriate action regarding the proposed 2014 – 2015 Budget and proposing a Tax Rate to be considered. (CJ)
 - d. Determine ad valorem tax rate to be proposed for fiscal year 2014 - 2015 and instruct county auditor to publish notice(s) as required by either Local Government Code LGC 140.010, or Tax Code Chapter 26, as applicable. (AUD)
 - e. Determine dates for Commissioners Court to hold a public budget hearing, approve a tax increase, adopt a budget, and adopt an ad valorem tax rate, as required by Local Government Code 111.007 – 111.009. (AUD)
5. Consider and take appropriate action to approve events scheduled on the Courthouse Square through the end of 2014. (CJ)
 - a. Harvest Moon,
 - b. Lights of a Country Night,
 - c. Candlelight Tour of Homes
6. Consider and take appropriate action to extend for another three years the terms of the following Hood County Child Welfare Board / KASH for Kids board members (Comp4):
 - a. Francis Squires
 - b. Celia Whitman
7. Consider and take appropriate action regarding renewal of health insurance through TAC HEBP. (PER)
8. Consider and take appropriate action on approving letter of in-kind services and sub-commitment form for Phase Two of the watershed implementation grant and allow County Judge to sign all documents. (EH)
9. Consider and take appropriate action to authorize County Judge to sign the Texas Commission on Environmental Quality (TCEQ) Air Monitoring Site Agreement 582-14-45126. (EH)
10. Elections Administrator:
 - a. Discuss and take action to appoint presiding, alternate judges and central count station.
 - b. Discuss and take appropriate action to approve purchase of ES&S iVotronic voting machines and end of night election results software.
11. Consider and discuss tax Code 23.02 with Raymond Wilcox. (CJ)
12. Discuss and take appropriate action regarding the feasibility of leasing v. purchasing vehicles for the Sheriff's Office for the next fiscal year. (ComPct3)
13. Discuss and take appropriate action regarding the request to purchase 27 Panasonic toughbook laptop computers and vehicle mounts to replace the 6 year old units.(SO, CJ))

14. Information Technology:
 - a. Consider and take appropriate action regarding proposal from Tyler Odyssey for purchase of Judges Edition (Re: E-Filing and Electronic Documentation).
 - b. Consider and take appropriate action to authorize County Judge to sign Tyler Odyssey Contract amendment upon review of County Attorney.
 - c. Consider and take appropriate action regarding purchase of computer hardware for Tyler Odyssey Judges Edition.
15. Convene into executive session per Texas Government Code §551.087 (Economic Development):
 - a. Regarding amendment to Chapter 381-Economic Development Agreement, dated August 24, 2010 (the "381 Agreement"), between the County of Hood (the "County"), NEC US 377 & Meander Rd., L.P. ("Vista") and HEB Grocery Company, LP ("HEB"). (Comp4)
 - b. Discuss and consider revisions to the Hood County Economic Development Tax Incentive Program. (CA)
16. Reconvene into open session and take appropriate action on item VIII.C.15.a and item VIII.C.15.b.

ADJOURN

THE FOLLOWING MEMBERS WERE PRESENT

Darrell Cockerham, County Judge
James Deaver, Commissioner Precinct 1
Dick Roan, Commissioner Precinct 2
Jeff Tout, Commissioner Precinct 3
Steve Berry, Commissioner Precinct 4
Mary Burnett, County Clerk

REGARDING ITEM I: Judge Cockerham called the meeting to order at 9:00 A.M. on the aforesaid date 12th of August, 2014.

REGARDING ITEM II: Invocation given by Judge Cockerham

REGARDING ITEM III: Pledge Of Allegiance lead by Commissioner Deaver

REGARDING ITEM IV: Pledge To Texas lead by Commissioner Berry

REGARDING ITEM V.A.1: Senator Birdwell presented the Texas Treasure Business Award to First National Bank, John Henry Luton and Jake Caraway.

REGARDING ITEM V2.A: Judge Cockerham presented the Texas Historical Commission Distinguished Service Award to the Hood County Historical Commission representatives.

REGARDING ITEM VI: Citizens comments.

REGARDING ITEM VII.A-C&E-J: Motion made by Commissioner Berry to approve the consent agenda. Seconded by, Commissioner Deaver. All voted aye. Motion carried. See Attached.

REGARDING ITEM VIIL.D: Motion made by Commissioner Berry to accept donation from Don Walton, City of Stockton Bend for \$400 to be deposited in the Swat line account on Sheriff's Admin budget. Seconded by, Commissioner Roan. All voted aye. Motion carried.

REGARDING ITEM VIII.A.1a.1.a-d: Judge Cockerham opened the public hearing. There were no citizen comments.

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Judge Cockerham closed the public hearing.

Motion made by Commissioner Tout to approve establishing a Stop Sign one on Arrow Creek Drive at Silverton Drive, one on White Horse Court at Silverton Drive, one on Silverton Drive at Main Street, and one on Silverton Court at Main Street. Seconded by, Commissioner Roan. All voted aye. Motion carried.

REGARDING ITEM VIII.A.2.a: Judge Cockerham opened the public hearing. There were no comments from citizens.

Judge Cockerham closed the public hearing

Motion made by Commissioner Tout to approve the revision of plat for Lots 68R and 26R, Crystal Lake Drive, DeCordova Hills. Seconded by, Commissioner Deaver. All voted aye. Motion carried.

REGARDING ITEM VIII.A.2.b: Judge Cockerham opened the public hearing. There were no comments from citizens.

Judge Cockerham closed the public hearing.

Motion made by Commissioner Roan to approve the Site Development Plan for Dollar General, Located at NW corner of Mambrino Highway and Contrary Creek Road, Granbury Texas. Seconded by, Commissioner Deaver. All voted aye. Motion carried.

REGARDING ITEM VIII.A.2.c: Judge Cockerham opened the public hearing. There were no comments from citizens.

Judge Cockerham closed the public hearing.

Motion made by Commissioner Berry to approve the revision to the Hood County Development Regulations, Section 5.1.B.1 & 2. Seconded by, Commissioner Roan. All voted aye. Motion carried. See attached.

REGARDING ITEM VIII.B.1: Motion made by Commissioner Roan to approve the monthly budget line item amendments and the 1/2th items for the period July 15, 2014 through August 4, 2014. Seconded by, Commissioner Tout. All voted aye. Motion carried. See Attached.

REGARDING ITEM VIII.B.2: Motion made by Commissioner Berry to approve bills for the period July 15, 2014 through August 4, 2014 with the exception of the \$31,000 to the Texas Department of Justice and leave the \$50,000 transfer in Fund 101 to be paid at a later time. Seconded by, Commissioner Roan. All voted aye. Motion carried. See Attached.

REGARDING ITEM VIII.B.3: Motion made by Commissioner Berry to determine the compensation amounts for Hood County Elected Officials for the fiscal year 2014-2015 based on what is published, and instruct County Auditor to notify the Elected Officials. Seconded by, Commissioner Tout. All voted aye. Motion carried.

REGARDING ITEM VIII.C.1: Todd Baker presented the report on the "Y" recreation center schematic design change and requested approval to go forward to the architectural design.

Motion made by Commissioner Roan to approve Todd Baker's update on the "Y". Seconded by, Commissioner Tout. All voted aye. Motion carried.

REGARDING ITEM VIII.C.2: Rob Christian, District Attorney, gave a report and explanation of his Chapter 59 Asset Forfeiture Account. He also requested a \$10,000 raise for his Assistant Attorneys and another \$10,000 if they are Board Certified.

Motion made by Commissioner Tout to approve pay increase of \$10,000 for each ADA and an additional \$10,000 increase if Board Certified. Motion died for lack of second.

Motion made by Commissioner Berry to allow a certification pay of \$10,000 for any Criminal Board Certified Assistant District Attorney. Seconded by, Commissioner Deaver. All voted aye. Motion carried.

REGARDING ITEM VIII.C.3: Courtney Kincaid, Librarian, discussed with the Court her copier lease and adding \$400 to her budget for the copier line item and her contract line item. She also spoke to the Court about an increase in pay for the Combination Children's and Assistant Librarians.

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Motion made by Commissioner Roan to approve an increase to a CS9-1. Seconded by, Commissioner Tout. Commissioners Roan and Tout voted aye. Judge Cockerham, Commissioner Deaver and Commissioner Berry voted Nay. Motion failed.

REGARDING ITEM VIII.C.4.a: Motion made by Commissioner Berry to certify what is in the budget and as of this payroll which will be paid on Friday and the changes that personnel has made, terminations and new hires, then everybody get together and reconcile every position and pay rate and certify every open position that's in the budget now, and make sure we reconcile that back to the budget, then anything over or under to come from the contingency line. Seconded by Commissioner Roan. All voted aye. Motion carried.

REGARDING ITEM VIII.C.4.b: No action taken.

REGARDING ITEM VIII.C.4.c-d: Motion made by Commissioner Roan to accept the effective tax rate of 39.1697. Seconded by, Commissioner Tout. All voted aye. Motion carried.

REGARDING ITEM VIII.C.4.e: Motion made by Commissioner Berry to have the public hearing on August 26, 2014 to approve a tax increase, adopt a budget, and adopt an ad valorem tax rate. Seconded by, Commissioner Deaver. All voted aye. Motion carried.

REGARDING ITEM VIII.C.5: Motion made by Commissioner Deaver to approve the events scheduled on the Courthouse Square through the end of 2014, Harvest Moon, Lights of the Country Night and Candlelight Tour of Homes. Seconded by, Commissioner Tout. All voted aye. Motion carried.

REGARDING ITEM VIII.C.6: Motion made by Commissioner Berry to approve extending for another three years the terms of Francis Squires and Celia Whitman to the Hood County Child Welfare Board/KASH for Kids board. Seconded by, Commissioner Roan. All voted aye. Motion carried. See attached.

REGARDING ITEM VIII.C.7: Motion made by Commissioner Berry to allow the Judge to sign the renewal of health insurance through TAC HEBP. Seconded by, Commissioner Roan. All voted aye. Motion carried. See attached.

REGARDING ITEM VIII.C.8: Motion made by Commissioner Deaver to approve the letter of in-kind services and sub-commitment form, for Phase Two of the watershed implementation grant and authorize the County Judge to sign all documents. Seconded by, Commissioner Roan. All voted aye. Motion carried. See attached.

REGARDING ITEM VIII.C.9: Motion made by Commissioner Roan to authorize County Judge to sign the Texas Commission on Environmental Quality (TCEQ) Air Monitoring Site Agreement 582-14-45126. Seconded by, Commissioner Tout. All voted aye. Motion carried. See attached.

REGARDING ITEM VIII.C.10.a: Motion made by Commissioner Berry to approve the appointment of the presiding, alternate judges and central count station as presented. Seconded by, Commissioner Tout. All voted aye. Motion carried. See attached.

REGARDING ITEM VIII.C.10.b: Motion made by Commissioner Roan to allow the Elections Administrator to purchase 23 new voting machines from ES&S iVotronic and related software reporting. Seconded by, Commissioner Berry. All voted aye. Motion carried.

REGARDING ITEM VIII.C.11: No action taken

REGARDING ITEM VIII.C.12: No action taken

REGARDING ITEM VIII.C.13: Motion made by Commissioner Berry to table item VIII.C.13 to the new fiscal year. Seconded by, Commissioner Deaver. All voted aye. Motion carried.

REGARDING ITEM VIII.C.14.a-c: Motion made by Commissioner Roan to approve items as entered by Jackie Solomon not to exceed \$39,180.00. Seconded by, Commissioner Tout. All voted aye. Motion carried.

REGARDING ITEM VIII.C.15: Judge Cockerham convene into executive session per Texas Government Code 551.087 at 12:15 P.M.

REGARDING ITEM VIII.C.16: Judge Cockerham reconvened into open session at 12:30 P.M.

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REGARDING ITEM VIII.C.15.a: Motion made by Commissioner Berry to allow the County Attorney to revise the 380 agreement with HEB and add the portion of the new construction of Ross and Marshalls and once she gets the amendment attached allow the County Judge to sign. Seconded by, Commissioner Roan. All vote aye. Motion carried.

REGARDING ITEM VIII.C.15.b: Motion made by Commissioner Roan that we also defer to the County Attorney and her research regarding writing an updated policy for tax abatement for Hood County. Seconded by, Commissioner Deaver. All vote aye. Motion carried.

COURT ADJOURNED AT 12:50 A.M.

APPROVED:

DARRELL COCKERHAM, COUNTY JUDGE

ATTEST:

MARY BURNETT, COUNTY CLERK

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