

BE IT KNOWN THAT ON THIS THE 23RD DAY OF AUGUST, 2011, THE HONORABLE COMMISSIONERS COURT OF HOOD COUNTY WAS DULY CONVENED IN REGULAR SESSION IN THE CENTRAL JURY ROOM OF THE 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 **Tuesday, August 23, 2011 at 9:00 AM** 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 minutes for August 3, 2011.
 - 2. Special called Commissioners' Court minutes for July 26, 2011. (Budget)
 - 3. Special called Commissioners' Court minutes for August 16, 2011. (Courthouse)
 - B. Treasurer
 - 1. Ratify payroll paid 08/19/11 for the period 8/1/11-8/14/11
 - 2. Ratify jury paid through 8/16/11
 - 3. Treasurer's collateral reports for
 - a. First Financial Bank – July 2011
 - b. Town & Country Bank – July 2011
 - 4. Treasurer's interest income report – July 2011.
 - 5. Treasurer's monthly report – July 2011.
 - C. personnel changes, new hires, and terminations
 - D. Monthly activity and financial reports of county officials.
 - 1. Constable 1 & 2 July
 - 2. Constable 3 July
 - 3. County Clerk July
 - 4. County Attorney July
 - 5. Development and Compliance July
 - 6. District Clerk July
 - 7. Elections Administrator July
 - 8. Environmental Health July
 - 9. Extension Agent July
 - 10. Fire Marshal July
 - 11. Justice of the Peace 1 & 2 July
 - 12. Justice of the Peace 3 July
 - 13. Justice of Peace 4 July
 - 14. Library July
 - 15. Sheriff
 - Animal Control July
 - Civil & Warrants July

Escrow	July
Pay Phone (T-Netix)	June
16. Tax Assessor Collector	July
Tax Assessor Collector V.I.T	July

- E. Approve renewal of E9-1-1 Interlocal Agreement with NCTCOG and authorize County Judge to sign.
- F. Approve re-appointment Mr. Bill Lowe, Mr. Stephen Miller, and Mr. Joe Langdon to the Board of Directors of the Hood County Development District No. 1.

G. Purchasing:

- 1. Approve 2nd renewal of RFP2010-102 Cancer & Dread Disease Employee Insurance Contract to Higginbotham & Associates, Inc.
- 2. Approve 3rd renewal of RFP2008-120 Correctional Pharmaceutical Services to Maxor Correctional Pharmacy Services
- 3. Approve 3rd renewal of RFP2009-101 Pest Control Services to Wise/Chemsafe Pest Control
- 4. Approve 1st renewal of IFB2010-115 Fire Equipment Maintenance to Crisp Ladew Fire Protection Co.

VIII. Business to be discussed and considered for approval:

A. **SUBDIVISIONS, ROADS AND PLATS**

- 1. Road Operations – no items
- 2. Development and Compliance
 - a. Public Hearing to discuss and consider approval on the Site Development Plan for a Microbrewery presented by Revolver Brewing LLC, located at 5600 Matlock Road, Granbury, Texas.
 - b. Public Hearing to discuss and consider approval on the Site Development Plan for a monopole cell tower presented by Capital Telecom Acquisition, LLC, located at 1412 East Apache, Granbury, Texas.

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

- 1. Consider budget line item amendments for the period August 3, 2011 through August 16, 2011 and take appropriate action.
- 2. Consider payment of bills for the period August 3, 2011 through August 16, 2011 and take appropriate action.
- 3. Pursuant to Local Government Code §111.0075, conduct a public hearing for the 2011 – 2012 Hood County Budget and Tax Rate.

C. **MISCELLANEOUS:**

- 1. Convene in Executive Session for non-disciplinary Personnel Matters pursuant to §551.074(a) of the Texas Government Code. (CJ)
 - a. District Attorney’s Office
 - b. Facility Maintenance Office
- 2. Reconvene to take appropriate action regarding executive session. (CJ)
- 3. Discuss and take appropriate action on library staff transfer and part-time replacement for the library. (LIB)
- 4. Consider and take appropriate action on Fire Marshal’s request regarding part time employee.(FM)
- 5. Consider and take appropriate action regarding an update to the Commissioners Court from Brinkley-Sargent Architects on the current status of the developing Enterprise Plan. (CJ)
- 6. Consider and take appropriate action regarding Teague, Nall and Perkins Professional Services Agreement for US 377 Cresson Relief Route. (CJ)
- 7. Consider and take appropriate action to grant the DARE officer permission to coordinate the placement of World Ware Project collection bins on various county properties. (CJ)
- 8. Consider and take appropriate action to approve RFP2011-015 contract for Vending Machines & Service. (PUR)

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Addendum:

VIII. Business to be discussed and considered for approval:

C. **MISCELLANEOUS:**

- 6.a. Consider and take appropriate action on a letter to Texas Department of Transportation regarding the approval of the route and environmental clearance for the US 377 Relief Route project.

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Addendum 2:

- VII. Consent Agenda
- H. Re-appoint Frances Squires, Celia Wittman, and Dawn Partlow as members to the Hood County Child Welfare Board for an additional term of service from October 1st of 2011 through October 1st of 2014.(COM P3)
- VIII. Business to be discussed and considered for approval:
- B. BUDGET AND FINANCE (AUD):
4. Discuss and take appropriate action on the request from Personnel to spend more than 1/12th of budget for the purchase of printer cartridge for laser printer. (PER)
- C. MISCELLANEOUS:
9. Information Technology:
- a. Consider and take appropriate action regarding the installation of fiber optic cable from 3rd floor to 1st floor of courthouse restoration.
- b. Consider and take appropriate action regarding purchase of AT&T demarcation equipment for courthouse restoration.
- c. Consider and take appropriate action regarding cross-connect installation to AT&T demarcation equipment.

ADJOURN

THE FOLLOWING MEMBERS WERE PRESENT:
DARRELL COCKERHAM, 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 COCKERHAM CALLED THE MEETING TO ORDER AT APPROXIMATELY 9:00 A.M. ON THE AFORESAID DATE OF AUGUST 23, 2011.

REGARDING ITEM II: THE INVOCATION WAS GIVEN BY JACKIE SOLOMON.

REGARDING ITEM III: PLEDGE OF ALLEGIANCE WAS LED BY COMMISSIONER SYMPSON.

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

REGARDING ITEM V: SPECIAL PRESENTATIONS - BOB BLESSING, PERSONNEL DIRECTOR, STATED THAT THERE WERE TWO PRESENTATIONS TO BE MADE: VIRGIL MARTIN WITH ROAD OPERATIONS RECEIVED A 5 YEAR PIN AND BETH PATE WITH JUVENILE PROBATION RECEIVED A 10 YEAR PIN.

REGARDING ITEM VI: CITIZENS COMMENTS. NONE

REGARDING ITEM VII: JUDGE COCKERHAM ASKED IF THERE WERE ANY ITEMS TO BE PULLED FROM THE CONSENT AGENDA AND THERE WERE NONE. MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE

CONSENT AGENDA. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII:A.1 NO ITEMS

REGARDING ITEM VIII:A.2.a: DONALD LINNEY FOR DEVELOPMENT AND COMPLIANCE REQUESTED APPROVAL FROM THE COURT FOR THE SITE DEVELOPMENT PLAN FOR A MICROBREWERY PRESENTED BY REVOLVER BREWING LLC.

JUDGE COCKERHAM OPENED A PUBLIC HEARING. NO PUBLIC COMMENT. JUDGE COCKERHAM CLOSED THE PUBLIC HEARING.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE SITE DEVELOPMENT PLAN FOR A MICROBREWERY AT 5600 MATLOCK ROAD. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII:A.2.b: DONALD LINNEY REQUESTED THE COURT'S APPROVAL FOR THE SITE DEVELOPMENT PLAN FOR A MONOPOLE CELL TOWER PRESENTED BY CAPITAL TELECOM ACQUISITION.

JUDGE COCKERHAM OPENED A PUBLIC HEARING. NO PUBLIC COMMENT. JUDGE COCKERHAM CLOSED THE PUBLIC HEARING.

MOTION MADE BY COMMISSIONER SYMPSON TO APPROVE THE SITE DEVELOPMENT PLAN FOR A MONOPOLE CELL TOWER AT 1412 EAST APACHE. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.B.1: COUNTY AUDITOR STAN MCBROOM PRESENTED THE COURT WITH SEVERAL LINE ITEM AMENDMENTS. THERE WAS ONE DUPLICATE ITEM FOR \$4000.00 THAT WAS STRUCK OFF.

MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE MONTHLY BUDGET LINE ITEM AMENDMENTS FOR THE PERIOD AUGUST 3, 2011 THROUGH AUGUST 16, 2011. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.2: STAN PRESENTED THE BILLS FOR PAYMENT TO THE COURT. COMMISSIONER BERRY ASKED IF THE DELL COMPUTERS WERE PURCHASED OUT OF STATE FUNDS AND STAN SAID THAT THEY WERE.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE BILLS AS PRESENTED FOR THE PERIOD OF AUGUST 3, 2011 THRU AUGUST 16, 2011. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.3: COUNTY AUDITOR STAN MCBROOM PRESENTED THE PROPOSED COUNTY BUDGET FOR 2011-2012. HE STATED THAT THERE ARE 4 FUNDS THAT ARE AFFECTED BY THE TAX RATE: GENERAL FUND-ROAD & BRIDGE FUND-LIBRARY FUND- DEBT SERVICE FUND. HE ALSO STATED THAT THE TAX RATE WOULD INCREASE BY ½ CENT BUT THE OVER-ALL TAXABLE DOLLAR AMOUNT WOULD BE DOWN.

JUDGE COCKERHAM OPENED THE PUBLIC HEARING. NO PUBLIC COMMENT. JUDGE COCKERHAM CLOSED THE PUBLIC HEARING.

NO FORMAL ACTION TAKEN.

REGARDING ITEM VIII.B.4: STAN ADVISED THE COURT THAT THE PURCHASES OF MORE THAN 1/12TH OF ANY OFFICE BUDGET WERE DELIVERED IN JULY AND THERE WAS NO ACTION NEEDED BY THE COURT.

BOB BLESSING, PERSONNEL DIRECTOR REQUESTED THE COURT'S APPROVAL FOR THE PURCHASE OF PRINTER CARTRIDGE FOR THE LASER PRINTER FOR THE COUNTY NEWS LETTER, WHICH WOULD BE OVER THE 1/12TH OF HIS BUDGET. MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE PURCHASE. SECONDED BY COMMISSIONER SYMPSON. ALL VOTE AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.3: COURTNEY KINCAID, LIBRARY DIRECTOR, ASKED THE COURT FOR A STAFF TRANSFER AND PART-TIME REPLACEMENT FOR THE LIBRARY.

MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE REQUEST. MOTION DIED FOR LACK OF SECOND.

REGARDING ITEM VIII.C.4: BRIAN FINE, FIRE MARSHALL, REQUESTED TO HIRE A PART-TIME EMPLOYEE WITH NO ADDITION OR CHANGE TO THE BUDGET. COMMISSIONER HEATHINGTON ASKED WHAT THE PART-TIME EMPLOYEES DO AND BRIAN SAID THAT THEY ANSWER THE PHONE ON WEEKENDS AND HOLIDAYS AND FREE UP OTHERS TO GO OUT ON CALLS. COMMISSIONER HEATHINGTON STATED THAT THERE SHOULD ONLY BE ONE PERSON FROM THE FIRE MARSHALL'S OFFICE TO RESPOND TO A CALL INSTEAD OF TWO OR THREE. COMMISSIONER SYMPSON SUGGESTED THAT THE FIRE MARSHALL SHOULD TRY TO RE-DO HIS STAFF SCHEDULE. COMMISSIONER BERRY STATED THAT THE COUNTY HAS A HIRING FREEZE UNTIL THE OCTOBER 1, 2011 BUDGET.

THERE WAS NO MOTION MADE TO APPROVE THIS ITEM.

REGARDING ITEM VIII.C.: NO ACTION.

REGARDING ITEM VIII.C.6a: MOTION MADE BY COMMISSIONER BERRY TO APPROVE SENDING A LETTER TO TEXAS DEPARTMENT OF TRANSPORTATION REGARDING THE APPROVAL OF THE ROUTE AND ENVIROMENTAL CLEARANCE FOR THE US 377 RELIEF ROUTE PROJECT. HOOD COUNTY NEEDS A TIME LINE OF THE PROJECT WHICH WILL AFFECT THE COUNTY'S BOND SALE. MOTION SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.7: SHERIFF OFFICER ANN BROWN AND MIKE PETREE OF WORLD WARE PROJECT REQUESTED THE COURT'S PERMISSION TO PLACE COLLECTION BINS ON VARIOUS COUNTY PROPERTIES FOR THE COLLECTION OF USED CLOTHING. WORLD WARE WILL PAY BY THE POUND FOR THE CLOTHING WITH THE PROCEEDS GOING TO THE COUNTY'S DARE PROGRAM. COMMISSIONER HEATHINGTON ASKED ABOUT GENERAL JUNK BEING LEFT AT THE BINS AND MR. PETREE STATED THAT THE DALLAS CENTER WOULD COLLECT THE JUNK WITHIN A DAY OR TWO OF THEIR NOTIFICATION. OFFICER BROWN STATED THAT THE LIBRARY HAS ALREADY GIVEN PERMISSION FOR A BIN AT THEIR LOCATION AND ASKED FOR PERMISSION FOR A BIN AT THE COUNTY COLLECTION CENTER. COMMISSIONER SYMPSON SUGGESTED THAT THEY ALSO CONTACT THE CITIES OF TOLAR AND LIPAN FOR PERMISSION.

MOTION MADE BY COMMISSIONER SYMPSON TO APPROVE THE PLACEMENT OF CLOTHING COLLECTION BINS ON VARIOUS COUNTY PROPERTIES. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.8: PURCHASING AGENT NELDA WALTERS ADDRESSED THE COURT REGARDING THE RFP2011-015 CONTRACT FOR VENDING MACHINES AND SERVICE. SHE ONLY RECEIVED ONE BID, WHICH WAS FROM THE CURRENT VENDOR M.L.PHINNEY DISTRIBUTING, INC.

MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE CONTRACT FOR VENDING MACHINES AND SERVICE FROM M.L. PHINNEY. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.1. JUDGE COCKERHAM ANNOUNCED THAT COURT WOULD GO INTO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE 551.074(a).

EXECUTIVE SESSION BEGAN AT 9:50 A.M. AND ENDED AT 10:25 A.M.

JUDGE COCKERHAM ANNOUNCED THAT OPEN COURT WOULD RECONVENE AT 10:26 A.M. WITH THE FOLLOWING ACTION BEING TAKEN.

a) NO ACTION TAKEN.

b) MOTION MADE BY COMMISSIONER HEATHINGTON TO PROMOTE COTTON HOWELL TO INTERIM HEAD OF FACILITY MAINTENANCE WITH A 10% INCREASE IN PAY. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.5: BRIAN GAFFIN INTRODUCED DWAYNE BRINKLEY AND KEVIN POST WITH BRINKLEY-SARGENT ARCHITECTS FOR AN UPDATE OF THE DEVELOPING ENTERPRISE PLAN. A POWER POINT PRESENTATION WAS GIVEN. A CITIZEN SURVEY WAS TAKEN OF THE FOLLOWING ENTITIES FOR THEIR REQUEST AND INPUT INTO THE PROJECT:

GRANBURY ISD

BOYS & GIRLS CLUB

HOSPITAL

YMCA

CITY OF GRANBURY

THE ARCHITECTS PRESENTED 3 PLANS FOR CONSIDERATION WITH A TURN-KEY COST FOR EACH.
PLAN 1 17.1 MILLION PLAN 2 22.2 MILLION PLAN 3 25.3 MILLION

COMMISSIONER BERRY STATED THAT PREVIOUSLY THERE WAS SUPPOSE TO BE A SPORTS AUTHORITY WITH OTHER ENTITIES INVOLVED ALONG WITH THE COUNTY. COMMISSIONER ROAN STATED THAT HE WOULD LIKE TO SEE THE OPERATING EXPENSES OF OTHER LIKE PROPERTIES DONE BY BRINKLEY-SARGENT.

NO FORMAL ACTION TAKEN.

REGARDING ITEM VIII.C.9: JACKIE SOLOMON OF COUNTY I.T. DEPARTMENT ADDRESSED THE COURT REGARDING THE COURTHOUSE RESTORATION PROJECT.

a) VISUAL INNOVATIONS TO INSTALL FIBER OPTIC CABLE FROM 3RD FLOOR TO 1ST FLOOR AT A COST OF \$660.99.

B) AT&T DEMARCATION EQUIPMENT FOR A COST OF \$725.00.

c) AT&T CROSS-CONNECT INSTALLATION OF DEMARCATION EQUIPMENT FOR A COST OF \$110.00.

MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE COST OF THE ABOVE ITEMS FOR THE COURTHOUSE RESTORATION PROJECT. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

COURT ADJOURNED AT 11:20 A.M.

APPROVED:

DARRELL COCKERHAM, COUNTY JUDGE

ATTEST:

MARY BURNETT, COUNTY CLERK