

BE IT KNOWN THAT ON THIS THE 10<sup>TH</sup> DAY OF JULY , 2012, THE HONORABLE COMMISSIONERS COURT OF HOOD COUNTY WAS DULY CONVENED IN REGULAR SESSION, IN THE JURY SELECTION 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 **Tuesday, July 10, 2012, 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 minutes for June 26, 2012.
  - B. Treasurer:
    1. Ratify payroll for the period 06/18/12-07/01/12 – paid 07/06/12.
    3. Ratify jury paid through 07/03/12.
  - C. Personnel changes, new hires, and terminations
  - D. Accept Sheriff's 2012 Law Enforcement report. (CJ)
  - E. Accept Juvenile Board budget for the 2013 fiscal year. (AUD)
- 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 speed limit of 25 MPH on Old Cleburne Road.
    - 2. Development and Compliance**
      - a. Public hearing to consider and take appropriate action for the replat of Lot 1019R, Pecan Plantation, Unit Six.
  - B. **BUDGET AND FINANCE (AUD)**
    1. Consider budget line item amendments for the period June 19, 2012, through July 2, 2012, and take appropriate action.
    2. Consider payment of bills for the June 19, 2012, through July 2, 2012, and take appropriate action.
    3. Consider and take appropriate action for Texas Tax Note Series, 2012:
      - a. Consider all matters incident and related to the issuance and sale of the Hood County, Texas Tax Note, Series 2012, including the adoption of an order authorizing the issuance of such note obligating

the levy of ad valorem taxes to pay the note, approving a Paying Agent/Registrar Agreement and an engagement letter of Bond Counsel.

- b. Move to adopt an order authorizing the issuance and sale of the Hood County, Texas Tax Note, Series 2012, and approving all matters incident thereto.

C. **MISCELLANEOUS:**

1. Consider and take appropriate action to set a date for a public hearing for adoption of the Flood Damage Prevention Order (EH)
2. Consider and take appropriate action regarding a request to place a fence in the county right-of-way in West Port Ridglea Court in the Port Ridglea East subdivision. (Comp3)
  - a. Bob Jordan, Port Ridglea East HOA, will speak.
3. Consider and take appropriate action regarding extending the Caring Heart membership agreement between Careflite and Hood County. (CJ)
  - a. Jim Swartz from Careflite will speak.
4. Consider and discuss burn ban and take appropriate action. (FM)
5. Consider and take appropriate action regarding recommendations from Hood County Historical Commission (CJ):
  - a. Appoint Rebecca Barnes to the empty position on the HCHC.
  - b. Increase number of members to eight.
    - 1) Propose Tom Green to fill the eighth position.
6. Consider and take appropriate action on County Judge's request to purchase a replacement PC out of Fund 55. (CJ)
7. Consider and take appropriate action on the Treasurer's & It's request to purchase replacements for the check printer and 1 PC in the Treasurer's department out of Fund 55. (IT/TR)
8. Consider for approval Blue Cross Blue Shield renewal rates and take appropriate action. (PER)
9. Consider and take appropriate action to hold the Hood County Final Public hearing to review performance and obtain comments regarding its 2010 Texas CDBG Program Community Development Contract 710331.

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**Addendum:**

VIII. CONSENT AGENDA

- F. Approve AgriLife Memorandum of Understanding for Information Technology with Hood County. (CJ)

**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 Clerk

REGARDING ITEM I: JUDGE Cockerham CALLED THE MEETING TO ORDER AT APPROXIMATELY 7:00 P.M. ON THE AFORESAID DATE OF JULY 10, 2012.

REGARDING ITEM II: J.C. CAMPBELL 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: NONE

REGARDING ITEM VI: CITIZENS COMMENTS. CHARLES STEVIE, CHARLES POSTAWAY, CARL CORNELIUS

REGARDING ITEM VII.A: JUDGE COCKERHAM ASKED IF ANY OF THE COMMISSIONERS WANTED TO PULL AN ITEM FROM THE CONSENT AGENDA FOR FURTHER DISCUSSION. THEY DID NOT.

MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE CONSENT AGENDA. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.A.1:(a) DONALD LINNEY, DIRECTOR OF ROAD OPERATIONS, RECOMMENDED APPROVAL OF THE COURT FOR THE 25 MPH SPEED LIMIT ON OLD CLEBURNE ROAD.

JUDGE COCKERHAM OPENED THE PUBLIC HEARING. THERE WAS NO DISCUSSION FROM THE PUBLIC. JUDGE COCKERHAM CLOSED THE PUBLIC HEARING.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE SPEED LIMIT OF 25 MPH ON OLD CLEBURNE ROAD. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.A.2: (a) DONALD LINNEY OF DEVELOPMENT AND COMPLIANCE RECOMMENDED APPROVAL FROM THE COURT FOR THE REPLAT OF LOT 1019R, PECAN PLANTATION, UNIT SIX.

JUDGE COCKERHAM OPENED THE PUBLIC HEARING. THERE WAS NO COMMENT FROM THE PUBLIC. JUDGE COCKERHAM CLOSED THE PUBLIC HEARING.

MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE REPLAT OF LOT 1019R, PECAN PLANTATION, UNIT SIX. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII. B.1 AUDITOR STAN MCBROOM STATED THAT HE DID NOT BRING ANY BUDGET LINE ITEM AMENDMENTS TO COURT.

REGARDING ITEM VIII. B.2. AUDITOR STAN MCBROOM ADVISED THE COURT ON THE BILLS FOR PAYMENT.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE BILLS FOR THE PERIOD JUNE 19, 2012 THROUGH JULY 2, 2012. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.3: (a) AUDITOR STAN MCBROOM ADDRESSED THE COURT IN REGARDS TO THE TEXAS TAX NOTE SERIES, 2012. HE STATED THAT THE COUNTY RECEIVED 12 BIDS FOR THE AGENT FOR BOND COUNCIL AND THAT THE BANK OF TEXAS WAS THE LOW BIDDER WITH 1.17% FOR 5 YEARS. HE ALSO STATED THAT THE COUNTY WOULD HAVE TO ISSUE A CHECK TO THE ATTORNEY GENERAL FOR \$2,500.00 TO HAVE THE DEBT CERTIFIED. STAN INTRODUCED ANDRE AYALA WITH FIRST SOUTHWEST WHO EXPLAINED THE PROCESS TO THE COURT.

MOTION MADE BY COMMISSIONER ROAN TO ACCEPT BANK OF TEXAS AS THE BOND AGENT FOR TEXAS TAX NOTE SERIES, 2012. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.3: (b) MOTION MADE BY COMMISSIONER BERRY TO ADOPT THE ORDER AUTHORIZING THE ISSUANCE AND SALE OF THE HOOD COUNTY TEXAS TAX NOTE, SERIES 2012. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.1: JAMES MCAUSLAND, ENVIROMENTAL HEALTH, ASKED THE COURT TO SET A PUBLIC HEARING FOR ADOPTION OF THE FLOOD DAMAGE PREVENTION ORDER FOR AUGUST 14, 2012.

MOTION MADE BY COMMISSIONER HEATHINGTON TO SET THE PUBLIC HEARING FOR AUGUST 14, 2012. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.2: BOB JORDAN, PORT RIDGLEA EAST HOA, ADDRESSED THE COURT AND REQUESTED THE COURT'S PERMISSION FOR PORT RIDGLEA EAST TO PLACE A FENCE IN THE COUNTY RIGHT OF WAY IN WEST PORT RIDGLEA COURT. THE ROAD BECAME A COUNTY ROAD IN 1981 SO THE COUNTY HAS

TO GRANT PERMISSION.

CHARLES STEVIE OF PORT RIDGLEA WEST ALSO ADDRESSED THE COURT. HE DOES NOT REALLY SUPPORT THE IDEA OF A FENCE BUT IF THERE IS ONE HE THINKS THE FENCE POST SHOULD BE PLACED ON THE PORT RIDGLEA EAST SIDE.

CHARLES POSTAWAY TALKED ABOUT THE NEED OF ACCESS TO THE COUNTY ROAD FOR THE HOME OWNERS OF PROPERTY BACKING UP TO THE COUNTY ROAD. WHEN SEPTICS SYSTEMS NEED REPAIR OR ANY TYPE OF MACHINERY WORK NEEDED THE ONLY WAY TO ACCESS THE PROPERTY IS OFF THE COUNTY ROAD.

CARL CORNELIUS STATED TO THE COURT THAT HE HAD SIGNATURES OF HOME OWNERS OPPOSED TO THE FENCE. HE ALSO STATED TEXAS STATUES WHICH SAY THAT YOU CANNOT PREVENT ANYONE ACCESS TO A PUBLIC ROAD.

THE JUDGE ASKED COUNTY ATTORNEY KELTON CONNOR FOR HIS INPUT AND KELTON STATED THAT HE IS STILL RESEARCHING ALL THE LEGALITIES OF THE ISSUE.

MOTION MADE BY COMMISSIONER HEATHINGTON TO TABLE THIS ITEM UNTIL THE AUGUST 14, 2012 MEETING IN ORDER TO ALLOW THE COUNTY ATTORNEY MORE TIME TO RESEARCH THE MATTER. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.3: MR. JIM SWARTZ ADDRESSED THE COURT REGARDING THE EXTENSION OF THE CARING HEART MEMBERSHIP AGREEMENT BETWEEN CAREFLITE AND HOOD COUNTY.

MOTION MADE BY COMMISSIONER BERRY TO EXTEND THE MEMBERSHIP AGREEMENT WITH CAREFLITE. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.4: FIRE MARSHALL BRIAN FINE SPOKE TO THE COURT ABOUT THE PROPOSED BURN BAN. HE STATED THAT WITH THE RECENT RAIN THE BURN BAN WAS NOT AN IMMEDIATE ISSUE AT THIS TIME.

MOTION MADE BY COMMISSIONER HEATHINGTON TO ADDRESS THIS ISSUE IN ANOTHER TWO WEEKS. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.5: (a) MARY SUTTON WITH THE HOOD COUNTY HISTORICAL COMMISSION REQUESTED THE COURT TO APPOINT REBECCA BARNES TO THE EMPTY POSITION ON THE HCHC.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPOINT REBECCA BARNES TO THE HCHC. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.5: (b) MARY SUTTON ASKED THE COURT TO INCREASE THE NUMBER OF MEMBERS ON THE HCHC TO EIGHT AND APPOINT TOM GREEN TO THAT POSITION.

MOTION MADE BY COMMISSIONER HEATHINGTON TO TABLE THIS ITEM FOR FURTHER REVIEW. SECONDED BY JUDGE COCKERHAM. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.6: JACKIE SOLOMON ADVISED THE COURT ON THE MATTER OF A NEW PC OUT OF FUND 55 FOR THE COUNTY JUDGE'S OFFICE AT A COST OF \$684.00.

MOTION MADE BY JUDGE COCKERHAM TO APPROVE THE PURCHASE OF THE PC FROM FUND 55. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.7: JACKIE SOLOMON ADVISED THE COURT ON THE REQUEST FROM THE TREASURER TO PURCHASE A REPLACEMENT CHECK PRINTER FOR \$2127.00 AND A PC FOR \$574.00

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE PURCHASE OF THE CHECK PRINTER AND PC FOR THE TREASURER'S OFFICE FROM FUND 55. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.8: BOB BLESSING, PERSONNEL DIRECTOR, ADVISED THE COURT OF THE BLUE CROSS BLUE SHIELD RENEWAL RATE OF 1.6% INCREASE.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE RENEWAL RATE OF BLUE CROSS BLUE SHIELD. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.9: MR. CLOY RICHARDS ADDRESSED THE COURT REGARDING THE 2010 TEXAS CDBG PROGRAM COMMUNITY DEVELOPMENT CONTRACT 710331.

JUDGE COCKERHAM OPENED A PUBLIC HEARING TO REVIEW PERFORMANCE REGARDING THE 2010 TEXAS CDBG PROGRAM COMMUNITY DEVELOPMENT CONTRACT 710331 FOR PORT RIDGLEA. THERE WAS NO PUBLIC COMMENT. JUDGE COCKERHAM CLOSED THE PUBLIC HEARING.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE CDBG CONTRACT 710331. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED.

COURT ADJOURNED AT 8:00 P.M.

APPROVED:

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DARRELL COCKERHAM, COUNTY JUDGE

ATTEST:

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MARY BURNETT, COUNTY CLERK