

STATE OF TEXAS  
COMMISSIONERS COURT  
COUNTY OF HOOD

BE IT KNOWN THAT ON THIS THE 11TH DAY OF SEPTEMBER, 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, September 11, 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 August 28, 2012.
  - B. Treasurer:
    1. Ratify payroll for the current pay period.
    2. Ratify jury payroll paid through September 04, 2012.
  - C. Personnel changes, new hires, and terminations
  - D. Approve salary orders signed by Judge Walton on Monday, August 27, 2012.
  - E. Approve renewal of the contract for the Failure to Appear Program with the Drivers License Division of the Texas Department of Public Safety, for collections in the Justice of Peace courts. (JP4)
  - F. Approve adding a service counter for the new Justice of Peace Precinct 1 office. (CJ)
  - G. Allow County Judge to draw five more names for the Grievance Committee.
  - H. Purchasing:
    1. Declare Fire Department vehicle as surplus (2003 Crown Victoria) and authorize Purchasing to sell on Rene Bates in next auction.
    2. Approve request to exempt HallMark Texas from the competitive bid process pursuant to LGC262.024 (a) (7) as "sole source".
- VIII. Business to be discussed and considered for approval:
  - A. **SUBDIVISIONS, ROADS AND PLATS**
    1. **Road Operations – No items**
    2. **Development and Compliance – No items**
  - B. **BUDGET AND FINANCE (AUD)**
    1. Consider budget line item amendments for the period August 21, 2012, through August 31,

- 2012, and take appropriate action.
2. Consider payment of bills for the period August 21, 2012, through August 31, 2012, and take appropriate action.
  3. Consider and vote on whether to adopt the proposed budget that was the subject of two public hearings on Tuesday, August 14, 2012 and Tuesday, August 28, 2012, for the 2012-2013 Hood County fiscal year, including changes as agreed; take appropriate action. (LGC 111.008 and 111.009 and Tax Code Ch 26.)(AUD)
  4. Consider and vote on whether to adopt the order to set the Hood County property tax rate at the Effective Rate of \$0.343908 per \$100 valuation for the fiscal year 2012-2013, in accordance with the budget adopted for 2012-2013; take appropriate action. (LGC 111.010 and Tax Code Ch 26) (AUD)
  5. Consider and take appropriate action to approve proposed schedule for 2012-2013 Commissioners Court regular meetings. (AUD)

**C. MISCELLANEOUS:**

1. Fire Marshal:
  - a. Discuss and consider burn ban and take appropriate action.
  - b. Consider and take appropriate action for request from Fire Marshal to complete brush truck chassis replacement to come from fund 55.
  - c. Consider and take appropriate action regarding NCTCOG Hazard Mitigation Agreement.
2. Economic Development:
  - a. Consider and take appropriate action to authorize County Judge to sign Hood County resolution to renew the agreement for administration of EDC programs with the city of Granbury.
  - b. Consider and take appropriate action to authorize County Judge to sign resolution of the city council of Granbury agreeing to renew the agreement for administration of EDC programs with Hood County.
  - c. Consider and take appropriate action to authorize County Judge to sign Interlocal Cooperation Agreement for Economic Development for FY 2012 – 2013.
3. Discuss and consider repayment options for the money due the Texas State Comptroller's Office and take appropriate action. **(TR)**
4. Consider and take appropriate action to approve contract for RFP2012-001Contract Roadside Mowing/Landscape Services. **(PUR)**
5. Discuss and take action on (2) new Computers for County Clerk from Fund 55 or appropriate funds. (Com Pct4)

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**Addendums:**

**VIII. CONSENT AGENDA**

- I .Approve Proclamation Honoring Dana Vollmer's achievements as an Olympic swimmer. (CJ)

**VIII. Business to be discussed and considered for approval:**

**C. MISCELLANEOUS:**

6. Consider and take appropriate action to authorize County Judge to sign the Interlocal agreement between Granbury ISD and Hood County Truancy Program (Com P4)

**ADJOURN**

THE FOLLOWING MEMBERS WERE PRESENT:

Darrell Cockerham, County Judge  
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 7:00 P.M. ON THE AFORESAID DATE OF September 11, 2012.

REGARDING ITEM II: JUDGE COCKERHAM GAVE THE INVOCATION.

REGARDING ITEM III: COMMISSIONER ROAN 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. NONE

JUDGE COCKERHAM ASKED IF A COMMISSIONER WANTED TO PULL AN ITEM OFF THE CONSENT AGENDA. COMMISSIONER BERRY PULLED ITEM E.

REGARDING ITEM VII: A. MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF ITEM E. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

DANNY TUGGLE, JUSTICE OF THE PEACE FOR PCT. 4 AND COUNTY TREASURER KATHY DAVIS BOTH ADDRESSED THE COURT IN REGARDS TO THE CONTRACT FOR THE FAILURE TO APPEAR PROGRAM WITH TEXAS DPS DEPARTMENT. THERE IS STILL A PROBLEM WITH THE PROGRAM CONCERNING THE SEPARATION OF JP 3 AND JP 4 AND THE COUNTY IS GOING TO BE SEPARATING JP 1 AND JP 2 AT THE BEGINNING OF THE NEW YEAR.

MOTION MADE BY COMMISSIONER BERRY TO TABLE THIS ITEM FOR CONSIDERATION. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII. A.1: NONE.

AUDITOR STAN MCBROOM ADVISED THE COURT REGARDING THE LINE ITEM AMENDMENTS.

REGARDING ITEM VIII. B.1: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE THE MONTHLY BUDGET LINE ITEM AMENDMENTS FOR THE PERIOD AUGUST 21, 2012 THROUGH AUGUST 31, 2012. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

AUDITOR STAN MCBROOM ADVISED THE COURT REGARDING BILLS PRESENTED FOR PAYMENT AND STATED THAT HE HAD RECEIVED THE FINAL BILLS FROM HDR ARCHITECTURE INC. AND JC STODDARD CONSTRUCTION CO. FOR THE HISTORIC COURTHOUSE RESTORATION PROJECT.

REGARDING ITEM VIII: B.2: MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE BILLS FOR THE PERIOD AUGUST 21, 2012 THROUGH AUGUST 31, 2012 BUT TO HOLD THE CHECK FOR STODDARD UNTIL THE DOORS AT THE COURTHOUSE ARE FIXED. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

AUDITOR STAN MCBROOM ADVISED THE COURT REGARDING THE PROPOSED BUDGET FOR FISCAL YEAR 2012-2013 WITH THE AGREED CHANGES FOR 4 SHERIFF DEPUTIES AND 2 ANIMAL CONTROL OFFICERS AND PARODY BETWEEN THE JUSTICE OF PEACE AND CONSTABLES.

REGARDING ITEM VIII.B.3: MOTION MADE BY COMMISSIONER ROAN TO ADOPT THE PROPOSED BUDGET FOR THE 2012-2013 FISCAL YEAR WITH THE AGREED CHANGES. SECONDED BY COMMISSIONER BERRY. ALL

VOTED AYE. MOTION CARRIED.

AUDITOR STAN MCBROOM ADDRESSED THE COURT ON THE TAX REVENUE PROPOSED FOR THIS YEAR AT THE TAX RATE OF \$0.343908 FOR EACH \$100 OF TAXABLE VALUE, INCLUDING TAX REVENUE FROM NEW PROPERTY ADDED TO THE TAX ROLL, IS #15,264,776.

REGARDING ITEM VIII.B.4: MOTION MADE BY COMMISSIONER BERRY TO ADOPT THE ORDINANCE FIXING AND LEVYING THE TAX RATE FOR 2012-2013 AT \$0.343908. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.5: MOTION MADE BY JUDGE COCKERHAM TO APPROVE THE PROPOSED SCHEDULE FOR 2012-2013 COMMISSIONERS COURT REGULAR MEETINGS AND FOR ALL MEETINGS TO BE HELD AT 9:00 A.M. AND TO OMIT THE SCHEDULED MEETING FOR DECEMBER 26, 2012 BECAUSE OF CHRISTMAS. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

FIRE MARSHALL BRIAN FINE ADDRESSED THE COURT AND STATED THAT HE WAS NOT ASKING FOR A BURN BAN AT THIS TIME.

REGARDING ITEM VIII.C.1: (a) NO ACTION.

PURCHASING AGENT NELDA WALTERS ADVISED THE COURT REGARDING THE BIDS FOR COMPLETION OF TWO BRUSH TRUCK CHASSIS REPLACEMENTS. SHE STATED THAT THERE HAS BEEN PROBLEMS IN THE PAST WITH THE LOW BIDDER REGARDING REPAIRS AND ORDERING OF PARTS. SHE RECOMMENDED THE MID-RANGE BIDDER - MATT HUTSEL.

REGARDING ITEM VIII.C.1: (b) MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE MID-RANGE BID OF \$9736.00 PER TRUCK FROM MATT HUTSEL. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

FIRE MARSHALL BRIAN FINE STATED THAT THE AGREEMENT WITH NCTCOG WOULD ALLOW CITIZENS IN HOOD, JOHNSON, PARKER AND WISE COUNTIES TO APPLY FOR GRANTS AND PROGRAMS DUE TO EMERGENCY SITUATIONS.

REGARDING ITEM VIII.C.1: (c) MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE NCTCOG HAZARD MITIGATION AGREEMENT. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.2: (a) MOTION MADE BY COMMISSIONER BERRY TO AUTHORIZE JUDGE COCKERHAM TO SIGN THE HOOD COUNTY RESOLUTION TO RENEW THE AGREEMENT FOR ADMINISTRATION OF EDC PROGRAMS WITH THE CITY OF GRANBURY. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.2: (b) MOTION MADE BY COMMISSIONER HEATHINGTON TO AUTHORIZE JUDGE COCKERHAM TO SIGN THE RESOLUTION OF THE CITY COUNCIL OF GRANBURY AGREEING TO RENEW THE AGREEMENT FOR ADMINISTRATION OF EDC PROGRAMS WITH HOOD COUNTY. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.2: (c) MOTION MADE BY COMMISSIONER HEATHINGTON TO AUTHORIZE JUDGE COCKERHAM TO SIGN THE INTERLOCAL COOPERATION AGREEMENT FOR ECONOMIC DEVELOPMENT FOR FY 2012-2013. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

COMMISSIONER BERRY STATED THAT THIS IS SOMETHING THAT THE COURT HAS TO DO EACH YEAR.

AUDITOR STAN MCBROOM AND TREASURER KATHY DAVIS ADDRESSED THE COURT IN REGARDS TO THE REPAYMENT OPTIONS FOR MONEY DUE TO THE TEXAS STATE COMPTROLLERS OFFICE IN THE AMOUNT OF \$90,138.35 AND \$59,526.61.

REGARDING ITEM VIII.C.3: MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE LETTER PRESENTED BY THE COUNTY TREASURER FOR THE REPAYMENT OF MONEY DUE TO THE TEXAS STATE COMPTROLLERS OFFICE CAUSED BY AN OVERPAYMENT OF SALES TAX BY THE STATE. SECONDED BY COMMISSIONER ROAN.

ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

PURCHASING AGENT NELDA WALTERS ADVISED THE COURT REGARDING THE CONTRACT FOR RFP2012-001 CONTRACT ROADSIDE MOWING/LANDSCAPE SERVICES. MGM LANDSCAPE SERVICES WAS THE ONLY BIDDER.

REGARDING ITEM VIII.C.4: MOTION MADE BY COMMISSIONER ROAN TO APPROVE THE BID FROM MGM LANDSCAPE SERVICES FOR ROADSIDE MOWING/LANDSCAPE SERVICES. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

COMMISSIONER STEVE BERRY MADE THE REQUEST FOR THE COUNTY CLERK'S OFFICE FOR 2 NEW COMPUTERS FROM FUND 55.

REGARDING ITEM VIII.C.5: MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE PURCHASE OF 2 COMPUTERS FROM FUND 55 FOR THE COUNTY CLERK'S OFFICE. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED.

CONSTABLE CHAD JORDAN REQUESTED THE COURT'S APPROVAL OF THE INTERLOCAL AGREEMENT BETWEEN GRANBURY ISD AND HOOD COUNTY TRUANCY PROGRAM WITH THE CORRECTION IN WORDING IN ITEM VI REGARDING EMPLOYMENT OF THE DEPUTY CONSTABLE.

REGARDING ITEM VIII.C.6: MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE INTERLOCAL AGREEMENT WITH GRANBURY ISD AND HOOD COUNTY TRUANCY PROGRAM WITH THE CORRECTION IN WORDING. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

CONSTABLE JORDAN RELAYED TO THE COURT THE INCREASE IN TAX SALES OF PROPERTY IN HOOD COUNTY.

COURT ADJOURNED AT 7:45 P.M.

APPROVED:

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DARRELL COCKERHAM, COUNTY JUDGE

ATTEST:

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MARY BURNETT, COUNTY CLERK