

BE IT KNOWN THAT ON THIS THE 25th DAY OF SEPTEMBER ,2012, 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, September 25, 2012**, at **9:00AM** 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 September 11, 2012.
 - B. Treasurer:
 - 1. Ratify payroll for the period 08/27/12-09/09/12 - paid 09/14/12
 - 2. Ratify jury paid through 09/19/12
 - 3. Treasurer's monthly report - August 2012
 - 4. Treasurer's interest income report - August 2012
 - 5. Treasurer's collateral report - Town & Country Bank - August 2012
 - 6. Treasurer's collateral report - First Financial Bank - August 2012
 - C. Personnel changes, new hires, and terminations
 - D. Monthly activity and financial reports of county officials.
 - 1. Constable 1 & 2 August
 - 2. Constable 3 August
 - 3. Constable 4 August
 - 4. County Clerk August
 - 5. County Attorney August
 - 6. Development and Compliance August
 - 7. District Clerk July, August
 - 8. Elections Administrator --
 - 9. Environmental Health July amended, August
 - 10. Extension Agent August

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| 11. Fire Marshall | August |
| 12. Justice of the Peace 1 & 2 | August amended |
| 13. Justice of the Peace 3 | August |
| 14. Justice of Peace 4 | August |
| 15. Library | August |
| 16 Sheriff | |
| Animal Control | August |
| Civil & Warrants | August |
| Escrow | August |
| Pay Phone (T-Netix) | July |
| 17. Tax Assessor | August |
| VIT revenue | August |

- E. Approve interlocal agreement for participation in the City of Fort Worth’s Household Hazardous Waste collection program for FY2013. (EH)
- F. Approve Variance Request from Habitat for Humanity regarding building set back line for Lot 24, Block 6, of Ranch Brazos.(RO)
- G. Authorize County Judge to sign Inter-local Agreement and Service Contract for Volunteer Fire Departments. (FM)
- H. Purchasing:
 - 1. Approve contract renewal for RFQ2011-016 Professional Physician Services for Inmate Health Care to Dr. Bishop and and RFP2011-015 Vending Machine & Services for M.L. Phinney
 - 2. Approve list of encumbered purchases (not yet delivered) for the 2011-2012 fiscal budget year.
 - 3. Approve request to exempt GT Distributors from the competitive bid process pursuant to LGC262.024 (a) (7) as “sole source” for Taser International Products in the State of Texas.

VIII. Business to be discussed and considered for approval:

A. **SUBDIVISIONS, ROADS AND PLATS**

1. **Road Operations**

- a. Approve certification of the County Maintained Road mileage for Hood County as of July 31, 2012.

2. **Development and Compliance – No items.**

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

- 1. Consider budget line item amendments for the period September 1, 2012, through September 17, 2012, and take appropriate action.
- 2. Consider payment of bills for the period September 1, 2012, through September 17, 2012, and take appropriate action.
- 3. Consider formal encumbrance of certain open Purchase Orders, and take appropriate action.(AUD)

C. **MISCELLANEOUS:**

- 1. Consider and take appropriate action on report from Courtney Kincaid, Hood County Library:
 - a. Annual Report for Local Fiscal Year 2011.
 - b. Annual Report for Accreditation Fiscal Year 2011.

2. Consider and take appropriate action regarding the Regional Public Defender for Capital Cases program. (CJ)
3. Consider and take appropriate action to approve Plan Changes to Nationwide Deferred Compensation plan (referred to as NACO). (TR)
4. Consider and take appropriate action regarding the Interlocal Agreement from Earth County for housing of inmates from Hood County Jail. (SO)
5. Consider and take appropriate action to authorize the signing of the following documents for the next phase of the AMUD/Port Ridglea sewer project:
 - a) A Resolution, authorizing the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the Community Development Fund; and authorizing the County Judge to act as the executive officer and authorized representative in all matter pertaining to the County's participation in the TxDBG Program.
 - b) An Interlocal Agreement between Hood County, Texas, and the Acton Municipal Utility District.
 - c) A letter to TxCDBG director Becky Dempsey regarding Pre-Agreement Cost Approval for Administration and Engineering Activities.
6. Consider and take appropriate action on the Kiosk agreement that was item 8C7 on the August 28, 2012, Commissioners Court, pursuant to the Texas Local Government Code Chapter 263.001(a), §263.007(a)(f), and §263.008(b).(CJ)
7. Consider and take appropriate action regarding the Selection Process for the two director positions to be filled for the HCAD Board of Directors. (CJ)
8. Consider and take appropriate action to discuss and approve implementation of moving forward with the online ordering process for supply items for Hood County from Staples. (PUR)
9. Consider, discuss, and take appropriate action regarding the Tyler Technologies Professional Service Agreement for the District Clerk's office. (DC)
10. Consider and take appropriate action to renew the lease for 1322 Paluxy pursuant to County Judge at the request of Megan Drake of the Hood County Medical Group. (CJ)
11. Consider and take appropriate action regarding request from EDC for creation of Industrial Development Corporation. (CJ)

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Addendum:

VIII. Business to be discussed and considered for approval:

C. **MISCELLANEOUS:**

12. Authorize County Judge to sign Verizon Wireless agreement for wireless services via state DIR contract. (IT)

The following item has been removed from the Sept. 25th agenda:

VIII. C. 9. Consider, discuss, and take appropriate action regarding the Tyler Technologies Professional Service Agreement for the District Clerk's office. (DC)

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2nd Addendum

VII. CONSENT AGENDA

- I. Approve no changes in the County fees for Constable Service fees. (ConP4)

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3rd Addendum

VII. CONSENT AGENDA

- J. Approve Department of State Health Services Contract for County Clerk, Vital Statistics. (CC)

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
MARY BURNETT, COUNTY CLERK

REGARDING ITEM I: JUDGE COCKERHAM CALLED THE MEETING TO ORDER AT APPROXIMATELY 9:00 A.M. ON THE AFORESAID DATE OF SEPTEMBER 25, 2012.

REGARDING ITEM II: THE INVOCATION WAS GIVEN BY COMMISSIONER ROAN

REGARDING ITEM III: PLEDGE OF ALLEGIANCE LEAD BY COMMISSIONER SYMPSON

REGARDING ITEM IV: PLEDGE TO TEXAS LEAD BY COMMISSIONER BERRY

REGARDING ITEM V: SPECIAL PRESENTATIONS - SERVICE AWARDS WERE PRESENTED TO KELLI MONTELONGO, 5 YEARS, RANIA CROMWELL, 5 YEARS, FRANKLIN HACKETT, 5 YEARS, MARION FOWLER, 5 YEARS, BARRY JEPSEN, 5 YEARS AND PAUL BOLTON, 20 YEARS.

REGARDING ITEM VI: CITIZENS COMMENTS. NONE

REGARDING ITEM VII: JUDGE COCKERHAM ASKED IF ANY COMMISSIONER WANTED TO REMOVE AN ITEM FROM THE CONSENT AGENDA. COMMISSIONER BERRY ASKED IF ITEM VII.H.2 WAS INCLUDED IN ITEM VIII.B.3 IT WAS DETERMINED IT WAS AND ITEM VII.H.2 WAS REMOVED.

MOTION MADE BY COMMISSIONER SYMPSON TO APPROVE THE CONSENT AGENDA WITH THE EXCEPTION OF ITEM VII.H.2. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.A.1.a: DON LINNEY, ROAD ADMINISTRATOR, RECOMMENDED APPROVAL OF CERTIFICATION.

MOTION MADE BY COMMISSIONER ROAN TO APPROVE CERTIFICATION OF THE COUNTY MAINTAINED ROAD MILEAGE FOR HOOD COUNTY AS OF JULY 31, 2012. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.A.2.b: NONE

REGARDING ITEM VIII.B.1: STAN MCBROOM, AUDITOR, REVIEWED WITH THE COMMISSIONERS THE LINE ITEM AMENDMENTS.

MOTION MADE BY COMMISSIONER BERRY TO APPROVE THE MONTHLY BUDGET LINE ITEM AMENDMENTS FOR THE PERIOD SEPTEMBER 1, 2012 THROUGH SEPTEMBER 17, 2012. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.2: STAN MCBROOM, AUDITOR, HIGHLIGHTED THE MAJOR BILLS FOR APPROVAL.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE BILLS AS PRESENTED FOR THE PERIOD OF SEPTEMBER 1, 2012 THRU SEPTEMBER 17, 2012. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.B.3: STAN MCBROOM, AUDITOR AND NELDA WALTERS, PURCHASING AGENT, ADDRESSED THE COURT IN REGARDS TO ENCUMBERING PURCHASE ORDERS THAT HAD NOT YET BEEN DELIVERED ON.

MOTION MADE BY COMMISSIONER BERRY TO APPROVAL FORMAL ENCUMBRANCE OF OPEN PURCHASE ORDERS AS PRESENTED. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.1.a&b: COURTNEY KINCAID, HOOD COUNTY LIBRARIAN, PRESENTED THE COURT WITH HER ANNUAL REPORT FOR FISCAL YEAR 2011.

MOTION MADE BY COMMISSIONER BERRY TO APPROVE HOOD COUNTY LIBRARY ANNUAL REPORT FOR LOCAL FISCAL YEAR 2011 AND ANNUAL REPORT FOR ACCREDITATION FISCAL YEAR 2011. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.2: AFTER A SHORT DISCUSSION WITH ROB CHRISTIAN, DISTRICT ATTORNEY, AND THE COURT.

MOTION MADE BY COMMISSIONER BERRY TO APPROVED CONTINUING ON WITH THE REGIONAL PUBLIC DEFENDER FOR CAPITAL CASES PROGRAM BASED ON THE DISTRICT ATTORNEY OR JUDGE REQUESTING A RATE REVIEW. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.3: MOTION MADE BY COMMISSIONER ROAN TO APPROVE PLAN CHANGES TO NATIONWIDE DEFERRED COMPENSATION PLAN AND AUTHORIZE COUNTY JUDGE TO SIGN. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.4: SHERIFF DEEDS, REQUEST APPROVAL OF INTERLOCAL AGREEMENT WITH ERATH COUNTY.

MOTION MADE BY COMMISSIONER ROAN TO APPROVE INTERLOCAL AGREEMENT FROM EARTH COUNTY FOR HOUSING OF INMATES FROM HOOD COUNTY JAIL BASED ON APPROVAL OF COUNTY ATTORNEY. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.5.a-c: CLOY RICHARDS WITH GRANTWORKS ADDRESSED THE COURT ABOUT THE NEXT PHASE OF THE AMUD/PORT RIDGLEA SEWER PROJECT.

MOTION MADE BY COMMISSIONER HEATHINGTON TO APPROVE AUTHORIZING THE COUNTY JUDGE TO SIGN THE FOLLOWING DOCUMENTS:

a) A RESOLUTION, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE COMMUNITY DEVELOPMENT FUND; AND AUTHORIZING THE COUNTY JUDGE TO ACT AS THE EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE COUNTY'S PARTICIPATION IN THE TXCDBG PROGRAM.

b). AN INTERLOCAL AGREEMENT BETWEEN HOOD COUNTY, TEXAS, AND THE ACTON MUNICIPAL UTILITY DISTRICT.

c). A LETTER TO TXCDBG DIRECTOR BECKY DEMPSEY REGARDING PRE-AGREEMENT COST APPROVAL FOR ADMINISTRATION AND ENGINEERING ACTIVITIES.
SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.6: JUDGE COCKERHAM DISCUSSED WITH THE COURT THE ACTION TAKEN ON AUGUST 28, 2012 IN REGARDS TO THE KIOSK. HE STATED AFTER FURTHER REVIEW OF LOCAL GOVERNMENT CODE SEC. 263 WHICH INDICATES THE COUNTY HAS CERTAIN RESTRICTIONS REGARDING LEASING CERTAIN REAL PROPERTY OWNED BY THE COUNTY.

MOTION MADE BY COMMISSIONER BERRY TO RESCIND THE VOTE APPROVING TO LEASE A PORTION OF REAL PROPERTY ON THE COURTHOUSE SQUARE FOR BAKER-CLEARVIEW KIOSK TO ERECT KIOSK SIGNS ON HOOD COUNTY PROPERTY AS SUCH APPROVAL IS NOT IN THE SCOPE OF THE AUTHORITY FOR THIS COURT. SECONDED BY COMMISSIONER SYMPSON. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.7: JUDGE COCKERHAM STATED THAT TWO DIRECTOR POSITIONS FOR THE HCAD BOARD OF DIRECTORS NEEDED TO BE FILLED.

MOTION MADE BY COMMISSIONER ROAN TO NOMINATE **BRYON THOMAS** TO CONTINUE ON THE HCAD BOARD. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

MOTION MADE BY COMMISSIONER HEATHINGTON TO NOMINATE **CULLEN CRISP** FOR THE OTHER OPEN POSITION. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.8: NELDA WALTERS, PURCHASING AGENT, REQUESTED APPROVAL TO MOVE FORWARD WITH THE ONLINE ORDERING PROCESS FOR ALL SUPPLY ITEMS FOR HOOD COUNTY FROM STAPLES.

MOTION MADE BY COMMISSIONER SYMPSON TO MOVE FORWARD WITH ONLINE ORDERING PROCESS WITH STAPLES FOR ALL SUPPLY ITEMS. SECONDED BY COMMISSIONER BERRY. ALL VOTED AYE. MOTION CARRIED.

REGARDING ITEM VIII.C.9: WAS REMOVED FROM AGENDA PRIOR TO COURT.

REGARDING ITEM VIII.C.10: JUDGE COCKERHAM EXPLAINED TWO CHANGES TO THE HOOD COUNTY MEDICAL GROUP LEASE AS MADE BY COUNTY ATTORNEY, KELTON CONNER, AS BEING AN AGREED INCREASE IN RENT AND THE RIGHT TO TERMINATE CHANGED FROM 90 DAYS TO 30 DAYS.

MOTION MADE BY COMMISSIONER BERRY TO APPROVE RENEWING THE LEASE FOR 1322 PALUXY AT THE REQUEST OF MEGAN DARKE OF THE HOOD COUNTY MEDICAL GROUP. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.11: MOTION MADE BY COMMISSIONER BERRY TO SIGN CONTRACT FOR THE CREATION OF INDUSTRIAL DEVELOPMENT CORPORATION BASED ON CORRECTION. SECONDED BY COMMISSIONER HEATHINGTON. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

REGARDING ITEM VIII.C.12: JACKIE SOLOMON. IT DIRECTOR, RECOMMENDED APPROVAL OF AGREEMENT WITH VERIZON WIRELESS.

MOTION MADE BY COMMISSIONER SYMPSON TO AUTHORIZE COUNTY JUDGE TO SIGN VERIZON WIRELESS AGREEMENT FOR WIRELESS SERVICES VIA STATE DIR CONTRACT. SECONDED BY COMMISSIONER ROAN. ALL VOTED AYE. MOTION CARRIED. SEE ATTACHED.

COMMISSIONER ROAN INTRODUCED FORMER COUNTY JUDGE LONNIE HULL WHO IS NOW THE TAC COUNTY RELATIONS OFFICER WHO WAS VISITING COMMISSIONERS COURT. JUDGE HULL WAS ASKED TO SAY A FEW WORDS. JUDGE HULL REMINDED ALL COUNTY OFFICIALS OF THEIR RESPONSIBILITY TO THE RESIDENTS OF THE COUNTY AND COMMENDED THEM FOR THEIR WORK. HE STATED HE IS LOOKING FORWARD TO WORKING WITH HOOD COUNTY OFFICIALS.

COURT ADJOURNED AT 10:00 A.M.

APPROVED:

DARRELL COCKERHAM, COUNTY JUDGE

ATTEST:

MARY BURNETT , COUNTY CLERK