

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, FEBRUARY 9, 2021**, at **9:00AM** in the **CENTRAL JURY ROOM OF THE HOOD COUNTY JUSTICE CENTER AT 1200 W. PEARL STREET** Granbury, Texas 76048. At which meeting the following subjects will be discussed and the following matters acted upon.

## **AGENDA**

\*\*\* Watch live at <https://stream.lifesizecloud.com/extension/1242079/35ab6698-f11f-4a4b-b03b-41df1af47c1c> \*\*\*

### **I. CALL TO ORDER**

### **II. INVOCATION**

Pastor Paul Duncan-Mambrino Baptist

### **III. PLEDGE OF ALLEGIANCE**

### **IV. PLEDGE OF TEXAS**

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible"

### **V. SPECIAL PRESENTATIONS:**

1. Presentation of Hart Intercivic's Hybrid Verity Voting System - (EA, COM.P4, CJ)
2. Presentation of Elections System & Software's (ES&S) Hybrid ExpressVote Voting System (EA, COM.P4, CJ)

### **SERVICE AWARDS**

None

### **VI. CITIZENS COMMENTS PERTAINING TO AGENDA ITEMS ONLY.**

### **VII. CONSENT AGENDA**

#### **A. MINUTES:**

1. Approve Regular Commissioners Court Minutes from January 26, 2021.

#### **B. TREASURER:**

1. Review and accept payroll 01/18/21 through 01/31/21 - paid 02/05/21.

#### **C. PERSONNEL CHANGES:**

Approve personnel changes, new hires, and terminations.

#### **D. AUDITOR:**

##### **LINE ITEM TRANSFERS/BUDGET AMENDMENTS**

1. Consider line item transfers for the period of January 21, 2021 through February 3, 2021 and take appropriate action.
  - a. Departmental Line Item Transfers
    1. None
  - b. Dedicated/Accounting Line Item Transfers
    1. None

#### **E. SHERIFF:**

1. Accept and approve the Racial Profiling Report-Officer Contact Data Annual Report for January 1, 2020-December 31, 2020.

**F. PURCHASING:**

1. Approve request of Purchasing and Road Ops to put out for bid RFB2021-005 Polypropylene Piping for Drainage Culvert Rehabilitation.

**VIII. BUSINESS TO BE DISCUSSED AND CONSIDERED FOR APPROVAL:**

**A. SUBDIVISIONS, ROADS AND PLATS:**

1. ROAD OPERATIONS

- a. Discuss and consider an Interlocal Agreement with the city of Lipan, in accordance with the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, and take appropriate action.
- b. Discuss and consider a lease agreement with the City of Lipan allowing the Road Operations Department to store road materials on city property at 8035 Star Hollow Road and take appropriate action.

2. DEVELOPMENT

1. Discuss and consider approval of the following Preliminary Plat:
  - a. BELLA OAKS ADDITION, PHASE 2 (PCT 1)

**B. FINANCIAL:**

1. Consider "Certification of Payment of Invoices" for the period January 21, 2021 through February 3, 2021; discuss vendor payment over \$10,000 and take appropriate action.  
Expenditures for February 9, 2021 Commissioner's Court: \$376,827.51

**C. MISCELLANEOUS:**

1. Consider setting the hearing date for consideration of the Emergency Services District Petition. (CA, CJ)
2. Discuss and take appropriate action regarding "Rules of Procedure, Conduct and Decorum at Meetings of the Hood County Commissioners' Court", revised version, 2021. (COM. P4)
3. Discuss and take appropriate action regarding the scheduling of public workshops, town meetings and public hearings as covered in part IX. of "The Rules of Procedure, Conduct and Decorum at Meetings of the Hood County Commissioners' Court. (COM. P4)
4. Discuss and take appropriate action regarding the appointment of an FCH agent and to present Hannah Hoffman to fill such FCH agent position for Hood County AgriLife Extension. (CO.EXT, CJ)
5. Discuss and take appropriate action to approve a property tax abatement for Luminant Generation Co. LLC. PP. constructing a battery storage facility located at 4950 Power Plant Ct. Granbury Texas. May require executive session. (COM. P2)
6. Consider and take appropriate action to award a contract for RFB2021-002 Oil and Transmission Services. (PUR, CJ)
7. Consider and take appropriate action to allow Dr. James Flynn of the University of Houston to park a NOx monitoring trailer at the southwest corner of the existing ozone monitor station located in the annex one parking lot. (COM. P2)
8. Discuss and take appropriate action regarding appointment of a committee to make recommendations on county software (NetData/Tyler) and data storage. (COM. P1)

9. Discuss and take appropriate action regarding a request from Lipan ISD to purchase county property at 267 West Lipan Drive in Lipan. May require executive session. (COM. P1)
10. Presentation of report regarding citizen input related to the two voting systems presented during the workshop held on Thursday, January 28, 2021. (EA, COM. P4, CJ)
11. Discuss and take appropriate action to select voting equipment vendor and whether to purchase said equipment now (so that new equipment can be used during the May 2021 City/School & November 2021 Constitutional Amendment Elections) or wait until the current legislative session has ended.(EA, PUR, COM. P4, CJ)
12. Discuss and take appropriate action to adopt a standing order as to who presides over Commissioners Court when the County Judge is not present. (CJ)

## **ADJOURN**

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, FEBRUARY 9, 2021, at 9:00AM** in the **CENTRAL JURY ROOM OF THE HOOD COUNTY JUSTICE CENTER AT 1200 W. PEARL STREET** Granbury, Texas 76048. At which meeting the following subjects will be discussed and the following matters acted upon.

## **AGENDA**

\*\*\* Watch live at <https://stream.lifesizecloud.com/extension/1242079/35ab6698-f11f-4a4b-b03b-41df1af47c1c> \*\*\*

### **THE FOLLOWING MEMBERS WERE PRESENT**

Ron Massingill, County Judge  
Kevin Andrews, Commissioner Precinct 1  
Ron Cotton, Commissioner Precinct 2  
Jack Wilson, Commissioner Precinct 3  
David Eagle, Commissioner Precinct 4  
Katie Lang, County Clerk

**REGARDING ITEM I:** Ron Massingill, County Judge called the meeting to order at approximately 9:00 A.M. on the aforesaid date of Tuesday, January 9th, 2021.

**REGARDING ITEM II: Invocation-** Pastor Paul Duncan-Mambrino Baptist

**REGARDING ITEM III:** Pledge of Allegiance lead by Commissioner Cotton

**REGARDING ITEM IV:** Pledge of Texas lead by Commissioner Wilson.  
“Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible”

### **REGARDING ITEM V:**

#### **A. SPECIAL PRESENTATIONS:**

1. Presentation of Hart Intercivic's Hybrid Verity Voting System - (EA, COM.P4, CJ)
2. Presentation of Elections System & Software's (ES&S) Hybrid ExpressVote Voting System (EA, COM.P4, CJ)

**REGARDING ITEM V: SERVICE AWARDS:**

NONE

**REGARDING ITEM VI. CITIZENS COMMENTS PERTAINING TO AGENDA ITEMS ONLY.**

**Please see attached list.**

**REGARDING ITEM VII:** Motion made by Commissioner Cotton to approve the Consent Agenda items. Seconded by Commissioner Eagle. All voted aye. Motion carried 5-0.

**REGARDING ITEM VIII: BUSINESS TO BE DISCUSSED AND CONSIDERED FOR APPROVAL:**

**REGARDING ITEM VIII: A. SUBDIVISIONS, ROADS AND PLATS:**

**REGARDING ITEM VIII: A. 1. ROAD OPERATIONS**

**a.** Motion made by Commissioner Andrews to approve an Interlocal Agreement with the city of Lipan, in accordance with the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, and take appropriate action. Seconded by Commissioner Eagle. All voted aye. Motion carried 5-0.

**b.** Motion made by Commissioner Andrews to approve a lease agreement with the City of Lipan allowing the Road Operations Department to store road materials on city property at 8035 Star Hollow Road and take appropriate action. Seconded by Commissioner Eagle. All voted aye. Motion carried 5-0.

**REGARDING ITEM VIII: A. 2. DEVELOPMENT**

**REGARDING ITEM VIII: A. 1.** Motion made by Commissioner Andrews to approve of the following Preliminary Plat: a. BELLA OAKS ADDITION, PHASE 2 (PCT 1). Seconded by Commissioner Cotton. All voted aye. Motion carried 5-0.

**Citizen Comments:**

- 1.) Joe LaCroix

**REGARDING ITEM VIII: B. FINANCIAL:**

**1.** Motion made by Commissioner Cotton to approve "Certification of Payment of Invoices" for the period January 21, 2021 through February 3, 2021; vendor payments over \$10,000 and Expenditures for February 9, 2021 Commissioner's Court: \$376,827.51. Seconded by Commissioner Wilson. All voted aye. Motion carried 5-0.

See Attached.

**REGARDING ITEM VIII: C. MISCELLANEOUS:**

**REGARDING ITEM VIII: C.1.** Motion made by Commissioner Andrews to approve hearing date set for May 25<sup>th</sup>, 2021 and a workshop for February 22<sup>nd</sup>, 2021 for consideration of the Emergency Services District Petition. (CA, CJ). Seconded by Commissioner Wilson. All voted aye. Motion carried 5-0.

**REGARDING ITEM VIII: C.2.** Motion made by Commissioner Wilson to approve regarding "Rules of Procedure, Conduct and Decorum at Meetings of the Hood County Commissioners' Court", revised

version, 2021 with new additions discussed in court. (COM. P4). Seconded by Commissioner Andrews. All voted aye. Motion carried 5-0. See Attached.

**Citizen Comments:**

- 1.) Steve Biggers
- 2.) Dr. Victoria Calder
- 3.) James Jarratt
- 4.) Christine Leftwich
- 5.) Todd Hebert
- 6.) Nannette Samuelson
- 7.) Sharon Shelander

**REGARDING ITEM VIII: C.2.a.** Motion made by Commissioner Cotton to approve the new rules of decorum as modified and adopted. adopt rules regarding "Rules of Procedure, Conduct and Decorum at Meetings of the Hood County Commissioners' Court", revised version, 2021 with new additions discussed in court. (COM. P4). Seconded by Commissioner Eagle. All voted aye. Motion carried 5-0. See Attached.

**REGARDING ITEM VIII: C.3.** Discussion regarding the scheduling of public workshops, town meetings and public hearings as covered in part IX. of "The Rules of Procedure, Conduct and Decorum at Meetings of the Hood County Commissioners' Court. (COM. P4).

**REGARDING ITEM VIII: C.4.** Motion made by County Judge Ron Massingill to approve regarding the appointment of an FCH agent and to present Hannah Hoffman to fill such FCH agent position for Hood County AgriLife Extension. (CO.EXT, CJ). Seconded by Commissioner Eagle. All voted aye. Motion carried 5-0. See Attached.

**REGARDING ITEM VIII: C.5.** Convene into Executive session at 10:33a.m. Re-convene into Regular Session at 10:59a.m. Motion made by Commissioner Cotton to approve a property tax abatement for Luminant Generation Co. LLC. PP. constructing a battery storage facility located at 4950 Power Plant Ct. Granbury Texas subject to acceptance of Final Contract. (COM. P2). Seconded by Commissioner Wilson. All voted aye. Motion carried 5-0. See Attached.

**REGARDING ITEM VIII: C.6.** Motion made by Commissioner Cotton to approve to award a contract for RFB2021-002 Oil and Transmission Services and Minus as Alternat Contractor. (PUR, CJ). Seconded by Commissioner Andrews. All voted aye. Motion carried 5-0. See Attached.

**REGARDING ITEM VIII: C.7.** Motion made by Commissioner Cotton to allow Dr. James Flynn of the University of Houston to park a NOx monitoring trailer at the southwest corner of the existing ozone monitor station located in the annex one parking lot. (COM. P2). Seconded by Commissioner Wilson. All voted aye. Motion carried 5-0. See Attached.

**REGARDING ITEM VIII: C.8.** Motion made by Commissioner Andrews to approve appointment of a committee to make recommendations on county software (NetData/Tyler) and data storage. (COM. P1) Seconded by Commissioner Eagle. All voted aye. Motion carried 5-0. See Attached.

**Committee Members:**

- 1.) Kristen Hicks
- 2.) Nannett Samulson
- 3.) Sharron Shelander
- 4.) Becky Kidd
- 5.) Dean Armstrong
- 6.) Judge Castio
- 7.) Melisa Barner
- 8.) Blake Murello
- 9.) Drew Whitaker

**REGARDING ITEM VIII: C.9.** Convene into executive session at 11:43a.m. Re-convene into public session at 11:54a.m. Motion made by Commissioner Andrews to approve a request from Lipan ISD to purchase county property at 267 West Lipan Drive in Lipan for \$27,500 the same price as comparable property next door. (COM. P1). Seconded by Commissioner Eagle. All voted aye. Motion carried 5-0.

**REGARDING ITEM VIII: C.10.** Presentation of report regarding citizen input related to the two voting systems presented during the workshop held on Thursday, January 28, 2021. (EA, COM. P4, CJ)

**REGARDING ITEM VIII: C.11.** Motion made by Commissioner Eagle to table the selection of voting equipment vendor and whether to purchase said equipment now (so that new equipment can be used during the May 2021 City/School & November 2021 Constitutional Amendment Elections) or wait until the current legislative session has ended.(EA, PUR, COM. P4, CJ). Seconded by Commissioner Andrews. All voted, 2 Aye, 3 Nay, motion fails 2-3. Second Motion made by Commissioner Wilson to purchase Hart as the voting equipment vendor. Seconded by County Judge Ron Massingill. All voted. 3 aye, 2 nay. Motion carried 3-2.

**Citizen Comments:**

1. Mac McClure
2. Elizabeth Mercer
3. James Jarratt
4. Nannette Samuelson
5. Sharon Shelander

**REGARDING ITEM VIII: C.12.** Motion made by Commissioner Wilson to adopt a standing order for Commissioner Cotton to preside over Commissioners Court when the County Judge is not present. (CJ) Seconded by County Judge Ron Massingill. All voted. 3 aye, 2 abstained. Motion carried 3-0.

**ADJOURN** 12:40p.m.

**APPROVED:**

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RON MASSINGILL, COUNTY JUDGE

**ATTEST:**

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KATIE LANG, COUNTY CLERK