

Hamilton County Commissioner's Court
Regular Session
Monday, May 23, 2011
9:00 A.M.

Hamilton County Commissioner's Court met in Regular Session on Monday, May 23, 2011 at 9:00 A.M. with the following members present: County Judge Randy Mills, Commissioners Jim Boatwright, Jon Bonner and Dickie Clary. Commissioner Mark Tafel was absent.

The meeting was called to order and Judge Mills opened with prayer.

Damon Chumney stated (1) Glad that the court was scheduled to have public hearings regarding redistricting, (2) Burn ban-no need for it (3) Law enforcement-move forward with the contract, (4) CR 203 reducing the speed limit wanted to know why and (5) State Soil and Water Conservation Board and Hamilton County for implementation of the Leon River Watershed Protection Plan implementation of an inspector hoping that once the grant money is expended Hamilton County won't have to hire that position. (Recorded in Commissioner's Court Papers Book 39 Page 420)

Bickerstaff, Heath, Delgado, Acosta, LLP Attorney Bradley Young was present to discuss with the court the proposals of the drafts for the proposed commissioner precinct redistricting plans based on the previous session with the court. The proposed plans of "Plan B" and "Plan C" were submitted for the court's review.

The court closed the Regular Session and went into Executive Session at 9:09 A.M. to discuss the legalities pertaining to redistricting. The court closed the Executive Session at 9:28 A.M. and took a brief recess.

The court reconvened into Regular Session at 9:34 to continue discussion on redistricting.

A motion was made by Boatwright and seconded by Clary to designate "Plan B" and "Plan C" as illustrative plans to be proposed for the public's consideration and comments. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 39 Page 431)

A motion was made by Clary and seconded by Boatwright to approve June 27, 2011 at 9:00 A.M. at a Regular Meeting of the Commissioner's Court. The motion carried unanimously.

A motion was made by Clary and seconded by Bonner to approve the corrections and revisions to the Rules of Procedure, Conduct and Decorum at Meetings of the County Commissioner's Court. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 39 Page 438)

A motion was made by Bonner and seconded by Boatwright to approve the budget amendment for the Jail transferring from Capital Equipment to Janitorial Supplies and Non-Capital equipment and to rescind a budget amendment which was approved on May 9, 2011 for the Sheriff from Non Capital Equipment to Schools and Conferences. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 39 Page 444)

A motion was made by Clary and seconded by Boatwright to approve the consent agenda:

- A. Minutes of May 9, 2011 Commissioner's Court meeting
- B. Minutes of May 18, 2011 Commissioner's Court meeting

- C. Approve the Department Reports-Minutes of County Finances –Treasurer’s Report which states that Hamilton County has \$3,602,436.06 total cash and other assets on hand
- D. Approve bills submitted for payment in the amount of \$251,871.42 and of that total RBR Construction’s amount if \$228,327.11

The motion carried by a majority vote, Mills abstained. (Recorded in Commissioner’s Court Papers Book 39 Page 448)

A motion was made by Bonner and seconded by Boatwright to approve the deputation and bond for Hamilton County Deputy Sheriff James O’Bannon. The motion carried unanimously. (Recorded in Commissioner’s Court Papers Book 39 page 625)

Hamilton County Courthouse Restoration: Judge Mills presented four change orders:

- 1.) Steel headers for the doors that were cut out
- 2.) Steel at stairwell –third floor
- 3.) Concrete Bench Restoration
- 4.) Fire System in the Portico attics

The court chose not to vote on the change orders.

The court then discussed the request from RBR Construction’s, Chief Executive Officer Richard Ringo asking that Hamilton County help them with the contractor’s contingency as they had over extended themselves. The request was for \$40,000.00. A motion was made by Boatwright and seconded by Clary to deny the request from RBR Construction and not pay the contractor’s contingency. The motion carried with a majority vote of three. Judge Mills abstained.

A motion was made by Clary and seconded by Boatwright to lift the burn ban. The motion carried unanimously.

Commissioner Clary stated that both the City of Hamilton and the City of Hico were basically on the same page in regards to the law enforcement contract. Both entities would like to continue with only one contract. The City of Hico will provide office space and utilities for the elected officials and employees of Hamilton County. The entities have agreed to contribute to the administrative cost of the contract which a determination of that cost is yet to be agreed to. The contractual language has been removed from the contract in regards to patrolling within the city limits allowing the Sheriff to perform his duties as he sees best. The entities have agreed to cost share the retiree’s benefits. The cities have requested the county to consider a multi-year contract. *Amended this paragraph on 6-13-2011.*

Commissioner Clary stated that the next law enforcement committee meeting is 5-24-2011 at 6:00 P.M. in the City of Hico.

Commissioner Bonner stated that the present agreement was heads above what we first had before us but the one thing that he wanted to point out is that the cities share in the expense side of the contract but that the revenue side they retain which greatly reduces their contract price. In the interest of going forward with the contract there is an element of revenue left out but in keeping with the contract both sides (expenses and revenues) of the contract need to be looked at.

Commissioner Clary stated that he would take it back to the committee with the courts approval.

Mills stated that the single contract is good that it brings all of the entities on the same page. He continued stating that he did not like consolidating services.

County Auditor Marliessa Clark stated that we needed to look at administrative cost and it is her suggestion that we begin at the minimum cost looking at FEMA grant funding which might help find an origin for that particular number.

A motion was made by Clary and seconded by Bonner to approve the proposal (agreement) for the records management system enabling digital storage and search capabilities with Tyler Technologies, Inc. and Hamilton County Clerk. The motion carried by a majority vote. Judge Mills abstained. (Recorded in Commissioner's Court Papers Book 39 Page 490) (Executed Copy Recorded in Commissioner's Court Papers Book 39 Page 531)

A motion was made by Clary and seconded by Bonner to approve the financial agreement (Lease-Purchase Agreement) with Capital City Leasing, Inc. for Tyler Technologies, Inc. records management system enabling digital storage and search capabilities in the principal amount of \$87,557.00 at 3.7 percent interest which includes payments of \$19,502.22 for five years. The first payment will be due one year from the delivery date of the equipment by Tyler Technologies, Inc to the Hamilton County Clerk. The motion carried by a majority vote. Judge Mills abstained. (Recorded in Commissioner's Court Papers Book 39 Page 516)

District Clerk Leoma Larance made a presentation requesting from the court permission to spend funds from her records management account to purchase lateral files and a scanner. Continuing Ms. Larance informed the court that due to lack of space in her move back to the courthouse it was requiring her to consider other options for the management of the court's records. The county's software vendor Net Data has imaging capabilities available but our server currently does not have enough available space to allow for the imaging to occur. Ms. Larance vocalized the need for Hamilton County to purchase a new server for Net Data. There was no action taken by the court at this time but the item could be considered at a later date.

Commissioner Boatwright placed this item on the agenda after he received a petition from the residents and landowners of County Road 203 requesting a reduction in the speed limit on this road. This request impacts Precincts One, Two and Three. A motion was made by Boatwright and seconded by Bonner to approve reducing the speed limit on County Road 203 from sixty miles per hour to forty-five miles per hour. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 39 Page 530)

The cooperative agreement 10-10 between State Soil and Water Conservation Board and Hamilton County for implementation of the Leon River Watershed Protection Plan through Technical and Financial Assistance to Repair or Replace On-Site Sewage Facilities in Hamilton County is being reviewed by both agencies. Currently County Attorney Mark Henkes stated not to sign it because there were some issues that needed to be resolved.

No future agenda items discussed.

A motion was made Boatwright and seconded by Bonner to adjourn. The motion carried unanimously.

County Judge

Attest: _____
County Clerk

