

## Hamilton County Commissioner's Court

Regular Session  
Monday, April 22, 2013  
9:00 A.M.



Hamilton County Commissioner's Court met in Regular Session on Monday, April 22, 2013 at 9:00 A.M. with the following members present: County Judge Randy Mills, Commissioners Johnny Wagner, Mark Tafel, Lloyd Huggins and Dickie Clary.

Mills called the meeting to order and Wagner opened with prayer.

Damon Chumney spoke during public comments stating that in reference to the previous meeting regarding the topic of Higginbotham's and changing insurance that he felt it should be opened for proposals.

Chumney also spoke regarding Danny Craig's contribution to the county as animal trapper and thanked him for his years of service to the community. Chumney also spoke about the county considering a fund raiser to help fund the animal trapper program.

Chumney continued speaking about the payment of the Fleet Safety Equipment bill that he thinks the court should approve the bill and stop trying to micromanage Precinct Two.

Danny Craig received a Certificate of Appreciation for his years of service in Wildlife Management for Hamilton County from the Court.

A motion was made by Huggins and seconded by Clary to approve the following budget amendments: District Clerk from Schools and Conferences to Supplies; Jail from Law Enforcement Liability and Equipment Repair and Maintenance; Sheriff Department from Law Enforcement Liability to Equipment Repair and Maintenance; Health and Welfare from Indigent Burials to Multi-Purpose Utilities; Courthouse from Capital Equipment to Supplies and Stationery and District Court from Judge, Travel & Etc. and Jury to Court Appointed Attorney. Wagner, Tafel, Huggins and Clary voted for and Mills abstained. The motion carried by a majority vote. (Recorded in Commissioner's Court Papers Book 45 Page 855)

A motion was made by Wagner and seconded by Huggins to approve the departmental reports. Wagner, Tafel, Huggins and Clary voted for and Mills abstained. The motion carried by a majority vote. (Recorded in Commissioner's Court Papers Book 45 Page 868)

A motion was made by Tafel and no second to approve the payment of \$915.52 Fleet Safety Equipment for Precinct Two billing. The motion died for lack of a second.

A motion was made by Clary and seconded by Huggins to approve the bills submitted in the amount of \$42,721.33 that did not include the Fleet Safety bill. Wagner, Huggins and Clary voted for. Tafel voted against. Mills abstained. The motion carried by a majority vote. (Recorded in Commissioner's Court Papers Book 45 Page 874)

A motion was made by Huggins and seconded by Clary to approve the minutes of April 8, 2013 Commissioner's Court Meeting. Wagner, Tafel, Huggins and Clary voted for and Mills abstained. The motion carried by a majority vote.

Hamilton County Courthouse Restoration-No change. (Recorded in Commissioner's Court Papers Book 45 Page 895 Letter confirming completion report received)

The court passed on the appointment of James Lively, Hamilton County Justice of the Peace, Pct. 1 to the Board of Trustees for Central Counties for Mental Health Mental Retardation (MHMR).

The court discussed the proposed construction of Bridge Tex Pipeline Company, LLC- proposed twenty inch Crude Oil Pipeline Real Lane, CR 617, CR 612, CR601, CR604, CR505, CR404, CR409, CR427, FM 932 for the transportation of crude oil.

Representing BridgeTex Pipeline as Permit Agent Varnell Roberts was present to answer any questions that he was able to answer for the court. Tafel asked about the depth of the pipeline and if it was following the topography? Robert's answered that the regulations allowed for:

3 foot minimum with the existing grade

4 foot minimum with the existing grade in the pasture

5 foot from the crown of the road

4 foot from the ditch bottom

40 foot right of way

They will install a twenty-inch pipeline from the west side of Abilene to the East side of Houston with all the roads bored not excavated. BridgeTex Pipeline, LLC was formed for this specific pipeline. The project will encompass approximately 410 miles of pipeline and has a projected start date as the third quarter of 2013.

Clary asked about the egress and ingress of the county road and private property. Roberts responded that the county roads would be restored to their original condition.

Roberts informed the court that they can require a pre-construction meeting. The pre-construction meeting would be between the court, contractor and permitting agent.

Tafel stated that he could prefer that the roads be gutter trenched (open cut) as opposed to boring. It is a more cost effective method. There needs to be a note in the contract as such.

Henkes added that it would be required to address each precinct individually in the contract or separate contracts for each precinct. A summation made was that the agreement would be approved by the court.

Issues that needed to be addressed would be trenching/boring, topography, drainage and compensation.

The permit agent will confer with each commissioner involved in the project.

Henkes clarified that there was a survey for each of the road crossings and Roberts confirmed his question. Henkes also warned the permit agent to be careful with his email correspondence so that he does not involve the open meetings act in this process. (Recorded in Commissioner's Court Papers Book 45 Page 885 –Permitting Agent Contact Info)

Future agenda item: Bid for purchase of a backhoe (Next agenda)

A motion was made by Huggins and seconded by Clary to adjourn the meeting. The motion carried unanimously.

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County Judge

Attest: \_\_\_\_\_

County Clerk