

Hamilton County Commissioner's Court

Regular Session
Monday, August 24, 2015
9:00 A.M.



Hamilton County Commissioner's Court met in Regular Session on Monday, August 24, 2015 at 9:00 A.M. with the following members present: County Judge Mark Tynes, Commissioners Johnny Wagner, Keith Allen Curry, Lloyd Huggins and Dickie Clary.

The meeting was called to order and a quorum was present.

Huggins led the invocation; Tynes led the pledges and Clary opened with quotes from our founding fathers.

There were no public comments.

A motion was made by Huggins and seconded by Wagner to approve the following budget amendments; OSSF Grant and Debt Service (Budget Amendments) and the following line item transfers: Emergency Management from Non Capital Equipment, Electricity, Service Contracts and Juvenile Detention to Emergency Management, Juvenile Court from Court Appointed Attorney to Other Indigent Expense, Community Service from Indigent Burials to 911 Service, Debt Service from Court Appointed Indigent Defense to Transfer Out, Courthouse from Water to Water Annex, Tax Assessor Collector from Schools and Conferences, Part-Time Employee and Hico License Office to FICA Taxes, Precinct Three from Capital Equipment to Equipment Repairs, District Clerk from Non-Capital Equipment, Schools and Conferences, and Partial Per Diem to Supplies and Stationery, Justice of the Peace, Pct. 1 from Court Costs to Part-Time Employee, Sheriff's Office from Employee Medical to Weapons and Ammunition, Sheriff's Office from Schools and Conferences to Uniforms, Sheriff's Office from Service Contracts, Deputy Four and Partial Per Diem to Vehicle Repair, County Jail from Equipment and Repair to Jail Repair, County Jail from Electricity to Janitorial, County Jail from Non-Capital to Overtime, County Jail from Health Insurance to Prisoner Transport, and County Jail from Dispatcher/Jail to Food. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 52 Page 626)

A motion was made by Wagner and seconded by Curry to approve the following consent agenda:

- A. Minutes of 8-10-2015 Commissioner's Court Meeting
- B. Minutes of 8-17-2015 Commissioner's Court Meeting
- C. Approve Department Reports (Recorded in Commissioner's Court Papers Book 52 Page 664)
- D. Approve Bills Submitted for Payments -\$84,275.75 (Recorded in Commissioner's Court Papers Book 52 Page 679)

The motion carried unanimously.

A motion was made by Huggins and seconded by Clary to adopt the Texas County and District Retirement System contribution at the required rate of 7.59% to maintain plan provisions for plan year 2016. The motion carried unanimously. Recorded in Commissioner's Court Papers Book 52 Page 704)

A motion was made by Clary and seconded by Wagner to Approve the Field Agreement among U.S. Department of Agriculture, Animal and Plant Health Inspection Services, Wildlife Services and Texas AgriLife Extension Services-Wildlife Damage Management Association, Inc. and Hamilton County

(Predator Control Agreement). The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 52 Page 707)

A motion was made by Huggins and seconded by Curry to approve the transfer of Historical Bridge, CR 222, Leon River, and Hamilton County and appointed Huggins to authority to sign off on the agreement as long as there are no additional changes for the court to review. Huggins presented the agreement between Texas Department of Transportation (TxDOT), Hamilton Historical Commission and Hamilton County. The only liability that Hamilton County has is when the bridge is moved that Hamilton County (Sheriff's Office) will provide the escort service. The estimated time that TxDOT gave to move the bridge would be sometime from January to June 2016. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 52 Page 693)

A motion was made by Wagner and seconded by Clary to approve the Order for the County Clerk to conduct the Constitutional Amendment Election, November 3, 2015. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 52 Page 708)

The court discussed the re-adoption of the Hamilton County Tax Abatement Policy which is a two year policy. Tynes stated that this action was from the Texas Tax Code 312.002(C). Clary stated that he would like for the court to consider a revision reducing the maximum years from seven (7) years to five (5) years. The court passed on this item until the afternoon when it reconvened to allow time to update the policy.

A motion was made by Huggins and seconded by Clary to ratify the Order Establishing Budget of the Office of the County Auditor for Hamilton County, Order Appointing Hamilton County Kent Reeves and Re-Appointment of Don McDonald as the Official Court Reporter for the 220th Judicial District Court. The motion carried unanimously. (Recorded in Commissioner's Court Papers Book 52 Page 703)

The court recessed until 2:00 P.M. at which time the county's legal counsel would be present to discuss Agenda Item 15. Accept or Reject the settlement offer from AIG/Olathe Casualty Insurance Company on behalf of BridgeTex Pipeline Company, L.L.C., and Wyatt Construction regarding the damage to Hamilton County Roads during the pipeline construction

The court reconvened at 2:00 P.M. All members of the court present except for Huggins who had to be absent for an appointment.

A motion was made by Clary seconded by Curry to re-adopt the Hamilton County Tax Abatement Policy with the revisions made on Page 3 maximum allowance of seven (7) years to a maximum allowance of five (5) years. Henkes added that the Hamilton Economic Development Corporation has no problem with that change. The motion carried unanimously.

The court moved to Agenda Item 15. Accept or Reject the settlement offer from AIG/Olathe Casualty Insurance Company on behalf of BridgeTex Pipeline Company, L.L.C., and Wyatt Construction regarding the damage to Hamilton County Roads during the pipeline construction

The court went into Executive Session Chapter Texas Government Code Chapter 551.071 to discuss this issue with their legal counsel Mr. Robert (Bob) Bass. The court closed Executive Session and returned to Regular Session.

The court went up to the District Courtroom to look at it for consideration for Commissioner's Court.

A motion was made by Clary and seconded by Curry to adjourn. The motion carried unanimously.

County Judge

Attest: _____

County Clerk