

24-14  
COMMISSIONERS COURT MINUTES  
June 3, 2014

On Tuesday June 3, 2014, the Honorable Commissioners Court of Smith County, Texas, met for a regular meeting in the Smith County Commissioners Courtroom at the Smith County Courthouse Annex, 200 East Ferguson, in the City of Tyler, Texas.

**I. CALL TO ORDER**

Joel P. Baker, County Judge, called the meeting to order with members present:

County Judge: Joel P. Baker	Presiding
Commissioner: Precinct 1 Jeff Warr	Present
Commissioner: Precinct 2 Cary Nix	Present
Commissioner: Precinct 3 Terry Phillips	Present
Commissioner: Precinct 4 JoAnn Hampton	Present

**II. INVOCATION**

Commissioner Jeff Warr led the invocation.

**III. PLEDGE OF ALLEGIANCE TO THE UNITED STATES AND THE STATE OF TEXAS**

**IV. OPEN SESSION**

1. Resolution: Rose City Civitan Day

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 1 Jeff Warr to adopt a resolution proclaiming June 21, 2014, as Rose City Civitan Day in Smith County. Resolution attached.  
*Passed 5-0; Abstain: (None); Absent: (None).*

2. Contract: Hefner Roofing LLC

Motion made by Commissioner – Precinct 2 Cary Nix and seconded by Commissioner – Precinct 1 Jeff Warr to approve contract for roof installation at 322 E. Ferguson Street, Tyler, Texas, with Hefner Roofing LLC.  
*Passed 4-1; Abstain: Commissioner Terry Phillips; Absent: (None).*

3. Agreement: Master Control Service. LLC

Commissioner's Court passed on agenda item number 3 to discuss, consider, and take any necessary action on agreement between Smith County and Master Control Service, LLC, for Security Electronic Systems upgrade, installation, and warranty.

4. Payment of Accounts

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 3 Terry Phillips to approve and/or ratify payment of accounts, bills, payroll, and transfer of funds, amendments, and health claims. Copies attached.

*Passed 5-0; Abstain: (None); Absent: (None).*

5. Commissioners Court Minutes: April 2014

Motion made by Commissioner – Precinct 3 Terry Phillips and seconded by Commissioner – Precinct 2 Cary Nix to accept Commissioners Court minutes for April 2014. Copies attached.

*Passed 5-0; Abstain: (None); Absent: (None).*

6. Commissioners Court Recordings: April 2014

Commissioners Court received recordings of the Commissioners Court meetings for April 2014.

7. Report: Road and Bridge Department

Commissioners Court received status report from the Road and Bridge Department.

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8. Jail Projects Update and Recommendation(s)

a.) Motion made by Commissioner – Precinct 1 Jeff Warr and seconded by Judge Joel Baker to approve change orders 27, 28, and 29 in the amount of \$57,633.00 for the jail project.

*Passed 5-0; Abstain: (None); Absent: (None).*

b.) Motion made by Commissioner – Precinct 1 Jeff Warr and seconded by Commissioner – Precinct 3 Terry Phillips to approve the purchase of mixing valves in the amount \$9,145.00 for the jail project in lieu of the purchase of a secondary water heater.

*Passed 5-0; Abstain: (None); Absent: (None).*

9. Report: Smith County Jail Status and Related Information

\$19,991,564 Expenditure to date (Contract Housing)  
\$405,990 Expenditure Budget Year 13/14 (Contract Housing)  
743 Total Population, 599 Male, 144 Female  
682 in Smith County Jail and 61 transferred to other Counties.  
14 Federal Prisoners, 32 scheduled to TDC, 31 papers ready.  
34 Parole violations and 31 Parole violations with other charges.  
70 Total child support cases, 38 non-payment of child support and  
32 non-payment of child support with other charges.  
Average stay for non-payment of child support: 70 days.  
14 open jailer positions  
Smith County Jail Population Summary attached. No action necessary.

Commissioners Court recessed Open Session at 9:42 a.m. and went into Closed Session.

V. **CLOSED SESSION: To consult, receive, and seek advice from attorney pursuant to Section 551.071, 551.0725, 551.074 and 551.076 of the Texas Government Code.**

10. Discuss personnel matters and employment or duties of departments supervised by the Smith County Commissioners Court.
11. Receive consultation and seek legal advice regarding available options concerning security issues and/or public safety, including but not limited to the deployment or specific occasions for implementation of personnel or devices or a security audit pursuant to Tex. Gov't Code 551.076.
12. Receive legal update, briefing, and consultation regarding pending legal cases, including but not limited to matters placed with outside counsel.
13. Receive legal update, briefing, and consultation regarding pending contracts and procurement requirements.

Commissioners Court recessed Closed Session at 11:57 a.m. and went directly into Open Session.

VI. OPEN SESSION

14. Personnel Matters

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 4 JoAnn Hampton to amend the tuition reimbursement policy as proposed.  
*Passed 5-0; Abstain: (None); Absent: (None).*

15. Security: Personnel/Devices/Audit

Commissioners Court took no action on agenda item 15 to discuss, consider, and take any necessary action relevant to the deployment or specific occasions for implementation of security personnel or devices or a security audit.

16. Legal Matters: Outside Counsel

Commissioners Court took no action on agenda item 16 to discuss, consider and take any action regarding pending legal cases, including but not limited to matters placed with outside counsel.

17. Negotiate: Professional Services

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 2 Cary Nix to authorize the Facilities Service Department, Purchasing, and Legal Counsel to negotiate professional services for testing and balance for the jail project for purposes of public safety.  
*Passed 5-0; Abstain: (None); Absent: (None).*

3. Agreement: Master Control Service, LLC

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 3 Terry Phillips to authorize the contract in the amount of \$97,027.00, to Master Control Service, LLC, for Security Electronic Systems upgrade, installation, and warranty.  
*Passed 5-0; Abstain: (None); Absent: (None).*

15. Security: Personnel/Devices/Audit

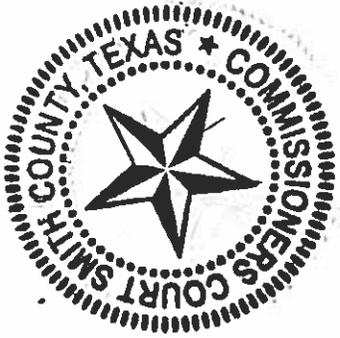
Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 3 Terry Phillips to authorize the cost proposal request not to exceed \$180,000.00 with Turner/HGR and Quality Welding pursuant to authorization by legal counsel.  
*Passed 5-0; Abstain: (None); Absent: (None).*

VII. PUBLIC COMMENT

**VIII. ADJOURNMENT**

Meeting was adjourned by Judge Joel P. Baker.

Approved: Joel Baker  
Chairperson Commissioners Court



ATTESTED:  
Karen Phillips, County Clerk  
Smith County Texas

By: \_\_\_\_\_  
Nathaniel Fields, Deputy Clerk

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