

28-14
COMMISSIONERS COURT MINUTES
July 1, 2014

On Tuesday July 1, 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 Terry Phillips led the invocation.

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

IV. OPEN SESSION

14. Amendments to the County's Pay Policy

Motion made by Commissioner – Precinct 1 Jeff Warr and seconded by Commissioner – Precinct 4 JoAnn Hampton to approve the request of the Smith County Sheriff's Office to adopt Fair Labor Standards Act (aka, FLSA) overtime regulatory exemptions applicable to peace officers pursuant to 29 U.S.C. §207(k).
Passed 5-0; Abstain: (None); Absent: (None).

1. Request: Justice of the Peace, Pct. 5

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 3 Terry Phillips to approve the request from Justice of the Peace, Pct. 5, to use Fund 73 training funds.
Passed 5-0; Abstain: (None); Absent: (None).

2. Resubdivision of Plat: Emerald Isle Unit 2, Lot 4 and part of Lot 5, Pct. 1

Motion made by Commissioner – Precinct 2 Cary Nix and seconded by Commissioner – Precinct 3 Terry Phillips to authorize the County Judge to sign the resubdivision of Plat, Emerald Isle Unit 2, Lot 4 and part of Lot 5, Pct. 1.
Copies attached.
Passed 5-0; Abstain: (None); Absent: (None).

3. Final Plat: Iron Mountain Estates, Unit 2, Pct. 3.

Motion made by Commissioner – Precinct 3 Terry Phillips and seconded by Commissioner – Precinct 4 JoAnn Hampton to authorize County Judge to sign final plat for Iron Mountain Estates, Unit 2, Pct. 3.

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

4. Pipe and/or Utility Line Installation

Commissioners Court received pipe and/or utility line installation requests: (notice only):

a) CR 2117 Wright City Water Supply, 60' of 2" PVC for customer service, Pct. 2.

b) CR 2142 Wright City Water Supply, 60' of 2" PVC for customer service, Pct. 2.

These lines will be constructed as directed by the Road Administrator in accordance with Smith County specifications. Copies attached.

5. Report: Road and Bridge Department

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

6. 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).

7. Jail Projects Update and Recommendation(s)

Commissioners Court received status report and update from Commissioner Jeff Warr on the progress of the jail project.

8. Report: Smith County Jail Status and Related Information

\$20,111,684 Expenditure to date (Contract Housing)

\$526,110 Expenditure Budget Year 13/14 (Contract Housing)

716 Total Population, 572 Male, 144 Female

674 in Smith County Jail and 42 transferred to other Counties.

13 Federal Prisoners, 23 scheduled to TDC, 48 papers ready.

25 Parole violations and 29 Parole violations with other charges.

64 Total child support cases, 39 non-payment of child support and

25 non-payment of child support with other charges.

Average stay for non-payment of child support: 77 days.

13 open jailer positions

Smith County Jail Population Summary attached. No action necessary.

V. BUDGET WORKSHOP:

21. FY15 Budget Requests

Commissioners Court discussed but took no action on agenda item number 21 to discuss and consider FY15 Budget requests and take any necessary action regarding the same.

Commissioners Court received a presentation from Sheriff Larry Smith regarding the FY15 proposed budget.

Public Comment: Bobby Curtis, Bill Goecking, JoAnn Fleming, Ernie Clark and Tom Ellis spoke regarding the FY15 proposed budget. Public participation forms attached.

Commissioners Court recessed Open Session at 10:44 a.m. and went into Closed Session.

VI. CLOSED SESSION: To consult, receive, and seek advice from attorney pursuant to Section 551.071, 551.0725 and 551.072 of the Texas Government Code.

9. Discuss personnel matters, including but not limited to employment or duties of departments supervised by the Smith County Commissioners Court.

10. Discuss personnel matters, including but not limited to the Smith County Health Plan.

11. Receive legal update briefing and consultation and seek legal advice regarding pending contracts and procurement requirements.
12. Receive consultation and seek legal advice regarding available options concerning security issues at Smith County Jail facilities, including but not limited to the deployment or specific occasions for implementation of security personnel or devices or a security audit pursuant to Tex. Gov't Code 551.076.
13. Receive consultation and seek legal advice regarding available options for general real estate and lease matters related to master plan and County facilities.

Commissioners Court recessed Closed Session at 12:13 p.m. and went directly into Open Session.

VII. OPEN SESSION

15. Personnel Matters

Commissioners Court took no action on agenda item number 15 to discuss, consider, and take any action pertaining to personnel matters, including but not limited to employment or duties of departments supervised by the Smith County Commissioners Court.

16. Smith County Health Plan

a.) Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 4 JoAnn Hampton to authorize the Personnel Director to make the appropriate changes to mental health coverage to comply with the Affordable Care Act.
Passed 5-0; Abstain: (None); Absent: (None).

b.) Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 3 Terry Phillips to authorize the renewal with ING Voya for our stop lost coverage for a reduction in the premium.
Passed 5-0; Abstain: (None); Absent: (None).

17. Contract: Property Insurance Coverage

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 3 Terry Phillips to authorize the renewal with TAC for our property insurance coverage.
Passed 5-0; Abstain: (None); Absent: (None).

18. Security: Personnel/Devices/Audit

Commissioners Court took no action on agenda item 18 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.

19. County Facilities: Real Estate

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 3 Terry Phillips to authorize the renewal contract with Representative Matt Schaefer for office space in the Annex Building under the same terms as the current contract.

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

20. Presentation: Public Safety

Commissioners Court took no action on agenda item 20 to receive presentation regarding public safety issues.

VIII. BUDGET WORKSHOP:

21. FY15 Budget Requests

Commissioners Court took no action on agenda item number 21 to discuss and consider FY15 Budget requests and take any necessary action regarding the same.

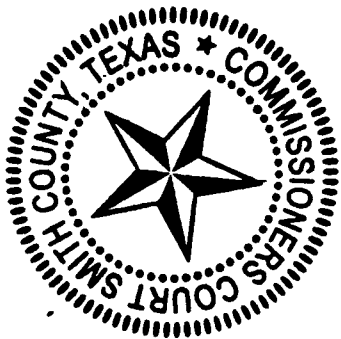
IX. PUBLIC COMMENT

No public comment at this time.

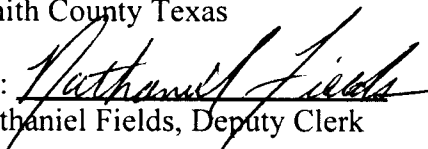
X. ADJOURNMENT

Meeting was adjourned by Judge Joel P. Baker and by acclamation the first meeting that preceded this court session was declared over.

Approved: 
Chairperson Commissioners Court



ATTESTED:
Karen Phillips, County Clerk
Smith County Texas

By: 
Nathaniel Fields, Deputy Clerk