

34-14
COMMISSIONERS COURT MINUTES
August 5, 2014

On Tuesday August 5, 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	Absent
Commissioner: Precinct 3 Terry Phillips	Present
Commissioner: Precinct 4 JoAnn Hampton	Present

II. INVOCATION

Nathaniel Fields, Deputy Clerk, led the invocation.

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

IV. PUBLIC COMMENT

No public comment at this time.

V. OPEN SESSION

1. FY2015 Proposed Tax Rate

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 1 Jeff Warr to consider the FY15 proposed tax rate to increase to .330000. Public hearings on this matter will be held August 12th and 19th at 9:30 a.m. in the Commissioners Courtroom and a Budget Hearing will be held on August 11th at 5:30 p.m. at the R.B. Hubbard Center.

Passed 3-1; Opposed: Commissioner Terry Phillips; Absent: Commissioner Cary Nix.

2. Order for Local Option Election

Commissioners Court passed on agenda item number 2 regarding the Order for Local Option Election legalizing the Sale of Beer and Wine for Off-Premise Consumption only and the Order for Local Option Election legalizing the sale of mixed beverages within the Justice of the Peace, Precinct 5 boundaries.

6. Resolution: Purple Heart County

Motion made by Commissioner – Precinct 1 Jeff Warr and seconded by Commissioner – Precinct 4 JoAnn Hampton to proclaim Smith County “A Purple Heart County,” as recognized by the Military Order of the Purple Heart.
Passed 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

3. FY2015 Regional Solid Waste Grants Program

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 1 Jeff Warr to authorize submission of FY2015 Regional Solid Waste Grants Program to East Texas Council of Governments for Smith County Abatement. Copies attached.
Passed 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

4. Interlocal Cooperation Agreement: Smith County and Andrews Center

Motion made by Commissioner – Precinct 3 Terry Phillips and seconded by Commissioner – Precinct 1 Jeff Warr to approve an Interlocal Cooperation Agreement between Andrews Center Behavioral Healthcare System and the Smith County Sheriff's Office.
Passed 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

5. Interlocal Agreement: Asset Forfeiture Sharing

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 3 Terry Phillips to approve Asset Forfeiture Sharing Agreement between the Smith County District Attorney's Office and the Overton Police Department.
Passed 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

7. Report: Emergency Services District (ESD) #1

Commissioners Court received into the Court's minutes the Quarterly Report from April 1, 2014, through June 30, 2014, for Emergency Services District (ESD) #1. No action necessary. Report attached.

8. Minutes: Andrews Center Board of Trustees Meeting

Commissioners Court received into the Court's minutes the minutes from the June 24, 2014, Andrews Center Board of Trustees meeting. Minutes attached.

9. Report: Smith County Departments

Commissioners Court received into the Court's minutes the monthly reports from Smith County departments. Reports attached.

10. Commissioners Court Minutes: June 2014

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 3 Terry Phillips to accept Commissioners Court minutes for June 2014. Copies attached.

Passed 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

11. Commissioners Court Recordings: June 2014

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

12. Request: Training for Justices of the Peace, Pct. 4 and Pct. 5

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 4 JoAnn Hampton to approve requests from Justices of the Peace, Pct. 4 and Pct. 5, to use Fund 73 training funds.

Passed 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

13. 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 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

14. Jail Projects Update and Recommendation(s)

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 3 Terry Phillips to approve requests in the amount of \$707.00 for glass monitor covers for the jail project.

Passed 4-0; Abstain: (None); Absent: Commissioner Cary Nix.

15. Report: Smith County Jail Status and Related Information

\$20,137,514 Expenditure to date (Contract Housing)
\$550,050 Expenditure Budget Year 13/14 (Contract Housing)
694 Total Population, 555 Male, 139 Female
675 in Smith County Jail and 19 transferred to other Counties.
12 Federal Prisoners, 3 scheduled to TDC, 47 papers ready.
26 Parole violations and 47 Parole violations with other charges.
63 Total child support cases, 32 non-payment of child support and
31 non-payment of child support with other charges.
Average stay for non-payment of child support: 73 days.
9 open jailer positions
Smith County Jail Population Summary attached. No action necessary.

9. Report: Smith County Departments

Commissioners Court acknowledged and commended the work of the AgriLife Extension Department and Pct. 4, Constable's Office on their departmental report.

Commissioners Court recessed Open Session at 9:55 a.m. and went into Closed Session.

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

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

17. Receive legal update briefing and consultation and seek legal advice regarding pending contracts and procurement requirements.

Commissioners Court recessed Closed Session at 11:00 a.m. and went directly into Open Session.

VII. **BUDGET WORKSHOP:**

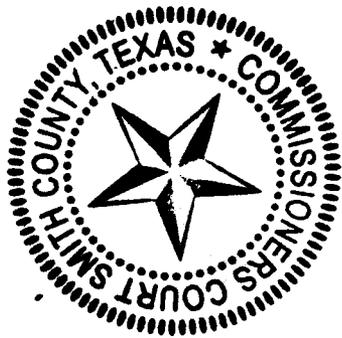
18. FY15 Budget Requests

Commissioners Court discussed but took no action on agenda item number 18 to discuss and consider FY15 Budget requests and take any necessary action regarding the same.

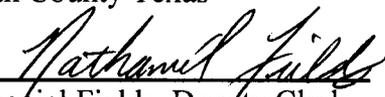
VIII. ADJOURNMENT

Meeting was adjourned by Judge Joel P. Baker.

Approved: 
Chairperson Commissioners Court



ATTESTED:
Karen Phillips, County Clerk
Smith County Texas

By: 
Nathaniel Fields, Deputy Clerk