

52-14  
COMMISSIONERS COURT MINUTES  
November 12, 2014

On Tuesday November 12, 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. PUBLIC COMMENT**

No public comment at this time.

**V. OPEN SESSION**

1. Easement: Cowan Pipeline

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 4 JoAnn Hampton to approve the assignment of the Cowan Pipeline easement to Valence Operating Company.

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

2. Agreement: St. Paul Children's Foundation

Motion made by Commissioner – Precinct 3 Terry Phillips and seconded by Commissioner – Precinct 2 Cary Nix to approve the FY2015 public service agreement between the St. Paul Children's Foundation and Smith County.

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

3. Rules of Procedure: R.B. Hubbard "HUB" Center

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 1 Jeff Warr to approve the modifications to rules of procedure concerning the use of the R.B. Hubbard "HUB" Center effective January 1, 2015, including establishment of a rental fee and deposit for the facility.  
*Passed 5-0; Abstain: (None); Absent: (None).*

4. Resolution: Texas Extension Education Association Week

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 3 Terry Phillips to approve a resolution proclaiming November 9 – 15, 2014 as Texas Extension Education Association Week.  
*Passed 5-0; Abstain: (None); Absent: (None).*

5. Payment of Accounts

Motion made by Commissioner – Precinct 4 JoAnn Hampton and seconded by Commissioner – Precinct 2 Cary Nix 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).*

6. Jail Projects Update and Recommendation(s)

- a) Motion made by Commissioner – Precinct 1 Jeff Warr and seconded by Commissioner – Precinct 3 Terry Phillips to approve (PCO) #0113 in the amount of \$1,015.00 to add signage at the jail.  
*Passed 5-0; Abstain: (None); Absent: (None).*
- b) Motion made by Commissioner – Precinct 1 Jeff Warr and seconded by Commissioner – Precinct 4 JoAnn Hampton to approve COR #046 in the amount of \$693.24 for installation of a water meter at the jail.  
*Passed 5-0; Abstain: (None); Absent: (None).*

7. Report: Smith County Jail Status and Related Information

\$20,262,074 Expenditure to date (Contract Housing)  
\$52,170 Expenditure Budget Year 14/15 (Contract Housing)  
654 Total Population, 522 Male, 132 Female  
628 in Smith County Jail and 26 transferred to other Counties.  
19 Federal Prisoners, 22 scheduled to TDC, 63 papers ready.  
18 Parole violations and 34 Parole violations with other charges.  
62 Total child support cases, 25 non-payment of child support and  
37 non-payment of child support with other charges.  
Average stay for non-payment of child support: 79 days.  
18 open jailer positions  
Smith County Jail Population Summary attached. No action necessary.

Commissioners Court recessed Open Session at 9:45 a.m. and went into Closed Session.

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

8. Discuss personnel matters, including but not limited to employment and duties of departments supervised by the Smith County Commissioners Court.
9. Receive legal update briefing and consultation and seek legal advice regarding pending contracts and procurement requirements.
10. Receive legal update briefing and seek legal advice regarding pending legal matters.

Commissioners Court recessed Closed Session at 10:18 a.m. and went directly into Open Session.

**VII. OPEN SESSION**

**11. Departments Supervised by Commissioners Court**

Commissioners Court took no action on agenda item 24 to discuss personnel matters, including but not limited to employment or duties of departments supervised by the Smith County Commissioners Court.

**12. Contracts: Procurement Requirements**

- a) Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 4 JoAnn Hampton to reject the responses for RFP 0714 and IFB 0814.  
*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 Purchasing Director to reissue a notice of the purposed purchase for the Smith County Juvenile Vocational Trades Building and Juvenile facility recreational area cover in accordance with Tex. Gov't Code 262.025 and authorize her to publish new notice with requirements that the pre-bid conferences be conducted under the new Tex. Gov't Code 262.0256 Sub Chapter A.  
*Passed 5-0; Abstain: (None); Absent: (None).*

13. Legal Matters

Motion made by Judge Joel Baker and seconded by Commissioner – Precinct 4 JoAnn Hampton to authorize the County Judge to sign the proof of loss statement and authorize the County Auditor to pay the insurance deductible to the Texas Association of Counties in the amount of \$10,000.00.  
*Passed 5-0; Abstain: (None); Absent: (None).*

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  
Nathaniel Fields, Deputy Clerk

