

THE REGULAR SESSION OF COMMISSIONERS' COURT OF TRINITY COUNTY WAS HELD MONDAY, JULY 13, 2009 AT 9:00AM IN THE COMMISSIONERS' COURTROOM, 219 WEST FIRST STREET, TRINITY COUNTY COURTHOUSE ANNEX, GROVETON, TEXAS, WITH THE FOLLOWING MEMBERS PRESENT:

MARK EVANS, COUNTY JUDGE
GROVER WORSHAM, COMMISSIONER, PCT. 1
JANNETTE HORTMAN, COMMISSIONER, PCT. 2
CECIL WEBB, COMMISSIONER, PCT. 3
JIMMY BROWN, COMMISSIONER, PCT. 4

1. JUDGE EVANS CALLED THE MEETING TO ORDER AT 9:00AM AND NOTED THAT THE AGENDA WAS PROPERLY FILED AND POSTED 7-9-09 AT 8:35AM. ALL COMMISSIONERS WERE PRESENT. JUDGE EVANS WELCOMED EVERYONE TO THE MEETING. COUNTY OFFICIALS PRESENT INCLUDED JOE WARNER BELL, COUNTY ATTORNEY, JO BARTEE, COUNTY TREASURER, SHEILA JOHNSON, COUNTY AUDITOR, JP#4 SAM BLAIR, SHERIFF RALPH MONTEMAYOR, EXTENSION AGENT ARMON HEWITT, AND DIANE MCCRORY, COUNTY CLERK.
2. THE OPENING PRAYER WAS GIVEN BY REVEREND LESTER MCADAMS FROM OAKLAWN BAPTIST CHURCH, GROVETON.
3. THE MINUTES FROM THE REGULAR SESSION HELD JUNE 8, 2009 AND THE SPECIAL SESSION HELD JUNE 26, 2008 WERE APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.
4. REPORTS FOR JUNE 2009 FROM JUSTICES OF THE PEACE #2, #3, & #4, COUNTY EXTENSION AGENT, CONSTABLE #2, COUNTY CLERK, DISTRICT CLERK, COUNTY ATTORNEY, COUNTY TAX COLLECTOR, AND SHERIFF WERE APPROVED BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.
5. APPROVAL OF THE G/L EXPENSE DISTRIBUTION, CHECK AND PAYROLL REGISTERS FOR JUNE 2009 WAS MADE BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.
6. THE TREASURER'S MONTHLY REPORT FOR JUNE 2009 WAS APPROVED BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.
7. PAYMENTS FOR PAUPER FUNERALS WERE APPROVED FOR JAMES ROLAND DIXON AND JAMES A. BRAY, SR. BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.
8. OFFICIAL BOND FOR JUSTICE OF THE PEACE #2 BERNIE BEARD WAS PRESENTED AND APPROVED BY A MOTION FROM COMMISSIONER WORSHAM SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.
9. THE TREASURER'S QUARTERLY REPORT FOR THE QUARTER ENDING JUNE 30, 2009 WAS APPROVED BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER WORSHAM. MOTION CARRIED.
10. AMENDMENTS TO THE FY 2008-2009 BUDGET WERE APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.
11. INDEPENDENT AUDITOR TOM RAMEY PRESENTED HIS FINANCIAL AND COMPLIANCE REPORT FOR THE YEAR ENDING SEPTEMBER 30, 2008. HIS REPORT WAS APPROVED BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER WORSHAM. MOTION CARRIED.
12. EQUIPMENT LEASE AGREEMENT WITH INNOVATIVE LEASING FOR A COPY MACHINE FOR THE COUNTY EXTENSION AGENT'S OFFICE WAS APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.
13. THIS ITEM WAS PASSED.
14. CERTIFICATION OF THE APPOINTMENT OF THE COUNTY AUDITOR WAS ENTERED INTO THE OFFICIAL COMMISSIONERS' COURT RECORDS.

15. JUDGE EVANS AND COMMISSIONER WORSHAM GAVE A REPORT ON THE KICKAPOO RECREATION AREA PROJECT AND ESTIMATED A SIX-MONTH COMPLETION GOAL.

16. APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN TRINITY COUNTY AND DEEP EAST TEXAS COUNCIL OF GOVERNMENTS (DETCOG) FOR E9-1-1 PUBLIC SAFETY ANSWERING POINT SERVICES WAS MADE BY A MOTION FROM COMMISSIONER HORTMAN AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.

17. APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN TRINITY COUNTY AND DEEP EAST TEXAS COUNCIL OF GOVERNMENTS (DETCOG) FOR E9-1-1 AUTOMATIC LOCATION INFORMATION MAINTENANCE SERVICES WAS MADE BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

18. A RESOLUTION AUTHORIZING THE FILING OF A REGIONAL SOLID WASTE GRANTS PROGRAM GRANT AND DESIGNATING THE COUNTY JUDGE AS THE AUTHORIZED PROJECT REPRESENTATIVE AND THE COUNTY AUDITOR AS THE AUTHORIZED FINANCIAL REPRESENTATIVE WAS MADE BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

19. AT 10:50AM A PUBLIC HEARING WAS HELD TO DISCUSS THE GATE ACROSS THE ROY TIPTON ROAD IN PRECINCT ONE, REMOVING THE GATE AND LOCK THEREON OR RE-OPENING THE COUNTY ROAD LOCATED OFF FOUNTAIN CREEK ROAD CALLED THE ROY TIPTON ROAD TO THE TIPTON AND HAGGARD PROPERTY IN TRINITY COUNTY. ADDRESSING THE COURT IN FAVOR OF REMOVAL OF THE GATE AND LOCK WERE FRANKLIN E. TIPTON AND PEGGY HAGGARD. WITH NO FURTHER PUBLIC COMMENT, THE PUBLIC HEARING WAS CLOSED AT 11:00AM.

20. ON A MOTION FROM COMMISSIONER WEBB SECONDED BY COMMISSIONER BROWN, IT WAS ORDERED FOR COMMISSIONER #1 TO REMOVE THE LOCK AND GATE FROM ROY TIPTON ROAD. MOTION CARRIED.

21. THE STATUS OF TRUSCOTT ROAD WAS DISCUSSED CONCERNING FOREST SERVICE MAINTENANCE. COUNTY MAINTENANCE WOULD ONLY BE DONE UP TO THE FOREST SERVICE ROAD. NO ACTION WAS TAKEN BY COMMISSIONERS ON THIS ITEM.

22. ON A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB, THE NAME OF HILL ROAD WAS CHANGED TO HENRY PARKER ROAD. MOTION CARRIED.

23. RENEWAL OF TRINITY COUNTY'S GROUP HEALTH PLAN WITH THE TEXAS ASSOCIATION OF COUNTIES' HEALTH AND EMPLOYEE BENEFITS POOL WAS APPROVED BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

24. THE POLICY MANUAL FOR CONSTABLE #4 OFFICE WAS APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

25. COUNTY ELECTION PRECINCT PRESIDING AND ALTERNATE JUDGES FOR 2009-2010 PURSUANT TO ELECTION CODE 32.001 AND 32.002 FOR A TWO YEAR TERM WAS APPROVED AS PRESENTED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

26. APPOINTMENT OF CENTRAL STATION MANAGER, TABULATION SUPERVISOR, ASSISTANT TABULATION SUPERVISORS AND CENTRAL COUNTING JUDGE PURSUANT TO ELECTION CODE 127.005 FOR THE NOVEMBER 2009 GENERAL ELECTION WAS APPROVED AS SUBMITTED BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.

27. DURING THE PUBLIC FORUM, JUDGE EVANS PRESENTED CONTINUING EDUCATION CERTIFICATES TO COMMISSIONERS FOR THEIR ATTENDANCE OF A MARCH CONFERENCE. COMMISSIONER HORTMAN DISCUSSED TELEPHONE CABLES BEING BURIED ON WHITE ROCK CITY ROAD AND NOTED CREEKSIDE ROAD HAD BEEN WIDENED AND ADDITIONAL CULVERTS INSTALLED. COMMISSIONER HORTMAN EXTENDED HER THANKS TO COMMISSIONERS WEBB AND BROWN FOR THEIR ASSISTANCE AND PRAISED THE PATIENCE OF RESIDENTS OF CREEKSIDE DURING THE CONSTRUCTION.

ADDENDUM AND AMENDMENT TO AGENDA: POSTED 7-9-09 AT 3:50PM.

1. AT 11:47AM A PUBLIC HEARING WAS CONDUCTED TO DISCUSS DETERMINING A MAXIMUM REASONABLE AND PRUDENT SPEED FOR A VEHICLE TRAVELING ON WEST LAKEVIEW DRIVE AT LAKE JENNIFER FROM TEXAS HIGHWAY 19 TO ITS END AND EAST

LAKEVIEW DRIVE FROM ITS INTERSECTION WITH WEST LAKEVIEW DRIVE TO ITS END, AND WHETHER TO DECLARE A SPEED LIMIT OF 25 MILES PER HOUR THEREON. NO PUBLIC COMMENT WAS GIVEN AND THE HEARING WAS CLOSED AT 11:49AM.

2. A MAXIMUM REASONABLE AND PRUDENT SPEED OF 25 MILES PER HOUR WAS SET FOR A VEHICLE TRAVELING ON WEST LAKEVIEW DRIVE AT LAKE JENNIFER FROM TEXAS HIGHWAY 19 TO ITS END AND EAST LAKEVIEW DRIVE FROM ITS INTERSECTION WITH WEST LAKEVIEW DRIVE TO ITS END BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER WORSHAM. MOTION CARRIED.

3. AT 11:50AM A PUBLIC HEARING WAS CONDUCTED TO DISCUSS DETERMINING A MAXIMUM REASONABLE AND PRUDENT SPEED FOR A VEHICLE TRAVELING ON ZION HILL ROAD FROM GLENDALE ROAD AND WHETHER TO DECLARE A SPEED LIMIT OF 25 MILES PER HOUR THEREON. NO PUBLIC COMMENT WAS GIVEN AND THE HEARING WAS CLOSED AT 11:51AM.

4. A MAXIMUM REASONABLE AND PRUDENT SPEED OF 25 MILES PER HOUR WAS SET FOR A VEHICLE TRAVELING ON ZION HILL ROAD FROM GLENDALE ROAD BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

5. TWO TRAILERS AND A GMC PICKUP WAS DECLARED SALVAGE PROPERTY FOR ROAD AND BRIDGE PRECINCT #3 BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER WORSHAM. MOTION CARRIED AND COMMISSIONER WEBB WAS DIRECTED TO SELL THE PROPERTY.

28. WITH NO FURTHER BUSINESS TO COME BEFORE COMMISSIONERS' COURT ON A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER WORSHAM, COURT WAS ADJOURNED AT 11:55AM. MOTION CARRIED.

MARK EVANS, COUNTY JUDGE

GROVER WORSHAM, COMMISSIONER PCT. 1

JANNETTE HORTMAN, COMMISSIONER PCT. 2

CECIL WEBB, COMMISSIONER PCT. 3

ATTEST:

JIMMY BROWN, COMMISSIONER PCT. 4

DIANE MCCRORY, COUNTY CLERK