

THE REGULAR SESSION OF COMMISSIONERS' COURT OF TRINITY COUNTY WAS HELD MONDAY, DECEMBER 13, 2010 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 AT 4:30PM ON DECEMBER 9, 2010. ALL COMMISSIONERS WERE PRESENT. OTHER OFFICIALS PRESENT INCLUDED COUNTY AUDITOR SHEILA JOHNSON, COUNTY ATTORNEY JOE WARNER BELL, SHERIFF RALPH MONTEMAYOR, CONSTABLE #1 WOODY WALLACE,, AND COUNTY CLERK DIANE MCCRORY. JUDGE EVANS WELCOMED EVERYONE TO THE MEETING.

2. NO OPENING PRAYER WAS GIVEN.

3. THE MINUTES FROM THE REGULAR SESSION HELD NOVEMBER 8, 2010 AND THE SPECIAL SESSIONS HELD NOVEMBER 10, 2010, NOVEMBER 19, 2010, NOVEMBER 19, 2010 AND DECEMBER 3, 2010 WERE APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.

4. REPORTS FOR OCTOBER 2010 & NOVEMBER 2010 FOR JUSTICES OF THE PEACE #1 & #2 MONTHLY REPORTS FOR NOVEMBER 2010 FOR JP #3, JP #4, CONSTABLE #2, COUNTY EXTENSION AGENT, COUNTY CLERK, DISTRICT CLERK, COUNTY ATTORNEY, SHERIFF AND TAX ASSESSOR WERE APPROVED BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER WORSHAM. MOTION CARRIED.

5. APPROVAL OF THE G/L EXPENSE DISTRIBUTION, CHECK AND PAYROLL REGISTERS FOR NOVEMBER 2010 WAS MADE BY A MOTION FROM COMMISSIONER BROWN AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

6. THE TREASURER'S MONTHLY REPORT FOR NOVEMBER 2010 WAS APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.

7. CLAIMS AND INVOICES WERE APPROVED AS PRESENTED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

8. PAYMENTS OF PAUPER FUNERALS FOR JERRY HOPKINS AND RUBIE MAE HORACE WERE APPROVED BY A MOTION FROM COMMISSIONER HORTMAN AND SECONDED BY COMMISSIONER WORSHAM. MOTION CARRIED.

9. APPROVAL OF OFFICIAL BOND FOR PRO STAR WASTE LLC WAS MADE BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.

10. APPROVAL OF BIDS ON TAX RESALE PROPERTIES WAS MADE AS FOLLOWS: MIKE SANDERS \$2000.00 TRINITY TR41, LOTS 4 & 5, JEP M. SHAMBLEE \$1525.99, HAWG HEAVEN SEC 2 LOT 116, TOMMY GREEN \$900.00 GROVETON BLK 53 LOT 4, GARY L FORT\$1402.00 TRINITY COVE SEC 6 BLK 17 LOTS 1 & 2, MARK & THERESA SHEAK \$4000.00 A0012 CHAPA IGNACIO TR 36 AC 1.5, TONY HARBIN \$1500.00 TRINITY TR6 LOT 22 AC 1, AND SANDRA KELLY \$2005.27 HAWG HEAVEN SEC 1 LOT 12 BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

11. PURCHASE OF A 2006 PETERBILT FROM PETERBILT TRUCK CENTER FOR PRECINCT 4 WAS APPROVED BY A MOTION FROM COMMISSIONER BROWN AND SECONDED BY COMMISSIONER WORSHAM. MOTION CARRIED.

12. APPROVAL OF A CONTRACT WITH WINDSTREAM FOR THE PHONE SYSTEM IN THE RESTORED COURTHOUSE WAS MADE BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

13. THE COUNTY AUDITOR WAS AUTHORIZED TO ARRANGE FINANCING FOR VEHICLE PURCHASE PREVIOUSLY APPROVED BY COMMISSIONERS' COURT (2 EXPEDITIONS FOR TCSO) BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER BROWN. MOTION CARRIED.

14. ONE BID OF \$300.00 FROM JOHN ISHAM WAS RECEIVED FOR SALE OF SURPLUS NORTEL 4 X 8 KEY PHONE SYSTEM. ACCEPTANCE OF THE BID WAS MADE BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

15. APPROVAL OF AMENDMENTS TO THE FY2011 BUDGET WERE APPROVED AS SUBMITTED BY A MOTION FROM COMMISSIONER BROWN AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

16. ANITA DUNCAN, PRESIDENT, TRINITY COVE PROPERTY OWNERS' ASSOCIATION ADDRESSED THE COURT CONCERNING TRAFFIC LAWS WITHIN THE SUBDIVISION, ENFORCEMENT OF ANIMAL CONTROL AND ROAD CONDITIONS OF LLOYD BELL ROAD. COUNTY ATTORNEY BELL EXPLAINED THE TRAFFIC LAW ENFORCEMENT AND HIS RECENT REQUEST TO THE ATTORNEY GENERAL ON BEHALF OF WESTWOOD SHORES. COMMISSIONER WORSHAM TOOK NOTE OF THE ROAD CONDITIONS AND SHERIFF MONTEMAYOR WAS TO VISIT WITH MS. DUNCAN DURING THE BREAK CONCERNING ANIMAL CONTROL. NO OFFICIAL ACTION WAS TAKEN BY COMMISSIONERS ON THIS ITEM.

17. RYAN AIKIN WAS PRESENT ON BEHALF ON EAGLE FALLS. DISCUSSION WAS HELD ON WHETHER TO SET A HEARING AND GIVE NOTICE OF APPLICATION TO APPROVE EAGLE FALLS SUBDIVISION AMENDED PLATS, MAPS AND BONDS. COUNTY ATTORNEY JOE W. BELL ADVISED THE COURT SINCE IT WAS A NEW SECTION OPENING AND NOT AMENDMENTS TO EXISTING PLATS THAT NO HEARING OR NOTICE TO PROPERTY OWNERS WAS NECESSARY. NO ACTION WAS TAKEN BY COMMISSIONERS ON THIS ITEM.

18. NO PUBLIC HEARING WAS HELD ON SECTION 2 PLATS FOR EAGLE FALLS SUBDIVISION. NO ACTION WAS TAKEN BY COMMISSIONERS ON THIS ITEM.

19. SECTION 2 OF EAGLE FALLS SUBDIVISION, PLATS, MAPS AND BONDS WERE APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

20. APPOINTMENT OF JIM CORDELL AS PRECINCT #1 DEPUTY CONSTABLE WAS MADE BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

21. A CHANGE ORDER TO EXTEND THE PAVEMENT ON PINECREST ROAD TO A SAFER LOCATION WAS DISCUSSED. THE ADDITIONAL CHARGE FOR THIS PAVEMENT WOULD PUT THE PROJECT OVER THE BID LIMIT. ON A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER BROWN, IT WAS DECIDED TO LET THIS ADDITIONAL PROJECT OUT FOR BIDS. MOTION CARRIED.

22. SHERIFF MONTEMAYOR ADDRESSED THE COURT REGARDING RADIO TOWER CHANGES. ON A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB THE RADIO TOWER CHANGE WAS APPROVED. MOTION CARRIED.

23. APPROVAL OF FY2010 CHAPTER 59 SHERIFF'S DEPARTMENT ASSET FORFEITURE AUDIT WAS MADE BY A MOTION FROM COMMISSIONER WEBB AND SECONDED BY COMMISSIONER HORTMAN. MOTION CARRIED.

24. JUDGE EVANS REVIEWED THE JOB STATUS ON 17 2008 HURRICANE PROJECTS IN TRINITY COUNTY WITH COMMISSIONERS. NO OFFICIAL ACTION WAS TAKEN BY COMMISSIONERS ON THIS ITEM.

25. MICHAEL GAERTNER, AIA, ADDRESSED THE COURT REGARDING A PROJECT CHANGE ORDER. THE CHANGE ORDER WAS APPROVED BY A MOTION FROM COMMISSIONER HORTMAN AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

26. MICHAEL GAERTNER, GAERTNER AND ASSOCIATES, GAVE COMMISSIONERS A STATUS UPDATE OF THE COURTHOUSE RESTORATION PROJECT. NO OFFICIAL ACTION WAS TAKEN BY COMMISSIONERS ON THIS ITEM.

27. THE EXPIRED APPOINTMENT OF LOCAL HEALTH AUTHORITY WAS DISCUSSED BY COMMISSIONERS. NO ACTION WAS TAKEN BY COMMISSIONERS ON THIS ITEM.

28. DURING THE PUBLIC FORUM COMMISSIONER HORTMAN AND JUDGE EVANS ADDRESSED THE COURT REGARDING THEIR TIME SPENT SERVING TRINITY COUNTY.

ADDENDUM AND AMENDMENT TO AGENDA FILED 12-10-2010 AT 11:20AM

1. APPROVAL OF CHANGES TO THE FY 2011 PERSONNEL POLICY MANUAL REGARDING FUNERAL LEAVE WAS APPROVED BY A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB. MOTION CARRIED.

29. WITH NO FURTHER BUSINESS TO COME BEFORE COMMISSIONERS' COURT, ON A MOTION FROM COMMISSIONER WORSHAM AND SECONDED BY COMMISSIONER WEBB, COURT WAS ADJOURNED AT 12:15PM. MOTION CARRIED.

MARK EVANS, COUNTY JUDGE

GROVER WORSHAM, COMMISSIONER PCT. 1

JANNETTE HORTMAN, COMMISSIONER PCT. 2

CECIL WEBB, COMMISSIONER PCT. 3

JIMMY BROWN, COMMISSIONER PCT. 4

ATTEST:

DIANE MCCRORY, COUNTY CLERK