

STATE OF TEXAS §

COUNTY OF HENDERSON §

BE IT REMEMBERED, that the Commissioner's Court met in **Regular Session on July 11th, 2023 @ 9:00 A.M.** with the following members present, to-wit:

Wade McKinney	County Judge
Wendy Spivey	Comm. Pct. # 1
Scott Tuley	Comm. Pct. # 2
Charles McHam	Comm. Pct. # 3
Mark Richardson	Comm. Pct. # 4

And transacted the following business, to-wit:

Judge McKinney called the meeting to order @ 9:02 A.M.

There were no citizens' comments.

Motion made by Comm. Tuley and seconded by Comm. Spivey to approve the minutes from the previously held meeting of Commissioners Court on June 27th, 2023. Voted unanimously by the court.

Motion made by Comm. McHam and seconded by Comm. Tuley to approve accepting a donation of 40 new mobile radios from the City of Carrollton, Voted unanimously by the court.

Motion made by Comm. McHam and seconded by Comm. Richardson to approve declaring a budgetary emergency for repairs to the Henderson County Judicial Complex & Justice Center and not exceed \$2 Million dollars. Voted unanimously by the court.

Jorge Mereno and Dylan Gaisford with McKinstry discussed the upgrade to the jail. Motion made by Comm. Spivey and seconded by Comm. McHam to approve a contract with McKinstry to implement Investment Grade Audit (IGA) scope of work into an Energy Savings Performance Contract using TIPS Co-Op purchasing agreement # 17010, giving Judge McKinney authorization to sign. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Tuley to approve accepting the resignation of the Veteran Service Officer Ron Lindsey, effective July 21st, 2023. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Spivey to approve moving into public hearing at 9:27 A. M. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Spivey to close public hearing at 9:28 A. M. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Spivey to approve a request of placing a gate on CR 4529, located in Precinct #4. Voted unanimously by the court.

Financial Reports were received from JP 1, JP 2, JP 3, JP 4, JP 5, County and District Clerk.

Motion made by Comm. McHam and seconded by Comm. Tuley to approve the payroll distributions for BW #11 and BW #12. Voted unanimously by the court.

Motion made by Comm. Spivey and seconded by Comm. Richardson to approve the March and April account cash sheets. Voted unanimously by the court.

There were no contracts submitted.

Motion made by Comm. Tuley and seconded by Comm. Richardson to approve the right-of-way permit with East Cedar Creek Fresh Water Supply District to place a 2" water main on Lindy Lee Ln and Lakeland Road, located in Precinct #2, giving Comm. Tuley authorization to sign. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Tuley to approve the right-of-way permit with Charter-Spectrum to place one (1) class 5 – 30 ft. pole E/W power supply cabinet and trench 20 ft. of 1-2" HDPE conduit on CR 4224 and to install approximately 82,428 ft. of aerial fiber optic cable on CR 4215, CR 4238, CR 4217, CR 4222, CR 4221, CR 4342, CR 4230, CR 4224, CR 4225, CR 4223, CR 4325, CR 4319, CR 4324, CR 4321, CR 4336, CR 4231, CR 4220 and Pleasant Ridge Road, located in Precinct #4, giving Comm. Richardson authorization to sign. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. McHam to approve the budget amendments as presented. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Spivey to approve the payment of bills for **FY2023** in the amount of \$846,197.86. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. McHam to approve the re-plat of Track 4 and Track 5 to Track 4A and Track 5A in the Endo Camino Addition, located in Precinct #4. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. McHam to approve the road oil bid from Bryan and Bryan Asphalt. Voted unanimously by the court.

Motion made by Comm. Spivey and seconded by Comm. Richardson to approve the Sewer Facility Inspection Services to DKW Inspections. Voted unanimously by the court.

Motion made by Comm. Tuley and seconded by Comm. McHam to approve the 2023 Bridge Construction and Maintenance bid to Sanders Creek Construction, LLC. Voted unanimously by the court.


Motion made by Comm. Tuley and seconded by Comm. McHam to approve moving into Executive Session at 10:00 A.M. pursuant to the Texas Government Code, Sec 551.071 to discuss pending litigation, namely, County of Henderson, Texas v. Purdue Pharma L.P. et al, MDL pretrial Cause No. 2018-63587, in the 152nd District Court of Harris County, Texas, removed to MDL 2804, ND. OH; and pursuant of 551.074 to discuss personnel matters related to the job performance of the Henderson County Fair Park Manager. Voted unanimously by the court.

Motion made by Comm. Tuley and seconded by Comm. Richardson to approve to move back into open session at 10:38 A.M. Voted unanimously by the court.

Motion made by Comm. McHam and seconded by Comm. Tuley to approve accepting the order and three (3) settlement agreements with CVS, Walmart and Walgreens, giving Judge McKinney authorization to sign. Voted unanimously by the court.

Motion made by Comm. Tuley and seconded by Comm. Spivey to approve to adjourn the meeting at 10:42 A.M. Voted unanimously by the court.

Read and Approved:


County Judge, Wade McKinney