

STATE OF TEXAS §

COUNTY OF HENDERSON §

**BE IT REMEMBERED**, that the Commissioner's Court met in **Regular Session on February 6<sup>th</sup>, 2024 @ 9:00 A.M.** with the following members present, to-wit:

|                        |                       |
|------------------------|-----------------------|
| <b>Wade McKinney</b>   | <b>County Judge</b>   |
| <b>Wendy Spivey</b>    | <b>Comm. Pct. # 1</b> |
| <b>Scott Tuley</b>     | <b>Comm. Pct. # 2</b> |
| <b>Charles McHam</b>   | <b>Comm. Pct. # 3</b> |
| <b>Mark Richardson</b> | <b>Comm. Pct. # 4</b> |

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 as amended from the previously held meeting of Commissioner's Court on January 30<sup>th</sup>, 2024. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. McHam to approve a request for refund in the amount of \$64,343.01 for overpayment of taxes from the Henderson County Tax Assessor/Collector. Voted unanimously by the court.

Motion made by Comm. Tuley and seconded by Comm. McHam to approve accepting the Racial Profiling Report from the Henderson County Constable Precinct #2, for filing purposes only. Voted unanimously by the court.

Motion made by Comm. Spivey and seconded by Comm. Richardson to approve the application for Body Worn Camera Program Grant FY2025. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Tuley to approve the application for Rifle Resistant Body Armor Grant Program FY 2025. Voted unanimously by the court.

No action taken on amending the Henderson County Purchasing Policy to increase the three-quote threshold from \$5,000 to \$10,000.

The request for Constable Precinct 5 to appoint an additional Deputy Constable failed for lack of motion.

Financial Reports were received from Family, Civil, Probate, Mental Health, County Clerk, District Clerk, 3<sup>rd</sup> District Court, 173<sup>rd</sup> District Court, 392<sup>nd</sup> District Court, County Court at Law 1 and County Court at Law 2.

There were no Payroll Distributions or Account Cash Sheet submitted.

Motion made by Comm. Richardson and seconded by Comm. Spivey to approve the contract with CMT Security for fire alarm monitoring for the Judicial Complex, Courthouse and Annex, giving Judge McKinney authorization to sign. Voted unanimously by the court.

Motion made by Comm. Spivey and seconded by Comm. Tuley to approve the right-of-way permit with Charter-Spectrum to install approximately 253' of aerial fiber optic cable on CR 1408 within the right-of-way, giving Comm. Spivey authorization to sign. Voted unanimously by the court.

Motion made by Comm. McHam and seconded by Comm. Spivey to approve the right-of-way permit with Charter-Spectrum to install a fiber optic cable on CR 3413 and to install approximately 13,061' of underground conduits e/w fiber optic cable 19 vaults and 9 pedestals within the right-of-way, giving Comm. McHam authorization to sign. Motion carries 4 to 1. Comm. Tuley opposed.

Motion made by Comm. McHam and seconded by Comm. Richardson to approve the right-of-way permit with Charter-Spectrum to install a fiber optic cable on CR 3613, CR 3614, CR 3615, CR 3612 and CR 3611 and to install approximately 33,000' of underground conduits e/w fiber optic cable 89 vaults and 9 pedestals within the right-of-way, giving Comm. McHam authorization to sign. Motion carries 4 to 1. Comm. Tuley opposed.

Motion made by Comm. McHam and seconded by Comm. Spivey to approve the right-of-way permit with Charter-Spectrum to install a fiber optic cable on CR 3606 and CR 3600 and to install approximately 7,400' of underground conduits e/w fiber optic cable approximately 24 vaults within the right-of-way, giving Comm. McHam authorization to sign. Motion carries 4 to 1. Comm. Tuley opposed.

Motion made by Comm. McHam and seconded by Comm. Richardson to approve the right-of-way permit with Charter-Spectrum to install a fiber optic cable on CR 3613, CR 3617, CR 3600 and CR 3618 and to install approximately 25,676' of underground conduits e/w fiber optic cable approximately 39 vaults and 12 pedestals within the right-of-way, giving Comm. McHam authorization to sign. Motion carries 4 to 1. Comm. Tuley opposed.

Motion made by Comm. Richardson and seconded by Comm. McHam to approve the right-of-way permit with Charter-Spectrum to install a fiber optic cable on CR 4828, CR 4829, CR 4830, CR 4330, CR 4331, CR 4831, CR 4325, CR 4334, CR 4832, CR 4833 and CR 4835 and to install approximately 57,336' of underground conduits e/w fiber optic cable approximately 86 vaults and 17 pedestals within the right-of-way, giving Comm. McHam authorization to sign. Motion carries 4 to 1. Comm. Tuley opposed.

Motion made by Comm. Richardson and seconded by Comm. Spivey to approve the right-of-way permit with Virginia Hill Water Supply for emergency water main repairs on CR 4700 and CR 4800 caused by Spectrum. Voted unanimously by the court.

There were no budget amendments submitted.

Motion made by Comm. Richardson and seconded by Comm. Spivey to approve the payment of bills for **FY2023** in the amount of \$65,435.01. Voted unanimously by the court.

Motion made by Comm. Richardson and seconded by Comm. Spivey to approve the amended payment of bills for **FY2024** in the amount of \$2,239,759.87. Voted unanimously by the court.

Motion made by Comm. Tuley and seconded by Comm. McHam to approve the re-plat of Lots 51 and 52, Block 2 in Park Harbor, located in Precinct #2, for filing purposes only. Motion carries 4 to 1. Judge McKinney opposed.

Motion made by Comm. Tuley and seconded by Comm. Richardson to approve the bids for a 2021 – 2022 ½ Ton Pickup Truck 2WD with under 60k miles, 2018 – 2019 ¾ Ton Pickup Truck 4WD with under 120k miles and a 2018 – 2019 ¾ Ton Pickup Truck 2WD with under 80k miles with ads on February 10<sup>th</sup>, 2024 and February 17<sup>th</sup>, 2024 and open Bids on February 27<sup>th</sup>, 2024 and award on March 5<sup>th</sup>, 2024. Voted unanimously by the court.

Motion made by Comm. Tuley and seconded by Comm. McHam to approve to adjourn the meeting at 9:51 A.M. Voted unanimously by the court.

**Read and Approved:**

  
County Judge, Wade McKinney