

**REGULAR TERM
REGULAR SESSION
NOVEMBER 27, 2018**

On this the 27th day of November, 2018, A.D., at 9:00 a.m. the Commissioners' Court of Jackson County, Texas convened in a Regular Term, Regular Session, thereof, at the Courthouse of Edna, Texas, with the following members of the Court present, to-wit:

Dennis Simons	County Judge
Wayne Hunt	Comm. Pct. #1
Wayne Bubela	Comm. Pct. #2
Johnny Belicek	Comm. Pct. #3
Dennis Karl	Comm. Pct. #4
Erin Rodriguez	Deputy County Clerk

At which time the following proceedings were had.

Citizens Comments-Opportunity for the public to address Commissioner's Court on non-agenda items. The Court may not comment nor deliberate on non-agenda items. (Presentations should be limited to (5) minutes)

There were none.

Approval of Minutes and/or additions and corrections, if any

The minutes from November 13, 2018 and November 20, 2018 were submitted.

A motion was made by Comm. Bubela, seconded by Comm. Belicek, to approve the minutes. Motion carried.

Consider Budget amendments, line-item transfers and revenue certifications for FY 2018 and FY 2019 Budget, and take any necessary action

There were none.

Receive applications for Director Positions for Emergency Service District #1, and take any necessary action

Judge Simons advised that the current directors have requested to be reappointed.

A motion was made by Comm. Belicek, seconded by Comm. Bubela, to receive the applications for Director Positions for Emergency Service District #1. Motion carried.

Clerk's note: A copy of letter on file among exhibits of Commissioners' Court.

Receive applications for Director Positions for Emergency Service District #2, and take any necessary action

Judge Simons advised that the current directors have requested to be reappointed.

A motion was made by Comm. Belicek, seconded by Comm. Bubela, to receive the applications for Director Positions for Emergency Service District #2. Motion carried.

Clerk's note: A copy of letter on file among exhibits of Commissioners' Court.

Receive applications for Director Positions for Emergency Service District #3, and take any necessary action

Judge Simons advised that the current directors have requested to be reappointed.

A motion was made by Comm. Belicek, seconded by Comm. Bubela, to receive the applications for Director Positions for Emergency Service District #3. Motion carried.

Clerk's note: A copy of letter on file among exhibits of Commissioners' Court.

Consider the reappointment of director Sylvester Walleck to another two-year term with Gulf Bend Center for term ending December 31, 2020, and take any necessary action

Judge Simons advised that a letter was submitted by Gulf Bend Center requesting that Sylvester Walleck be reappointed.

A motion was made by Comm. Bubela, seconded by Comm. Karl, to reappoint Sylvester Walleck to another two-year term with Gulf Bend Center for term ending December 31, 2020. Motion carried.

Motion carried.

Consider changing Commissioners' Court meeting date that falls on December 25, 2018, and take any necessary action

It was noted that the second meeting falls on Christmas Day. Judge Simons advised the session could be moved to December 19 or December 20, and could be combined with the payroll session.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to move the meeting date from December 25, 2018 to December 19, 2018 at 9:00am. Motion carried.

Consider request from Jackson County Memorial Library to apply to Tocker Foundation for 2 iPad floor stands and 2 iPads, and take any necessary action

Cherie Robinson, Library Director, spoke to the Court and advised that this would allow portable charging terminals for the library.

A motion was made by Comm. Belicek, seconded by Comm. Karl, to approve the request from Jackson County Central Memorial Library to apply to the Tocker Foundation for 2 iPad floor stands, 2 iPads and portable charging terminals. Motion carried.

Clerk's note: A copy of application on file among exhibits of Commissioners' Court.

Consider RTS Workstation Lease Agreement between the Texas Department of Motor Vehicles “TxDMV” and Jackson County, and take any necessary action

Monica Foster, Tax Assessor/Collector, advised the Court that this would allow the Deputy Tax Assessors to each have a work station to assist customers and added that this cost has been budgeted for.

A motion was made by Comm. Bubela, seconded by Comm. Belicek, to approve the RTS Workstation Lease Agreement between the Texas Department of Motor Vehicles “TxDMV” and Jackson County and to authorize the Judge to sign. Motion carried.

Clerk’s note: A copy of agreement on file among exhibits of Commissioners’ Court.

Consider FY 2019 County Assistance Program through Texas Department of Transportation, and take any necessary action

Judge Simons advised that the road materials would be split evenly among the four precincts.

A motion was made by Comm. Karl, seconded by Comm. Hunt, to approve the FY 2019 County Assistance Program through Texas Department of Transportation. Motion carried.

Clerk’s note: A copy of agreement on file among exhibits of Commissioners’ Court.

Consider Website Hosting Agreement with County Information Resources Agency, and take any necessary action

Judge Simons noted that this was offered through TAC at a cost of \$800.00.

A motion was made by Comm. Hunt, seconded by Comm. Karl, to approve the Website Hosting Agreement with County Information Resources Agency. Motion carried.

Clerk’s note: A copy of agreement on file among exhibits of Commissioners’ Court.

Consider designation of Civil Rights Officer, and take any necessary action

Judge Simons stated that this was in connection with CDBG grant.

A motion was made by Judge Simons, seconded by Comm. Bubela to designate the County Judge as the Civil Rights officer. Motion carried.

Clerk’s note: A copy of designation on file among exhibits of Commissioners’ Court.

Discuss, consider and approve a resolution adopting required Community Development Block Grant (CDBG) through the Texas Department of Agriculture (TDA) Civil Rights policies

Michelle Darilek, Auditor, advised the Court that there were seven different policies, and that Pam Guenther, District Attorney, reviewed all policies.

A motion was made by Comm. Belicek, seconded by Comm. Bubela to approve the resolution adopting required Community Development Block Grant (CDBG) through the Texas Department of Agriculture (TDA) Civil Rights policies. Motion carried.

Resolution as follows:

A1014

Resolution Regarding Civil Rights

Jackson County, Texas

Whereas, Jackson County, Texas, (hereinafter referred to as “Jackson County”) has been awarded TxCDBG funding through a TxCDBG grant from the Texas Department of Agriculture (hereinafter referred to as “TDA”),

Whereas, Jackson County, in accordance with Section 109 of the Title I of the Housing and Community Development Act, (24 CFR 6); the Age Discrimination Act of 1975 (42 U.S.C. 6101-6107); and Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and for construction contracts greater than \$10,000, must take actions to ensure that no person or group is denied benefits such as employment, training, housing, and contracts generated by the CDBG activity, on the basis of race, color, religion, sex, national origin, age, or disability;

Whereas, Jackson County, in consideration for the receipt and acceptance of federal funding for the Contract, agrees to comply with all federal rules and regulations including those rules and regulations governing citizen participation and civil rights protections;

Whereas, Jackson County, in accordance with Section 3 of the Housing and Urban Development Act of 1968, as amended, and 24 CFR Part 135 is required, to the greatest extent feasible, to provide training and employment opportunities to lower income residents and contract opportunities to businesses in the TxCDBG project area.

Whereas, Jackson County, in accordance with Section 104(1) of the Housing and Community Development Act, as amended, and State’s certification requirements at 24 CFR 91.325(b)(6), must adopt an excessive force policy that prohibits the use of excessive force against non-violent civil rights demonstrations.

Whereas, Jackson County, in accordance with Executive Order 13166, must take reasonable steps to ensure meaningful access to services in federally assisted programs and activities by persons with Limited English Proficiency (LEP) and must have an LEP plan in place specific to the locality and beneficiaries for each TxCDBG project;

Whereas, Jackson County, in accordance with Section 504 of the Rehabilitation Act of 1973 does not discriminate on the basis of disability and agrees to ensure that qualified individuals with disabilities have access to programs and activities that receive federal funds,


Whereas, Jackson County, in accordance with Section 808(e)(5) of the Fair Housing Act (42 USC 3608(e)(5)) that requires HUD programs and activities be administered in a manner affirmatively to further the policies of the Fair Housing Act, agrees to conduct at least one activity during the contract period, to affirmatively further fair housing; and

Whereas, Jackson County, agrees to maintain written standards of conduct covering conflicts of interest and governing the actions of its employees engaged in the selection, award and administration of contracts.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF Jackson County, TEXAS, THAT Jackson County ADOPTS THE FOLLOWING:

1. Citizen Participation Plan and Grievance Procedures (Form A1013);
2. Section 3 Policy (Form A1002);
3. Excessive Force Policy (Form A1003);
4. Section 504 Policy and Grievance Procedures (Form A1004);
5. Limited English Proficiency (LEP) Standards (Form A1010);
6. Fair Housing Policy (Form 1015); and
7. Code of Conduct Policy.

Passed and approved this 22nd day of November, 2018.


Dennis Simons
Jackson County Judge

Consider Appointment of Labor Standards Officer for the Community Development Block Grant (CDBG) through the Texas Department of Agriculture (TDA), and take any necessary action

A motion was made by Comm. Bubela, seconded by Comm. Belicek to appoint Martha Arosemena and Jennifer Horton as Labor of Standards Officers for the Community Development Block Grant (CDBG) through the Texas Department of Agriculture (TDA).

Clerk’s note: A copy of appointment on file among exhibits of Commissioners’ Court.

Consider proclaiming April as Fair Housing Month, and take any necessary action

A motion was made by Comm. Belicek, seconded by Comm. Karl, to proclaim April as Fair Housing Month. Motion carried.

Clerk's note: A copy of proclamation on file among exhibits of Commissioners' Court.

Discuss and consider projects available under the Community Development Block Grant (CDBG)-Disaster Recovery through the General Land Office for Hurricane Harvey, and take any necessary action

Bruce Spitzengel spoke to the Court on behalf of Grantworks and discussed grant requirements and eligible projects. Discussion was had concerning different project options.

A motion was made by Comm. Bubela, seconded by Comm. Karl to authorize the County Judge to notify the General Land Office for the County to apply for infrastructure assistance and to not apply for Buyout/Acquisition funding.

Consider Courthouse roof service agreement or warranty renewal with Tremco (Weatherproofing Technologies, Inc.), and take any necessary action

It was noted that the cost could not be split over two years. Discussion was had concerning different options. This item was temporarily passed.

Consider replacement of satellite phone antenna for dispatch, and take any necessary action

Andy Louderback, Sheriff, spoke to the Court and suggested that the current antenna be sent off, examined, and possibly refurbished. A new antenna could be purchased at a later time.

A motion was made by Comm. Belicek, seconded by Comm. Bubela, to replace the satellite phone antenna for dispatch first checking if it can be tied into the existing antenna, if that does not work have the antenna refurbished. Motion carried.

Consider proposals for internet service at Transfer Station, and take any necessary action

Comm. Bubela submitted two proposals to the Court from YKC and TISD, and noted that although YKC cost more, it provides a higher speed and unlimited data.

A motion was made by Comm. Bubela, seconded by Comm. Belicek, to accept the proposal from YKC. Motion carried.


Clerk's note: A copy of proposals on file among exhibits of Commissioners' Court.

Consider Treasurer's report, and take any necessary action

Mary Horton, Treasurer, submitted the Treasurer's Report to the Court.

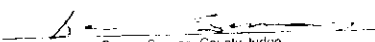
A motion was made by Comm. Belicek, seconded by Comm. Karl, to approve Treasurer's Report. Motion carried.

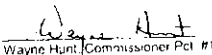



Court approval as follows and entire report on file among exhibits of Commissioners' Court:


MINUTES OF COUNTY FINANCES
TREASURER'S REPORT

<p>IN THE MATTER OF COUNTY FINANCES IN THE HANDS OF MARY HORTON, TREASURER OF JACKSON COUNTY, TEXAS</p>	<p>COMMISSIONERS' COURT JACKSON COUNTY, TEXAS IN REGULAR SESSION NOVEMBER TERM 2018</p>
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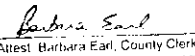
IN ACCORDANCE with Section 114.026, Local Government Code, we, the undersigned, constituting the entire Commissioners' Court of said County, certify that on the 27th day of November 2018, at the Regular term of Court, we compared and examined the monthly report of Mary Horton, Treasurer of Jackson County, Texas, for October 2018, and finding the same correct, entered an order in the Minutes approving said report, which states total cash and other assets on hand as \$6,364,599.37.

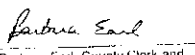

 Dennis Simons, County Judge

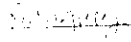
<p> Wayne Hunt, Commissioner Pct #1</p> <p> Jimmy E. Belicek, Commissioner Pct #3</p>	<p> Wayne Bubela, Commissioner Pct #2</p> <p> Dennis Karl, Commissioner Pct #4</p>
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SWORN TO AND SUBSCRIBED BEFORE ME, by Dennis Simons, County Judge, and County Commissioners of said Jackson County, each respectively, on this the 27th day of November A.D. 2018.

FILED FOR RECORD THIS the 27th day of November A.D. 2018, and recorded on the 27th day of November A.D. 2018.


 Attest: Barbara Earl, County Clerk


 Barbara Earl, County Clerk and
 Ex-Officio Clerk of the Commissioners
 Court and for Jackson County, Texas

By 
 Deputy

Consider Payment of County and precinct bills and court orders

It was noted there was one court order for county antivirus subscriptions in the amount of \$4,587.54. Thebills also include service awards and longevity.

A motion was made by Comm. Bubela, seconded by Comm. Hunt, to pay the County and Precinct bills and court order. Motion carried.

Clerk's note: A copy of court order on file among exhibits of Commissioners' Court.

Consider payroll changes, if any, and take any necessary action

There were none.

Receive various county reports, news and information

Judge Simons submitted a certificate for Monica Foster, Tax Assessor/Collector. Comm. Hunt noted that there was a safety meeting scheduled for December 3. Monica Foster talked to the Court about the Christmas Parade. Mary Horton, Treasurer, reminded the Court that the County Banquet was December 6.

Court recessed at 10:40am.

Court reconvened at 10:52 with full court present.

At which time the following proceedings were had:

Consider Courthouse roof service agreement or warranty renewal with Tremco (Weatherproofing Technologies, Inc.), and take any necessary action

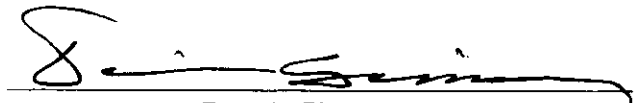
More discussion was had concerning the different options.

A motion was made by Comm. Hunt, seconded by Comm. Karl, to approve the Courthouse roof warranty renewal for ten years with funds to come from permanent improvement fund. Motion carried.

Clerk's note: A copy of renewal on file among exhibits of Commissioners' Court.

ADJOURNMENT

A motion was made by Comm. Belicek, seconded by Comm. Bubela to adjourn at 9:27 am. **APPROVED** this the 11th day of December, 2018.



Dennis Simons
County Judge

ATTEST:



Barbara Earl, County Clerk
And Ex-Officio Clerk of the Commissioners'
Court of Jackson County, Texas