

**THE STATE OF TEXAS  
COUNTY OF ANGELINA**

Commissioners Court met in Regular Session on Tuesday, October 13, 2020 at 10:00 A.M. at the Angelina County Courthouse Annex, Commissioners' Courtroom, 606 East Lufkin Avenue, Lufkin, Texas with the following members present:

Don Lymbery	County Judge
Greg Harrison	Commissioner Precinct #1
Kermit Kennedy	Commissioner Precinct #2
Terry Pitts	Commissioner Precinct #3
Bobby Cheshire	Commissioner Precinct #4

1. Judge Don Lymbery called the meeting to order at 10:00 A.M. with all members present.
2. Opening prayer by Rev. Elton Musick, Grace Baptist Church, Lufkin, Texas.
3. Pledge of Allegiance to the Flag of the United States of America and to the Flag of the State of Texas.
4. Public Forum: Dale Gore spoke in favor and Larry Howard spoke against item #11 (Discussion/action on closing William Womack Road in Precinct #4 in Angelina County).
5. Bobby Cheshire made a motion to approve the Commissioners' Court Minutes for September 22, 2020. Terry Pitts seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
6. Bobby Cheshire made a motion to adopt the 2021 employer contribution rate of 10.05% for the TCDRS Retirement Benefit Plan for the Angelina County employees. Kermit Kennedy seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
7. Terry Pitts made a motion to approve the 2020 County Transportation Infrastructure Fund Grant Agreement between Angelina County and Texas Department of Transportation; authorized Judge Lymbery to sign after approval from TxDOT. Bobby Cheshire seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
8. Bobby Cheshire made a motion to approve the District Attorney to move \$3,000.00 from the currently open Assistant District Attorney position to the recently designated

and occupied 1<sup>st</sup> Assistant District Attorney position. Greg Harrison seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

9. Bobby Cheshire made a motion to approve the Resolution Authorizing County Grant Program Year 2021 for the Texas Department of Agriculture Texans Feeding Texans: Home-Delivered Meals Grant Program; authorized Judge Lymbery to sign. Terry Pitts seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

10. Bobby Cheshire made a motion to approve the Angelina County 2021 Holiday Schedule; authorized Judge Lymbery to sign. Kermit Kennedy seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

11. Bobby Cheshire made a motion to give the Right of Way back to the Forest Service and instruct the counselor to notify the Forest Service to only remove William Womack Road from the Cooperative Road Agreement.

Bobby Cheshire amended his motion to have the counselor go into negotiation with the Forest Service to remove William Womack Road only from the Cooperative Agreement.

Bobby Cheshire made a final amended motion to have the County Attorney go into negotiation with the Forest Service to give them 30 days notification that we are going to remove only William Womack Road from the Cooperative Agreement with the intent to give them back their Right of Way Easement. The motion died due to the lack of a second.

Greg Harrison made a motion to table for 30 days to give everybody in concern a chance to meet with the Forest Service, Attorney or Judge and other Commissioners. He asked the County Attorney to get with the US Forest Service and get the answers needed. Terry Pitts seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: Don Lymbery

Motion carried.

12. Adrienne Stewart addressed the Court about concerns of speeding on Walking Horse Lane.

Bobby Cheshire made a motion to proceed with the process to make public notice to reduce the speed limit to 20 MPH on Walking Horse Lane and in the Greenridge Subdivision in Precinct #3. Terry Pitts seconded the motion.

Voted For: Kermit Kennedy, Don Lymbery, and Terry Pitts  
Voted Against: Greg Harrison and Bobby Cheshire  
Motion carried.

13. Greg Harrison made a motion to approve a budget request from Road & Bridge #4:

Transfer from:	Capital Outlay	034-134-4995	\$5,000.00
Transfer to:	Equipment Lease	034-134-4406	\$5,000.00

Terry Pitts seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

14. Greg Harrison made a motion to approve a budget request from Maintenance Department:

Transfer from:	R&M Facilities	010-070-4303	\$3,000.00
Transfer to:	Janitorial Supplies	010-070-4412	\$3,000.00

Kermit Kennedy seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

15. Kermit Kennedy made a motion to approve a budget request from Angelina County Landfill:

Transfer from:	Capital Outlay	080-180-4995	\$51,000.00
Transfer to:	R&M Equipment	080-180-4311	\$50,000.00
	Printing & Forms	080-180-4611	\$ 1,000.00

Greg Harrison seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

16. Greg Harrison made a motion to approve a budget request from the County Attorney:

Transfer from:	Training Personnel	010-012-4248	\$2,500.00
Transfer to:	Dues & Publications	010-012-4226	\$2,500.00

Kermit Kennedy seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

17. Kermit Kennedy made a motion to approve a budget request from County Court at Law #2:

Transfer from:	Printing & Forms	010-011-4611	\$ 500.00
Transfer to:	Office Supplies	010-011-4615	\$ 500.00

Bobby Cheshire seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

18. Bobby Cheshire made a motion to approve the monthly report from Justice of the Peace Precincts #1 and #4, Tax Assessor-Collector and Agrilife Extension-Joel Redus, Ryan Merrel and Cary Sims. Terry Pitts seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

19. Terry Pitts made a motion to pay the bills as submitted by the County Auditor. Bobby Cheshire seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

20. Bobby Cheshire made a motion to adjourn at 11:19 A.M. Terry Pitts seconded the motion.

Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

I, Amy Fincher, Angelina County Clerk, do hereby attest to the accuracy of the Commissioners' Court Minutes for October 13, 2020 on this 14<sup>th</sup> day of October, 2020.



  
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Amy Fincher, Angelina County Clerk