

**THE STATE OF TEXAS  
COUNTY OF ANGELINA**

Commissioners Court met in Regular Session on Tuesday, February 9, 2021 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
Steve Allen	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 the members present.
2. Opening prayer by Rev. M.H. Shubert, United Pentecostal Church, Huntington, 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: None
5. Terry Pitts made a motion to approve the Commissioners' Court Minutes for January 26, 2021. Steve Allen seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
6. Terry Pitts made a motion to approve the final plat of Caver Road-Blythe Road Subdivision in Precinct #3. Bobby Cheshire seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
7. Terry Pitts made a motion to accept the \$600 bid from Office Furniture Warehouse for the surplus furniture in the old Angelina County Jail. Bobby Cheshire seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
8. Bobby Cheshire made a motion to award the bid on the lease of the Angelina County Farmer's Market to Tommy and Lynn Marie Bryan for a 24-month period. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

9. Bobby Cheshire made a motion to approve the Historical Commission Resolution for support of preserving Lufkin's Masonic Hall; authorized Judge Lymbery to sign. Steve Allen seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
10. Kermit Kennedy made a motion to adopt and reaffirm by resolution all financial, civil rights, equal opportunity, and citizen participation policies and plans as required by the Texas Department of Agriculture for the new road improvements grant contract no. 7220001 with authorized signatures. Steve Allen seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
11. Steve Allen made a motion to table the discussion/action on approval of Mutual Aid Agreement between the City of Nacogdoches Police Department and Angelina County Sheriff's Office until next meeting. Kermit Kennedy seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
12. Terry Pitts made a motion to approve renewing the contract between Angelina County and the City of Lufkin for landfill discharge of leachate and contaminated water into the city's sanitary sewer system; with proper signatures. Steve Allen seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
13. Bobby Cheshire made a motion to approve the 2022 Violence Against Women and Children Grant Resolution; authorizing the Court to sign. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
14. Terry Pitts made a motion to approve the 2022 Victim Assistance Grant resolution with the proper signatures. Bobby Cheshire seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
15. Bobby Cheshire made a motion to approve the 2022 Prosecution Assistance Grant Resolution; authorizing the Court to sign. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

16. Bobby Cheshire made a motion to approve the Sheriff's Office to apply for a "Domestic Marihuana Eradication" Grant for fiscal year 2021; authorizing the Sheriff to sign. Kermit Kennedy seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

17. Bobby Cheshire made a motion to approve the contract between Angelina County and the Army Corp. of Engineers for increased Law Enforcement for a part of Sam Rayburn Reservoir lying within Angelina County for the purpose of State and Local, Criminal and Civil Laws; authorizing Judge Lymbery to sign. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

18. Bobby Cheshire made a motion to approve a Resolution authorizing the Angelina County Judge to execute, on behalf of Angelina County, an Agreement to contribute funds to the State for the FM 326 Improvement Project, authorized the Court to sign. Steve Allen seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

19. The Court entered into Executive Session at 10:46 A.M.

20. The Court returned to Open Session at 10:58 A.M.

Kermit Kennedy made a motion to approve the settlement agreement announced in open court on January 27, 2021 in the case of Dawn Glover vs. Bobby Cheshire and Angelina County, Texas, pending in the District Court of Angelina County, Texas. Steve Allen seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

21. Bobby Cheshire made a motion to set a workshop for Tuesday, February 23, 2021, for the County Engineering position. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

22. Terry Pitts made a motion to approve a 2020 budget transfer request from the Sheriff's Office:

Transfer from:	Vehicle Gas & Oil	010-030-4307	\$ 4,600.00
	R&M Radio	010-030-4326	\$ 3,500.00

Transfer to:	Capital Outlay	010-030-4995	\$ 4,600.00
	Training Personnel	010-030-4248	\$ 3,500.00

Steve Allen seconded the motion.

Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

23. Kermit Kennedy made a motion to approve a 2020 budget transfer request from the Commissioners' Office (Road & Bridge #1):

Transfer from:	Gasoline & Oil	031-131-4307	\$ 1,000.00
Transfer to:	R&M Equipment	031-131-4311	\$ 1,000.00

Terry Pitts seconded the motion.

Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

24. Steve Allen made a motion to approve the monthly reports from Justice of the Peace Precincts #3 and #4. Terry Pitts seconded the motion.

Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

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

Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: (None)

Motion carried.

26. Bobby Cheshire made a motion to adjourn at 11:07 A.M. Kermit Kennedy seconded the motion.

Voted For: Steve Allen, 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 February 9, 2021 on this 9<sup>th</sup> day of February, 2021.

  
Amy Fincher, Angelina County Clerk

