

**THE STATE OF TEXAS  
COUNTY OF ANGELINA**

Commissioners Court met in Regular Session on Tuesday, March 23, 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. 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: Mark Dunn spoke in favor of hiring an engineer for the Optional Road Department.
5. Steve Allen made a motion to approve the Commissioners' Court Minutes for March 9, 2021. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
6. The Court opened a Public Hearing on Chapter 312 of the Texas Tax Code, Tax Abatement Guidelines for Angelina County, Texas:  
  
No comments were made.
7. The Court closed the Public Hearing.
8. Bobby Cheshire made a motion to approve the Order Reauthorizing Tax Abatement Guidelines for Angelina County, Texas; authorized 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.
9. Terry Pitts made a motion to approve the Monthly Treasurer Report for the month ended February 2021; 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.

10. Terry Pitts made a motion to approve Gary Letney, Airport Manager, to seek outside funding for an expansion taxiway. Bobby Cheshire seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
11. Bobby Cheshire made a motion to approve the request from Hilton Henson, Maintenance Director, to have the fountain in front of the Courthouse removed and the area landscaped. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
12. Bobby Cheshire made a motion to approve the removal of a dead pine tree hit by lightning at the Farmers Market. Kermit Kennedy 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 Resolution that is required to go forward with the Election Security Grant Contract; authorized 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. Kermit Kennedy made a motion to approve the Proclamation proclaiming April 2021 as Child Abuse Prevention Month in Angelina County; 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.
15. Terry Pitts made a motion to amend the County Employee Benefit Plan COVID-19 Resolution to remain in effect through the end of the public health emergency; authorized Judge Lymbery to sign. Bobby Cheshire seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
16. Kermit Kennedy made a motion to approve the Joinder Agreement with Livongo Services; 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.

17. Bobby Cheshire made a motion to approve the 2020 Racial Profile Exempt Report submitted by Charles Anthony, Constable Precinct #4. 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 budget transfer request from the County Parks Department:

|                |                |              |             |
|----------------|----------------|--------------|-------------|
| Transfer from: | Fund Balance   | 022-000-3100 | \$32,000.00 |
| Transfer to:   | Capital Outlay | 022-122-4995 | \$32,000.00 |

Kermit Kennedy seconded the motion.

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

Voted Against: (None)

Motion carried.

19. Steve Allen made a motion to approve a budget transfer request from the IT Department:

|                |                   |              |            |
|----------------|-------------------|--------------|------------|
| Transfer from: | Capital Outlay    | 010-065-4995 | \$5,000.00 |
| Transfer to:   | Contract Services | 010-065-4123 | \$5,000.00 |

Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

20. Terry Pitts made a motion to strike item #20 from the agenda (Appearance of Robert Flournoy to discuss hiring a Professional Engineer for the Optional Road Department). Bobby Cheshire seconded the motion.

Voted For: Kermit Kennedy, Terry Pitts and Bobby Cheshire

Voted Against: Steve Allen and Don Lymbery

Motion carried.

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

22. The Court returned to Open Session at 11:29 A.M.

Terry Pitts made a motion to expand the search for an engineer and have the applications come to Debbie Lewis. Bobby Cheshire seconded the motion.

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

Voted Against: Don Lymbery

Motion carried.

23. Bobby Cheshire made a motion to approve the monthly reports from Justice of the Peace Precinct #3 and AgriLife Extension-Cary Sims and Joel Redus. Kermit Kennedy seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
24. Bobby Cheshire made a motion to pay the bills as submitted by the County Auditor. Terry Pitts seconded the motion.  
Voted For: Steve Allen, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
25. Bobby Cheshire made a motion to adjourn at 11:31 A.M. Terry Pitts 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 March 23, 2021 on this 24<sup>th</sup> day of March, 2021.



  
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Amy Fincher, Angelina County Clerk