

**THE STATE OF TEXAS  
COUNTY OF ANGELINA**

Commissioners Court met in Regular Session on Tuesday, September 22, 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. Oscar Dixon, Overcomers Through Faith Ministries, 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: Matt Adams, Amy Mitchell and Tom Harris spoke in favor of the requested salary and travel allowance increases for Constables Precincts #2, #3 and #4
5. Greg Harrison made a motion to approve the Amended Commissioners' Court Minutes for August 25, 2020. Bobby Cheshire seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
6. Terry Pitts made a motion to approve the Commissioners' Court Minutes for September 8, 2020. Bobby Cheshire seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
7. Greg Harrison made a motion to approve the final plat of FM 2251 Subdivision No. 1. Bobby Cheshire seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
8. Terry Pitts made a motion to approve the final plat of Tom Holland Road Subdivision No. 2. Bobby Cheshire 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 Salary Grievance Committee's recommendation to give Precincts #2, #3 and #4 Constables their requested pay equivalence and travel expense equivalence. Terry Pitts seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.

10. Judge Lymbery recommended to honor the request from Tom Selman, Constable Precinct #1, for a part-time deputy constable (\$17,000).

Greg Harrison made a motion to approve the recommendation from Judge Lymbery. Terry Pitts seconded the motion. No vote was taken.

Bobby Cheshire made a motion to recess at 10:38 A.M. until Constable Tom Selman arrives to Court. Greg Harrison seconded the motion.

Judge Lymbery called the meeting back to order at 10:44 A.M.

Greg Harrison made a motion to approve the FY 2021 Budget with recommended changes (result from final budget workshop, recommendation of Grievance Committee and additional part-time deputy constable for Precinct #1). Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

11. Terry Pitts made a motion to ratify the property tax increase reflected in the 2021 FY Budget. Kermit Kennedy seconded the motion.

Voted For: Kermit Kennedy, Terry Pitts and Don Lymbery

Voted Against: Greg Harrison and Bobby Cheshire

Motion carried.

12. The Angelina County Commissioners' Court opened a Public Hearing at 11:01 A.M. regarding the proposed tax rate for the 2020 tax year.

Amy Mitchell asked since property values and new additions have increased, why can't the county operate from the same budget amount as last year and roll back the tax rate.

Judge Lymbery and Janice Cordray, County Auditor, responded.

13. The Angelina County Commissioners Court closed the Public Hearing at 11:07 A.M.

14. Kermit Kennedy made the following motion "I move that property tax rate be increased by the adoption of a tax rate of .43712, which is effectively a 6.21 percent increase in the tax rate". Terry Pitts seconded the motion.

Voted For: Kermit Kennedy, Don Lymbery, and Terry Pitts

Voted Against: Greg Harrison and Bobby Cheshire

Motion carried.

15. Terry Pitts made a motion to adopt the Angelina County Salary Schedule, with approved changes, for the 2021 FY. Kermit Kennedy seconded the motion.  
Voted For: Kermit Kennedy, Don Lymbery, Terry Pitts and Bobby Cheshire  
Voted Against: Greg Harrison  
Motion carried.
16. Greg Harrison made a motion to approve the Quarterly Investment Report for the Quarter ended June 2020. Terry Pitts seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
17. Terry Pitts made a motion to approve the Monthly Treasurer's Report for the month ended August 2020, with all required signatures. Bobby Cheshire seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
18. Greg Harrison made a motion to approve the Sheriff's Office to receive funds through the Tobacco Enforcement Program to conduct controlled buy/stings and follow ups involving the use of minors; authorized the Sheriff to sign. Bobby Cheshire 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 accept the Road Condition Report submitted by Road & Bridge #2. Bobby Cheshire seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
20. Kermit Kennedy made a motion to accept the Road Condition Report submitted by Road & Bridge #4. Terry Pitts seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
21. Bobby Cheshire made a motion to add Mark Gorman to the Personnel Policy Manual Re-Write and Update Committee. Terry Pitts seconded the motion.  
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire  
Voted Against: (None)  
Motion carried.
22. Greg Harrison made a motion to approve a budget request from Indigent Health Care:

Transfer from:	Conference & Training	010-035-4248	\$2,150.00
Transfer to:	Office Supplies	010-035-4615	\$1,400.00
	Dues & Publications	010-035-4226	\$ 750.00

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

23. Greg Harrison made a motion to approve a budget request from Road & Bridge #2:

Transfer from:	Fund Balance	032-000-2901	\$10,000.00
Transfer to:	R&M Equipment	032-132-4311	\$10,000.00

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

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

Transfer from:	Capital Outlay	034-134-4995	\$2,000.00
Transfer to:	Telephone	034-134-4701	\$2,000.00

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

25. Greg Harrison made a motion to approve a budget request from Angelina County Extension Office:

Transfer from:	Training Personnel	010-040-4248	\$ 472.00
Transfer to:	Dues & Publications	010-040-4226	\$ 472.00

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

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

Transfer from:	Adult Probation	010-075-4321	\$5,000.00
Transfer to:	Senior Citizen Center	010-075-4327	\$5,000.00

Kermit Kennedy seconded the motion.

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

27. Greg Harrison made a motion to approve a budget request from District Attorney:

Transfer from:	Investigations	010-055-4669	\$ 442.00
Transfer to:	Professional Liability	010-055-4508	\$ 442.00

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

28. Bobby Cheshire made a motion to approve the monthly report from Justice of the Peace Precincts #1, #3 and #4 and Agrilife Extension-Joel Redus and Cary Sims.  
Terry Pitts seconded the motion.

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

29. Greg Harrison made a motion to pay the bills as submitted by the County Auditor.  
Terry Pitts seconded the motion.

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

30. Terry Pitts made a motion to adjourn at 11:40 A.M. Bobby Cheshire 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 September 22, 2020 on this 24<sup>th</sup> day of September, 2020.



  
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Amy Fincher, Angelina County Clerk