

**THE STATE OF TEXAS
COUNTY OF ANGELINA**

Commissioners Court met in Regular Session on Tuesday, September 28, 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
Rodney Paulette	Commissioner Precinct #1
Kermit Kennedy	Commissioner Precinct #2
Terry Pitts	Commissioner Precinct #3
Steve Smith	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 Commissioner Kermit Kennedy.
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. Rodney Paulette made a motion to approve the bond for Charles Walker, Jr., County Road Engineer. Steve Smith seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
6. Terry Pitts made a motion to approve the Commissioners' Court Minutes for September 14, 2021. Rodney Paulette seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
7. Judge Lymbery announced that Mr. Charles Nick was unable to be present and will be on the next agenda. Terry Pitts made a motion to table the appearance of Charles Nick to address the Commissioners Court's handling of 2-way communication between the Court and the Public. Rodney Paulette seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
8. Rodney Paulette made a motion to approve the final plat of Canyon View Subdivision in Precinct #1. Terry Pitts seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.

9. Steve Smith made a motion to approve the final plat of FSJR CC Road Subdivision-Phase 1 in Precinct #4. Terry Pitts seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
10. Steve Smith made a motion to approve the final plat of CC Road Estates-Phase 2 in Precinct #4. Rodney Paulette seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
11. Steve Smith made a motion to approve the final plat of CC Road Estates-Phase 3 in Precinct #4. Rodney Paulette seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
12. Rodney Paulette made a motion to approve the Airport Project Participation Agreement to be signed by the County Judge, County Auditor and Airport Manager. Terry Pitts seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
13. Terry Pitts made a motion to approve the Treasurer's Monthly Report, month ending August 31, 2021. Kermit Kennedy seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
14. Rodney Paulette made a motion to approve the Interlocal Agreement for the FY 22/23 biennium on the Regional Defender for Capital Cases with the Judge's signature. Kermit Kennedy seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.
15. Rodney Paulette made a motion to approve the bid on a trust property, Account No. 37831, being 0.6 acres, more or less, part of Section 12 of the E.T.T. Co. Survey, Abstract 1003, in the M.T. Jones Subdivision, as described in Warranty Deed recorded in Volume 348, Page 284, filed July 15, 1968, in the records of Angelina County, Texas. Steve Smith seconded the motion.
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith
Voted Against: (None)
Motion carried.

16. Terry Pitts made a motion to allow the County Judge to solicit proposals to provide administration and/or planning services on projects financed by the Coronavirus Local Fiscal Recovery Fund of the American Rescue Act (ARPA) of 2021. Rodney Paulette seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts, Steve Smith

Voted Against: (None)

Motion carried.

17. Terry Pitts made a motion to approve the budget transfer request from the Angelina County Attorney:

Transfer from:	Utility Telephone	010-012-4701	\$1,000.00
	Supplies Office	010-012-4615	\$2,000.00
Transfer to:	Dues & Publication	010-012-4226	\$3,000.00

Kermit Kennedy and Steve Smith seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

18. Rodney Paulette made a motion to approve the budget transfer request from the Angelina County Judge:

Transfer from:	Rental/Lease Equip	010-075-4407	\$3,000.00
Transfer to:	Advertising	010-075-4646	\$3,000.00

Steve Smith seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

19. Terry Pitts made a motion to approve the budget transfer request from Commissioners Court:

Transfer from:	Operators	035-135-4016	\$27,500.00
Transfer to:	Appointed Officials	035-135-4003	\$27,500.00

Rodney Paulette seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

20. Terry Pitts made a motion to approve the budget transfer request from the Maintenance Department:

Transfer from:	Capital Outlay	010-070-4995	\$5,000.00
Transfer to:	Janitorial Supplies	010-070-4412	\$5,000.00

Steve Smith seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

21. Terry Pitts made a motion to approve the budget transfer request from Road & Bridge #2:

Transfer from:	Fund Balance	077-000-3100	\$28,086.07
Transfer to:	Tax Note	077-177-4812	\$28,086.07

Steve Smith seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

22. Terry Pitts made a motion to approve the miscellaneous and routine items submitted by the Justice of the Peace Precinct #3 and AgriLife Extension-Cary Sims, Ryan Merrel and Joel Redus. Steve Smith seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

23. Steve Smith made a motion to pay the bills as submitted by the County Auditor. Terry Pitts seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

24. The Court entered into Executive Session at 10:27 A.M.

25. The Court returned to Open Session at 11:05 A.M. Rodney Paulette made a motion to go forward with the Road Engineer's recommendation to hire two positions and possibly terminate one position at this time. Steve Smith seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

26. Terry Pitts made a motion to adjourn at 11:06 A.M. Steve Smith seconded the motion.

Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith

Voted Against: (None)

Motion carried.

I, Amy Fincher, Angelina County Clerk, do hereby attest to the accuracy of the Commissioners' Court Minutes for September 28, 2021 on this 28th day of September, 2021.



Amy Fincher

Amy Fincher, Angelina County Clerk