

**THE STATE OF TEXAS
COUNTY OF ANGELINA**

Commissioners Court met in Regular Session on Tuesday, November 12, 2019 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. Randy Brown, Southside 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: None
5. Greg Harrison made a motion to approve the Commissioners' Court Minutes for October 22, 2019. 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 approve awarding the contract for Professional Auditing Services to Axley & Rode for the fiscal year ending December 31, 2019 with an annual renewal option for 2020 and 2021; authorizing the County Auditor to sign the engagement letter. Terry Pitts 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 awarding the bid for merchantable timber standing and growing upon approximately four acres of land owned by Angelina County located in the V. Padilla Survey, Abstract 35, in Angelina County, Texas, being a part of the Angelina County Airport, to Thomas Parker, Parker Tree Service; authorizing the County Judge to sign. Greg Harrison 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 final plat of Long Pines Phase I in Precinct #3. Kermit Kennedy 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 final plat of Robinson Lane-FM Hwy 2109 Subdivision, in Precinct #3. Kermit Kennedy seconded the motion.
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire
Voted Against: (None)
Motion carried.
10. Opened Public Hearing at 10:12 A.M. concerning the amount of the mandatory providers participation payments that the Angelina County Commissioners Court intends to require of all local hospitals in fiscal year 2020 and how the revenue derived from those payments is to be spent as per Local Providers Participation Fund.

Gary Bull with Woodland Heights Medical Center, Annie Daskovsky with Adelanto Healthcare Ventures and Shelli Brooks with CHI St. Luke's Health-Memorial Lufkin spoke in support of the 2020 mandatory rate.
11. Closed Public Hearing at 10:16 A.M.
12. Greg Harrison made a motion to approve the new mandatory rate of 5.19% to be assessed on nonpublic hospitals located within Angelina County to fund the Local Providers Participation Fund (LPPF). Terry Pitts seconded the motion.
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire
Voted Against: (None)
Motion carried.
13. Terry Pitts made a motion to approve the Resolution to add Financial Northeastern Companies to the approved investors list; authorized the Court to sign. Greg Harrison seconded the motion.
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire
Voted Against: (None)
Motion carried.
14. Bobby Cheshire made a motion to approve accepting the grant from the Texas Attorney General Office for the Statewide Automated Victim Notification Service (SAVNS) with the Judges' signature. Kermit Kennedy and Terry Pitts seconded the motion.
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire
Voted Against: (None)
Motion carried.
15. Greg Harrison made a motion to approve the adoption of the 2020 employer contribution rate for the TCDRS Retirement Benefit Plan for the Angelina County Employees. Bobby Cheshire seconded the motion.
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire
Voted Against: (None)
Motion carried.

16. Terry Pitts made a motion to approve the Internal Audit Charter for Angelina County.
Bobby Cheshire seconded the motion.
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire
Voted Against: (None)
Motion carried.

17. Greg Harrison made a motion to approve the appointment of Pablo Torres, Roy Reyes and Taylor Commiato to be added to the Angelina County Historical Commission for the fiscal year 2019-2020. Terry Pitts 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 two additional grant positions (Assistant District Attorney & Investigator) for the District Attorney's Office for 2020 and providing the required matching funds. Bobby Cheshire seconded the motion.
Voted For: Greg Harrison, Kermit Kennedy, Terry Pitts and Bobby Cheshire
Voted Against: (None)
Motion carried.

19. Bobby Cheshire made a motion to approve a budget transfer request from County Maintenance:

Transfer from:	R&M Facilities	010-070-4303	\$2,000.00
Transfer to:	Grounds Upkeep	010-070-4308	\$2,000.00

Terry Pitts 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 approve a budget transfer request from IT Department:

Transfer from:	Capital Outlay	010-065-4995	\$1,000.00
Transfer to:	Training Personnel	010-065-4248	\$1,000.00

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

21. Terry Pitts made a motion to approve a budget transfer request from Justice of the Peace Pct. #1:

Transfer from:	Dues & Publications	010-076-4226	\$ 350.00
	R&M Office Equipment	010-076-4613	\$ 500.00
	Printing & Forms	010-076-4611	\$ 500.00

Transfer to: Office Supplies 010-076-4615 \$1,3500.00

Bobby Cheshire seconded the motion.

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

Voted Against: (None)

Motion carried.

22. Terry Pitts made a motion to approve a budget transfer request from County Constable Pct. #2:

Transfer from: Office Supplies 010-021-4615 \$ 800.00

R&M Patrol Equipment 010-021-4306 \$ 500.00

Transfer to: Supplies Patrol 010-021-4453 \$1,300.00

Bobby Cheshire seconded the motion.

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

Voted Against: (None)

Motion carried.

23. Bobby Cheshire made a motion to approve a budget transfer request from Road & Bridge Pct. #3:

Transfer from: Culverts 033-133-4802 \$ 100.00

Carry-Over \$20,000.00

Transfer to: Training Personnel 033-133-4248 \$ 100.00

Harp Top Roads 033-133-4803 \$20,000.00

Greg Harrison seconded the motion.

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

Voted Against: (None)

Motion carried.

24. Terry Pitts made a motion to approve a budget transfer request from Road & Bridge Pct. #4:

Transfer from: Carry-Over \$10,000.00

Transfer to: Parts & Shop 034-134-4318 \$10,000.00

Greg Harrison seconded the motion.

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

Voted Against: (None)

Motion carried.

25. Terry Pitts made a motion to approve a budget transfer request from Juvenile Detention:

Transfer from: Grounds 028-347-4308 \$ 300.00

Office Supplies 028-347-4615 \$ 200.00

	Training Personnel	028-347-4248	\$ 334.66
	Training Personnel	028-347-4248	\$2,000.00
Transfer to:	Supplies	028-347-4613	\$ 834.66
	Food	028-347-4403	\$2,000.00

Bobby Cheshire seconded the motion.

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

Voted Against: (None)

Motion carried.

26. The Court entered in to Executive Session at 10:48 A.M.

27. The Court returned to Open Session at 11:28 A.M.

Judge Lymbery stated that the discussion was over the opioid decision, whether to opt out or stay in the class action suit.

Bobby Cheshire made a motion to opt out of the negotiation class as described by the Federal District Court in Cleveland, Ohio; 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.

28. Bobby Cheshire made a motion to approve the monthly reports from the Justice of the Peace Precinct #4 and AgriLife Extension-Joel Redus and Ryan Merrel. Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

29. 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.

30. Terry Pitts made a motion to adjourn at 11:31 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 November 12, 2019 on this 14th day of November, 2019.


 Amy Fincher, Angelina County Clerk

