

**THE STATE OF TEXAS  
COUNTY OF ANGELINA**

Commissioners Court met in Regular Session on Tuesday, December 13, 2022 at 10:00 A.M. at the Angelina County Courthouse Annex, Commissioners Courtroom, 606 East Lufkin Avenue, Lufkin, Texas with the following members present:

Keith Wright	Acting County Judge
Rodney Paulette	Commissioner Precinct #1
Kermit Kennedy	Commissioner Precinct #2
Terry Pitts	Commissioner Precinct #3
Steve Smith	Commissioner Precinct #4

1. Judge Wright called the meeting to order at 10:00 A.M. with all members present.
2. Opening prayer by Judge Wright.
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 November 22, 2022. Rodney Paulette seconded the motion.  
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith  
Voted Against: (None)  
Motion carried.
6. Keith Wright made a motion to re-appoint Terry Pitts to the Angelina County Appraisal District Board beginning January 1, 2023 and ending December 31, 2024. Rodney Paulette seconded the motion.  
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith  
Voted Against: (None)  
Motion carried.
7. Terry Pitts made a motion to re-appoint the current members and appoint Guessipina Bonner to the Angelina County Historical Commission for 2023 and 2024. Kermit Kennedy seconded the motion.  
Voted For: Rodney Paulette, Kermit Kennedy, Terry Pitts and Steve Smith  
Voted Against: (None)  
Motion carried.
8. Terry Pitts made a motion to approve the final plat of J B Pride Road Subdivision No. 1 in Precinct #3. Kermit Kennedy seconded the motion. Terry Pitts abstained.  
Voted For: Rodney Paulette, Kermit Kennedy and Steve Smith  
Voted Against: (None)  
Motion carried.

9. Public Hearing

10. A public hearing was held at 10:05 A.M. regarding the rate of mandatory payments to be assessed on all nonpublic hospitals located within Angelina County to fund the Angelina County Local Provider Participation Program (LPPF) during fiscal year 2023. The providers participating requested that the County set the FY 2023 LPPF rate up to 6%. No public comments were made.

11. Rodney Paulette made a motion to set the fiscal year 2023 Local Provider Participation Fund as indicated in the attached order. Kermit Kennedy 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 request from the Tax Assessor Collector to increase ACH disbursement limits from \$6,000,000.00 daily to \$12,000,000.00 during December 19, 2022 to February 28, 2023; with Judge Wright's signature. 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 distribute the 2019-2022 allocations of Unclaimed Property Capital Credits totaling \$220,359.12 received from the State Comptroller as follows:

Angelina County Exposition Center	\$100,000.00
Angelina County Child Welfare Board	\$ 30,089.78
CASA of the Pines	\$ 30,089.78
Harold's House	\$ 30,089.78
Stubblefield Learning Center	\$ 30,089.78

Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

14. Terry Pitts made a motion to approve the rate change agreement with TASC, increasing from \$900.00 to \$1,000.00. Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

15. Steve Smith made a motion to approve amending the Angelina County Employee Handbook to reflect the reduction of accrued compensatory time to 120 hours. Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

16. Rodney Paulette made a motion to adopt Section 207(k) of the Fair Standards Act, reducing law enforcement compensatory time from 480 hours to 120 hours. Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

17. Rodney Paulette made a motion to approve paying employees all overtime compensation accrual over 120 hours from the FY 2022 budget. Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

18. Steve Smith made a motion to approve renewing the contract with Axley & Rode, LLC for financial audit services for the FY 2022 audit; authorized Judge Wright to sign. Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

19. Rodney Paulette made a motion to create a 2022 budget for \$25,000.00 from the road damage reimbursement money received in 2022 from Aethon Energy:

Other Revenue	035-000-3242	\$25,000.00
Hardtop Roads-Special Projects	080-180-4703	\$25,000.00

Kermit Kennedy 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 create a 2023 budget for \$275,000.00 from the road damage reimbursement money received in 2022 from Aethon Energy:

Transfer from Fund Balance	035-000-3100	\$275,000.00
Hardtop Roads-Special Projects	035-135-4805	\$275,000.00

Kermit Kennedy seconded the motion.

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

Voted Against: (None)

Motion carried.

21. Rodney Paulette made a motion to approve a budget transfer for Waste Management Center:

Transfer from:	Methane Monitoring	080-180-4314	\$16,000.00
Transfer to:	Gasoline & Oil	080-180-4307	\$16,000.00

Kermit Kennedy seconded the motion.

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

Voted Against: (None)

Motion carried.

22. Kermit Kennedy made a motion to approve a budget transfer for County Court at Law #1:

Transfer from:	Visiting Court Reporter	010-009-4157	\$1,000.00
Transfer to:	Office Supplies	010-009-4615	\$1,000.00

Rodney Paulette seconded the motion.

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

Voted Against: (None)

Motion carried.

23. Terry Pitts made a motion to approve a budget transfer for County Court at Law #2:

Transfer from:	Training Personnel	010-011-4248	\$4,000.00
Transfer to:	Capital Outlay	010-011-4995	\$4,000.00

Rodney Paulette seconded the motion.

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

Voted Against: (None)

Motion carried.

24. Kermit Kennedy made a motion to approve a budget transfer for Constable, Precinct #1:

Transfer from:	Office Supplies	010-020-4615	\$1,750.00
Transfer to:	R&M Patrol Equip	010-020-4306	\$1,750.00

Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

25. Terry Pitts made a motion to approve a budget transfer for Emergency Management:

Transfer from:	Training	010-038-4248	\$250.00
Transfer to:	Vehicle Expense	010-038-4302	\$250.00

Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

26. Steve Smith made a motion to approve a budget transfer for County Judge:

Transfer from:	Training Personnel	010-007-4248	\$600.00
Transfer to:	Supplies Office	010-007-4615	\$483.00
	Dues & Publications	010-007-4226	\$117.00

Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

27. Kermit Kennedy made a motion to approve a budget transfer for Justice of the Peace, Precinct #1:

Transfer from:	Training Personnel	010-076-4248	\$500.00
	R&M Office Equip	010-076-4316	\$500.00
	Printing & Forms	010-076-4611	\$250.00
Transfer to:	Office Supplies	010-076-4615	\$1,250.00

Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

28. Steve Smith made a motion to approve a budget transfer for Justice of the Peace, Precinct #3:

Transfer from:	R&M Facilities	010-078-4303	\$1,055.42
Transfer to:	Postage	010-078-4616	\$76.00
	Utility Telephone	010-078-4701	\$924.00
	Pineywoods	010-078-4704	\$55.42

Terry Pitts seconded the motion.

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

Voted Against: (None)

Motion carried.

29. Steve Smith made a motion to approve a budget transfer for District Attorney:

Transfer from:	Office Supplies	010-055-4615	\$8,757.00
Transfer to:	Capital Outlay	010-055-4995	\$8,757.00

Kermit Kennedy seconded the motion.

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

Voted Against: (None)

Motion carried.

30. Rodney Paulette made a motion to approve a budget transfer for Sheriff Office:

Transfer from:	R&M Radio	010-030-4326	\$7,100.00
	Patrol Supplies	010-030-4453	\$3,000.00
	Office Supplies	010-030-4615	\$2,000.00
	Capital Outlay	010-030-4995	\$5,000.00
Transfer to:	R&M Radio Towers	010-030-4323	\$5,100.00
	Vehicle Expense	010-030-4302	\$12,000.00

Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

31. Terry Pitts made a motion to approve a budget transfer for Angelina County Jail:

Transfer from:	Employee Evals	010-025-4606	\$500.00
	Supplies Office	010-025-4615	\$7,000.00
Transfer to:	Uniforms	010-025-4454	\$500.00
	Vehicle Expense	010-025-4302	\$7,000.00

Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

32. Kermit Kennedy made a motion to approve a budget transfer for Indigent Health Care:

Transfer from:	Rental/Lease Equip	010-035-4407	\$100.00
Transfer to:	Printing & Forms	010-035-4611	\$100.00

Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

33. The Court entered into Executive Session from 10:25 A.M. until 10:57 A.M.

34. Terry Pitts made a motion to accept the resignation/retirement from the Angelina County Sheriff. Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

35. Steve Smith made a motion to increase the Election Administrator's salary for FY 2023 to \$62,000.00, based on performance. Terry Pitts seconded the motion.

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

Voted Against: (None)  
Motion carried.

36. Terry Pitts made a motion to approve the departmental reports and routine items.  
Steve Smith seconded the motion.

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

Voted Against: (None)

Motion carried.

37. Terry Pitts made a motion to pay the bills as submitted by the County Auditor.  
Rodney Paulette seconded the motion.

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

Voted Against: (None)

Motion carried.

38. Judge Wright made a motion to adjourn at 11:00 A.M. Rodney Paulette 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 December 13, 2022 on this 14<sup>th</sup> day of December, 2022.



*Amy Fincher*

Amy Fincher, Angelina County Clerk