

NACOGDOCHES COUNTY, TEXAS
COMMISSIONERS COURT

FILED
NACOGDOCHES COUNTY
TEXAS

2022 FEB 18 AM 11:30

NOTICE OF MEETING

The Nacogdoches County Commissioners Court will convene in a **REGULAR MEETING** on the 22nd day of **February, 2022** at **9:00 a.m.** in the Commissioners Courtroom, Suite 170, on the 1st floor of the South Wing of the Nacogdoches County Courthouse, 101 W. Main Street, Nacogdoches, Texas.

Call to Order
Invocation

1. Public comment relating to items on the agenda.
2. Items to be removed from Consent Agenda.
3. **CONSENT AGENDA:** The following agenda items are of a routine nature and the Commissioners Court has received supporting materials for consideration. All of these agenda items will be passed with one vote without being discussed separately, unless a member of the Commissioners Court or the public requests that a particular agenda item be discussed. If so, that agenda item will be pulled from the Consent Agenda and discussed as part of the regular agenda at the appropriate time. One vote will approve the remaining items on the Consent Agenda.
 - 3.1 Approve minutes from February 8, 2022 and February 15, 2022 Commissioner Court meetings;
 - 3.2 Approve payment of invoices;
 - 3.3 Approve Racial Profiling Report for Nacogdoches County Constable Pct. 2;
 - 3.4 Approve Civic & Exposition contracts as follows:
 - East Texas Sportsman's Club for an event at the Civic Center June 18, 2022;
 - 3.5 Approve Private Name Road Request of Double Hearts Lane; and,
 - 3.6 Approve Road & Bridge Monthly Report for January 2022.
4. Discuss and possibly take action authorizing an exception to the employee salary plan and a change in the Schedule of Budgeted Positions for the District Attorney's Office pursuant to Section 152.011 of the Local Government Code.
5. Discuss and possibly take action concerning declaring items within the Sheriff's Department inventory and Computer Services Department inventory as surplus/salvage and authorize disposition per LGC 263.152.
6. Discuss and possibly take action concerning approval of a Services Operations Contract between Recovery Monitoring Solutions Corporation and the Nacogdoches County Sheriff's Department for ankle monitors, and authorize the County Judge to execute same.
7. Discuss and possibly take action concerning approval of a Wireless Customer Agreement between Cellco Partnership d/b/a Verizon Wireless and Nacogdoches County for the Sheriff's Office Motorola radio network, and authorize the County Judge to execute same.

8. Discuss and possibly take action concerning adoption of an Order Authorizing Discretionary Exemption under Sec. 262.024(a)(1) of the Local Government Code for the purchase of a radio tower and land in Garrison, Texas.
9. Discuss and possibly take action to accept the FY 2021 Texas County Lateral Road and Bridge Expenditures Yearly Report.
10. Discuss and possibly take action concerning approval of Budget Amendment #2022-07 for Radio Communications System which does affect the unrestricted fund balance of the Permanent Improvement Fund.
11. Discuss and possibly take action to approve the December 2021 financial statements for Nacogdoches County.
12. Receive October, November & December 2021 Treasurer's Reports.

Recess

EXECUTIVE SESSION

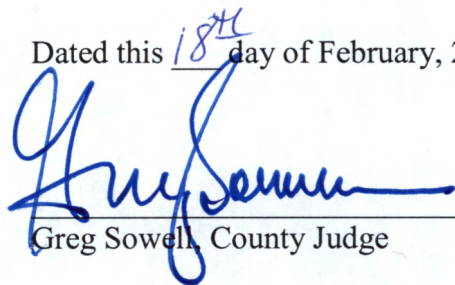
An executive session will be held with regard to pending, threatened or contemplated litigation, settlement offers and matters where the duty of the public body's counsel to his client, pursuant to the Code of Professional Responsibility of the State Bar of Texas, clearly conflicts with the Open Meetings Act. The executive session is authorized by Texas Open Meetings Act, Texas Government Code, Section 551.071. The purpose of this Executive Session is to discuss *County of Nacogdoches v. Purdue Pharma, Inc., et al.*, MDL PRETRIAL CAUSE NO. 2018-63587, in the 152nd District Court of Harris County, Texas.

13. Discuss and possibly take action authorizing the County Judge to execute an Order regarding settlement offers in the matter of Texas opioid multi-district litigation for the County in the matter of *County of Nacogdoches v. Purdue Pharma, Inc., et al.*, MDL PRETRIAL CAUSE NO. 2018-63587, in the 152nd District Court of Harris County, Texas.

Adjourn

Dated this 18th day of February, 2022





Greg Sowell, County Judge

FEBRUARY 22, 2022

The Nacogdoches County Commissioners Court met in a **REGULAR MEETING** on the **22nd** day of **February, 2022** at **9:00 a.m.** in the Commissioners Courtroom, Suite 170, on the 1st floor of the South Wing of the Nacogdoches County Courthouse, 101 W. Main Street, Nacogdoches, Texas.

MEMBERS PRESENT: Greg Sowell, County Judge
Jerry Don Williamson, Commissioner Pct. 1
Sandy McCorvey, Commissioner Pct. 2
Robin Dawley, Commissioner Pct. 3
Mark Harkness, Commissioner Pct. 4

MEMBERS ABSENT: None

Meeting was called to order by Judge Greg Sowell at 9:00 a.m. and the following actions were taken:

Invocation was led by Commissioner Robin Dawley.

1. Public comment relating to items on the agenda. There were none.
2. Items to be removed from Consent Agenda. No action taken.
3. **CONSENT AGENDA:** The following agenda items are of a routine nature and the Commissioners Court has received supporting materials for consideration. All of these agenda items will be passed with one vote without being discussed separately, unless a member of the Commissioners Court or the public requests that a particular agenda item be discussed. If so, that agenda item will be pulled from the Consent Agenda and discussed as part of the regular agenda at the appropriate time. One vote will approve the remaining items on the Consent Agenda.
 - 3.1 Approve minutes from February 8, 2022 and February 15, 2022 Commissioner Court meetings;
Copies of the February 8, 2022 and February 15, 2022 are attached.
 - 3.2 Approve payment of invoices;
 - 3.3 Approve Racial Profiling Report for Nacogdoches County Constable Pct. 2;
 - 3.4 Approve Civic & Exposition contracts as follows:
 - East Texas Sportsman's Club for an event at the Civic Center June 18, 2022;
A copy of the contract is attached.
 - 3.5 Approve Private Name Road Request of Double Hearts Lane; and,
A copy of the order is attached.

- 3.6 Approve Road & Bridge Monthly Report for January 2022.
A copy of the report is attached.

Motion was made by Commissioner Robin Dawley and seconded by Commissioner Mark Harkness to approve items on the consent agenda. Motion carried unanimously.

4. Discuss and possibly take action authorizing an exception to the employee salary plan and a change in the Schedule of Budgeted Positions for the District Attorney's Office pursuant to Section 152.011 of the Local Government Code. Laurie Brown, Nacogdoches County Human Resources Director, provided information to the Court. Motion was made by Commissioner Jerry Don Williamson and seconded by Commissioner Sandy McCorvey to approve authorizing an exception to the employee salary plan and a change in the Schedule of Budgeted Positions for the District Attorney's Office pursuant to Section 152.011 of the Local Government Code. Motion carried unanimously. A copy of the authorization is attached.
5. Discuss and possibly take action concerning declaring items within the Sheriff's Department inventory and Computer Services Department inventory as surplus/salvage and authorize disposition per LGC 263.152. Nacogdoches County Auditor, Jessica Corley addressed the Court. Motion was made by Commissioner Mark Harkness and seconded by Commissioner Jerry Don Williamson to approve declaring items within the Sheriff's Department inventory and Computer Services Department inventory as surplus/salvage and authorize disposition per LGC 263.152. Motion carried unanimously. A copy of the inventory is attached.
6. Discuss and possibly take action concerning approval of a Services Operations Contract between Recovery Monitoring Solutions Corporation and the Nacogdoches County Sheriff's Department for ankle monitors, and authorize the County Judge to execute same. Motion was made by Commissioner Robin Dawley and seconded by Commissioner Sandy McCorvey to approve a Services Operations Contract between Recovery Monitoring Solutions Corporation and the Nacogdoches County Sheriff's Department for ankle monitors, and authorize the County Judge to execute same. Motion carried unanimously. A copy of the contract is attached.
7. Discuss and possibly take action concerning approval of a Wireless Customer Agreement between Cellco Partnership d/b/a Verizon Wireless and Nacogdoches County for the Sheriff's Office Motorola radio network, and authorize the County Judge to execute same. John Ericson, Director of Computer Services, presented the agreement to the Court. Motion was made by Commissioner Jerry Don Williamson and seconded by Commissioner Mark Harkness to approve a Wireless Customer Agreement between Cellco Partnership d/b/a Verizon Wireless and Nacogdoches County for the Sheriff's Office Motorola radio network, and authorize the County Judge to execute same. Motion carried unanimously. A copy of the agreement is attached.

8. Discuss and possibly take action concerning adoption of an Order Authorizing Discretionary Exemption under Sec. 262.024(a)(1) of the Local Government Code for the purchase of a radio tower and land in Garrison, Texas. County Judge Greg Sowell presented the agenda item to the Court, making a correction to the Local Government Code listed on the agenda. The correct Local Government Code is 262.024(a)(2) and (a)(6). Motion was made by Commissioner Jerry Don Williamson and seconded by Commissioner Robin Dawley to approve the adoption of an Order Authorizing Discretionary Exemption under Sec. 262.024(a)(2) and (a)(6). Motion carried unanimously. A copy of the order is attached.
9. Discuss and possibly take action to accept the FY 2021 Texas County Lateral Road and Bridge Expenditures Yearly Report. Nacogdoches County Auditor, Jessica Corley, presented the report to the Court. Motion was made by Commissioner Jerry Don Williamson and seconded by Commissioner Sandy McCorvey to approve the FY 2021 Texas County Lateral Road and Bridge Expenditures Yearly Report. Motion carried unanimously. A copy of the report is attached.
10. Discuss and possibly take action concerning approval of Budget Amendment #2022-07 for Radio Communications System which does affect the unrestricted fund balance of the Permanent Improvement Fund. Jessica Corley, Nacogdoches County Auditor, presented the budget amendment to the Court. Motion was made by Commissioner Jerry Don Williamson and seconded by Commissioner Mark Harkness to approve Budget Amendment #2022-07 for Radio Communications System which does affect the unrestricted fund balance of the Permanent Improvement Fund. Motion carried unanimously.
11. Discuss and possibly take action to approve the December 2021 financial statements for Nacogdoches County. Nacogdoches County Auditor, Jessica Corley, presented the financial statements to the Court. Motion was made by Commissioner Mark Harkness and seconded by Commissioner Robin Dawley to approve the December 2021 financial statements for Nacogdoches County. Motion carried unanimously. A copy of the financial statements is attached.
12. Receive October, November & December 2021 Treasurer's Reports. Nacogdoches County Treasurer, Denise Baublet, presented the reports to the Court. No action required. Copies of the reports are attached.

REGULAR SESSION RECESSED AT 9:25 A.M.

EXECUTIVE SESSION CONVENED AT 9:32 A.M.

EXECUTIVE SESSION

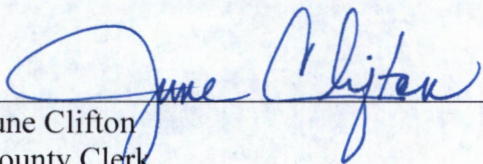
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EXECUTIVE SESSION ADJOURNED AT 9:56 A.M.

REGULAR SESSION RECONVENED AT 9:57 A.M.

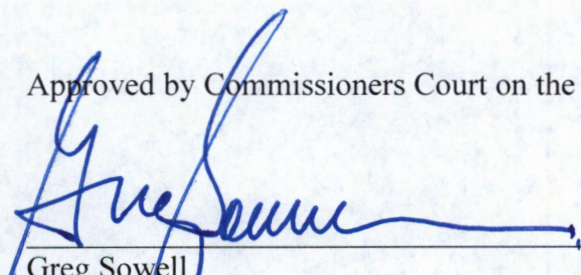
- 13. Discuss and possibly take action authorizing the County Judge to execute an Order regarding settlement offers in the matter of Texas opioid multi-district litigation for the County in the matter of *County of Nacogdoches v. Purdue Pharma, Inc., et al.*, MDL PRETRIAL CAUSE NO. 2018-63587, in the 152nd District Court of Harris County, Texas. Motion was made by Commissioner Jerry Don Williamson and seconded by Commissioner Mark Harkness to authorize the County Judge to execute an Order regarding settlement offers in the matter of Texas opioid multi-district litigation for the County in the matter of *County of Nacogdoches v. Purdue Pharma, Inc., et al.*, MDL PRETRIAL CAUSE NO. 2018-63587, in the 152nd District Court of Harris County, Texas. Motion carried unanimously. A copy of the order is attached.

COURT ADJOURNED AT 9:58 A.M.



 June Clifton
 County Clerk

Approved by Commissioners Court on the 8th day of March, 2021



 Greg Sowell
 County Judge