

COMMISSIONERS COURT MINUTES, REGULAR SESSION, DECEMBER 13, 2021

The Terrell County Commissioners Court met on Monday, the 13th day of December 2021, at 9:00 a.m. in the commissioner courtroom of the county courthouse in the city of Sanderson, Texas. Notices of the meeting place were timely posted at a site readily accessible to the general public at all times and remained posted for at least seventy-two hours preceding the scheduled time of this meeting, in compliance with the Open Meetings Act.

The Hon. Dale Carruthers, County Judge, called the meeting to order. The following members of this Court and Officers of the County were present:

Hon. Adam Johnson	Commissioner Pct. 1
Hon. Mike Sanchez	Commissioner Pct. 2
Hon. Arnulfo Serna	Commissioner Pct. 3
Hon. Heather Gully	Commissioner Pct. 4

Hon. Raeline Thompson	County and District Clerk
Hon. Rebecca Luevano	County Treasurer
Hon. Kenneth Bellah	County Attorney
Hon. Santiago Gonzalez	County Sheriff
Ruben Rosas	Road & Bridge Supervisor

Commissioner Sanchez gave the Invocation and led the commissioner's court in the Pledge of Allegiance to the United States flag, followed by the Pledge of Allegiance to the Republic of Texas Flag.

Public Comments – None.

Minutes of Previous Meeting(s) – Commissioner Johnson motioned to approve the minutes for the Regular Session on November 8, 2021, the Special Session on November 23, 2021, and the Special Session on December 10, 2021. Commissioner Serna seconded the motion calling for a vote; four members answered “aye,” and the motion carried, and Commissioner Gully abstained.

Agenda line item number five skipped.

Resolution of award for Grant Writing/Application Preparation and Grant Administration for the TDHCA Community Resiliency Program – Commissioner Serna motioned to approve the Resolution on awarding Esser & Company Consulting LLC as the professional service provider for the Texas Department of Housing and Community Affairs Community Resiliency Program Fund. Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

RESOLUTION

A RESOLUTION OF THE TERRELL COUNTY COMMISSIONERS COURT, TERRELL COUNTY, TEXAS AUTHORIZING THE AWARD OF PROFESSIONAL SERVICE PROVIDER CONTRACT FOR THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS COMMUNITY RESILIENCY PROGRAM (CRP) FUND

WHEREAS, the 2022 Texas Department of Housing & Community Affairs Community Resiliency Program Fund requires implementation by professionals experienced in the implementation of managing grant funds to CDBG requirements;

WHEREAS, in order to identify the most qualified provider for these services a Solicitation for Grant Writing, Application Preparation and Grant Administration Services Request for Proposals has been completed in accordance with CDBG 24 CFR 200 Guidelines and Texas Department of Housing & Community Affairs requirements;

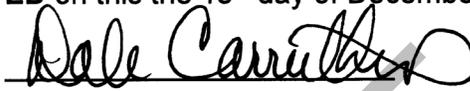
WHEREAS, the proposals received by the due date of November 23, 2021 10:00 AM have been reviewed and evaluated resulting in the identification of the most qualified, responsive provider for this service;

NOW, THEREFORE, BE IT RESOLVED:

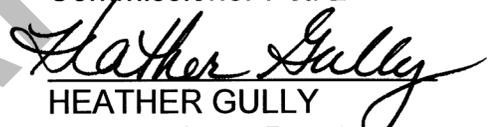
Section 1. That Essex + Company Consulting LLC be awarded a contract to provide Texas Department of Housing & Community Affairs Community Resiliency Program project-related **grant writing, application preparation and professional administration/management services** for the Terrell County 2022 TDHCA Community Resiliency Program Fund;

Section 2. That any and all contracts or commitments made with the above-named service provider are dependent upon the successful negotiation of a contract with the service provider and contingent upon the availability of funding from the Texas Department of Housing & Community Affairs;

READ, PASSED, AND APPROVED on this the 13th day of December 2021.



DALE CARRUTHERS
Terrell County Judge


ADAM JOHNSON
Commissioner Pct. 1
MIKE SANCHEZ
Commissioner Pct. 2
HEATHER GULLY
Commissioner Pct. 4
ARNULFO SERNA
Commissioner Pct. 3
ATTEST

RAELINE THOMPSON
County Clerk

Proposals for Grant Writing/Application Preparation and Grant Administration for TDHCA Community Resiliency Program – No Action.

Schedule Public Hearing for TDHCA for December 20, 2021, at 5:00 p.m. – Commissioner Sanchez motioned to have the Public Hearing for TDHCA on December 20, 2021, at 5:00 p.m. in the Commissioners Courtroom. Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Colonial Fund Construction Application approved for one million dollars – Two-year contract starting February 1, 2022, through December 31, 2024. No Action.

Prohibit Sales or Use of Restricted Fireworks in Terrell County for the Period of December 26, 2021, through January 1, 2022 – Commissioner Johnson motioned to prohibit the use of airborne fireworks from December 26, 2021, through January 1, 2022. Commissioner Sanchez seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

STATE OF TEXAS §
 §
COUNTY OF TERRELL §

ORDER PROHIBITING CERTAIN FIREWORKS
IN UNINCORPORATED AREAS OF TERRELL COUNTY, TEXAS

WHEREAS, the Commissioners Court of Terrell County has determined that the normal danger of fire in the unincorporated areas of Terrell County is greatly enhanced by the extremely dry conditions now existing;

NOW, THEREFORE, the Commissioners Court of Terrell County adopts this Order prohibiting the sale or use of restricted fireworks in the unincorporated areas of Terrell County beginning December 20, 2021-Midnight, January 1, 2022.

- A. A person may not sell, detonate, ignite, or in any way use fireworks classified as “skyrockets with sticks” under 49 C.F.R. part. 173.100(r)(2)(10-01-86 edition) or missiles with fins in any portion of the unincorporated areas of Terrell County.
- B. This order does not prohibit “permissible fireworks” as authorized in Occupations Code Section 2154.003(a).
- C. A Person commits an offence if the person knowingly or intentionally violates a prohibition established by this order. An offense under this order is a Class C. Misdemeanor.

APPROVED this the 13th day of December 2021, by the Terrell County Commissioners Court.


COUNTY JUDGE




DEPUTY CLERK

Accepting Bids for Roof Repairs for Terrell County Buildings – Commissioner Johnson motioned to advertise for bids for roof repairs (flat and metal roofs) for Terrell County buildings in the surrounding towns. Commissioner Serna seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Agenda line items number eleven, twelve, and thirteen skipped.

Accepting bids for a caretaker for the Cedar Grove Cemetery – No Action.

Groundwater Conservation Board appointment of Damon Harrison – Commissioner Serna motioned to appoint Damon Harrison on the Groundwater Conservation Board replacing Jase Harkins. Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Approval of payment for only the Basic Services for the Indigent Program for the year 2022 – Commissioner Gully motioned to approve the Basic Services for the Indigent Program for the year 2022. Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

**Terrell County
Indigent Health Care Eligibility Standards**

December 2021 –During the 2021-22 fiscal year, Terrell County, Texas will use the following rules and procedures to comply with its state-mandated responsibility under the Indigent Health Care and Treatment Act. The Indigent Health Care and Treatment Act is an attempt to address the needs of indigent Texas residents who do not qualify for other health care assistance programs.

Eligibility determinations will be based on residency, income, household composition, and resources. Qualified applicant income will not exceed the amount specified on the gross monthly screening table located in the County Indigent Health Care Program Manual at 21% of the Federal Poverty level.

An application form for the program may be obtained at the Terrell County Judge’s Office in the Terrell County Courthouse in Sanderson, Texas. Eligibility determination will be made within 14 (fourteen) business days after the date a completed application and all required documentation is received by Terrell County Indigent Health Care Program in the County Judge’s office.

Terrell County authorizes the County Judge to negotiate rates with pharmacies that may be greater than state guidelines. Otherwise, Terrell County does not authorize any optional services or payments exceeding the minimum requirements set by the Texas Department of State Health Services. Terrell County will use rules and procedures found in the County Indigent Health Care Handbook which is published by the Texas Department of State Health Services. Terrell County Commissioners Court reserves the right to reevaluate the payment method at any time; all parties will be notified if payment method changes.

Terrell County does not discriminate on the basis of age, race, or gender in administering the Indigent Health Care Program. Applicants have the right to appeal adverse decisions regarding eligibility.

Pursuant to Health and Safety Code Section 61.030, Terrell County has designated Sanderson Rural Health Clinic and Pecos County Memorial Hospital as the mandated providers for indigent health care services except under the following circumstances:

1. in an emergency;
2. when medically inappropriate; or
3. when care is not available.

Terrell County has no financial responsibility for non-emergency services rendered to eligible residents by non-mandated providers.

Pursuant to Health and Safety Code Section 61.203, this notice will be posted on co.terrell.tx.us web-site and will be posted at a public posting area at the Courthouse.

CONTACT INFORMATION:

Mailing Address: Terrell County Indigent Health Care Program
Terrell County Judge’s Office
P.O. Box 4810, Sanderson, TX 79848

Physical Address: Terrell County Courthouse
County Judge’s Office, Second Floor
105 E. Hackberry St., Sanderson, TX 79848

Phone: 432-345-2421

No. _____
FILED TIME 9:00 AM

DEC 13 2021
Radhine Thompson
CLERK, COUNTY COURT, TERRELL CO., TEXAS
BY: _____ DEPUTY

Commissioners Court in Executive Session – Commissioners Court went into executive session at 9:50 a.m. until 11:30 a.m.

Appointing the EMS Director – Commissioner Johnson motioned to appoint Steve Audd as the EMS Director. Commissioner Gully seconded the motion calling for a vote; four members answered “aye,” and the motion carried, and Judge Carruthers answered “nay.”

Announcing the EMS Director – Steve Audd is the EMS Director.

Paying the list of bills – \$23,898.81

Commissioner Gully motioned to pay the list of bills. Commissioner Serna seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Paying other bills/Ratified Bills –

- Ratifies – **\$10,347.86**
- Ratifies not invoiced – **\$11,347.50**

Commissioner Gully motioned to pay the other bills, ratified bills, and the ratified bills that were not invoiced. Commissioner Serna seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Payroll & Utility Bills not yet received —

- Payroll Pay Date 11/19/2021 - **\$47,399.83**
- Payroll Pay Date 12/03/2021 - **\$49,460.84**

Commissioner Serna motioned to pay the Payroll and Utility Bills not yet received. Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Amendments and Transfers – Commissioner Serna motioned to approve the Amendments, and Transfers Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Transfers and Amendments

December 12, 2021

Move \$3121.17 from 010-410-150 Deputy Salary to 010-410-151 Deputy Salary

To satisfy contract EMT Service

Move \$13,000.00 from 010-490-150 Basic/ECA to 010-490-152

To satisfy contract EMT Service

Move \$142.38 from 020-660-900 miscellaneous to 020-540-900 miscellaneous

To satisfy Miscellaneous line item

Move \$346.72 from 030-720-525 Equipment to 030-720-520 Maintenance

Paid 1st instalment payment for financial software.

Money will be reimbursed to line items used from OLS GRANT once received.

Consider approval of the following Monthly Reports –

- a) Sheriff’s Department / Animal Control – Received November
- b) Justices of the Peace – Precincts 1, 2, 3, and 4 – Received November
- c) County & District Clerk – Received November
- d) Constable – None
- e) EMS – Received November
- f) Road & Bridge Superintendent – Received November
- g) Senior Citizens Transportation – None
- h) AgriLife Extension – None
- i) Museum & Historical Commission – None
- j) Terrell County Library – None
- k) Visitor Center – None
- l) Sanitation – Received October & November
- m) Clinic Report – Received October & November
- n) Treasurer’s Investment Report and Monthly Report – Received November

General Fund Accounts – As of December 13, 2021

General Fund – \$161,920.39

- o) Volunteer Fire Department – Received November
- p) Airport Report – Received November
- q) Food Pantry – None

Commissioner Serna motioned to approve the monthly reports. Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

Adjourn - Commissioner Serna made a motion to adjourn. Commissioner Johnson seconded the motion calling for a vote; all members answered “aye,” and the motion carried.

/s/ Raeline Thompson

Raeline Thompson, County Clerk, and Ex-officio Clerk
Terrell County Commissioners Court

ORDER TO APPROVE MINUTES OF REGULAR SESSION

The above and preceding minutes of the meeting held on December 13, 2021, are now approved (as amended this _____ day of _____ 2022) as presented IN OPEN COURT this 10th day of January, AD, 2022.

Presiding Officer

Attest: _____ **County Clerk**

DRAFT