

Franklin County Commissioners' Court
Commissioner Court Minutes
Regular Session
May 22, 2017

The Franklin County Commissioners' Court met in Regular Session May 22, 2017 at 9:00 AM in the Commissioners' Courtroom at the Franklin County Courthouse located at 200 North Kaufman Street, Mount Vernon, TX

Members present: Scott Lee, County Judge
Jerry Cooper, Commissioner, Precinct 1
Larkin Jumper, Commissioner, Precinct 2
Charlie Emerson, Commissioner, Precinct 3
Sam Young, Commissioner, Precinct 4
Betty Crane, County Clerk

VISITORS: BF Hicks, Bryan Giguere, Betty Sue Allen, Craig Malan, Cathy Jumper, Mark Hymer, Robin Fowler, Marilyn Greer, Ellen Jagers, Gene Stump, Katie Stump, Robert Zinn, Sue Ann Harper, Jim Alford, Tina Phillips, Christen Coronilla, Lisa Lawrence, LuAlice Weilbacher, Ricky Jones, Keith Burns, Todd Conradson, and Lillie Bush-Reves

Judge Lee called the meeting to order and Commissioner Young offered prayer. The Pledge of Allegiance to the American flag was recited.

Public Comments: Treasurer Betty Sue Allen reported the outside auditors asked for a Charter for Franklin County. She contacted B. F. Hicks and he reported Franklin County was formed through a Legislative Act. She listed off numerous names that was discussed to name the county.

1. APPROVE MINUTES FROM THE MAY 8, 2017 REGULAR SESSION AND MAY 15, 2017 SPECIAL SESSION - COUNTY CLERK – Commissioner Emerson made a motion to approve the minutes from the May 8, 2017 Regular Session and May 15, 2017 Special Session and Commissioner Young seconded the motion. Motion carried.

2. AUDIT CLAIMS AGAINST THE COUNTY AND AUTHORIZE THEIR PAYMENT – TREASURER – Commissioner Young made a motion to approve paying all the claims against the county. Commissioner Jumper asked questions about the Chamber of Commerce Hotel / Motel funds in the amount of \$15,000. Motion died for a lack of a second. Commissioner Jumper made a motion to approve all the claims against the county EXCEPT the Chamber of Commerce Hotel / Motel fund claim in the amount of \$15,000 and Commissioner Emerson seconded the motion. Motion carried 3 to 1. Commissioner Young opposed Jumper's motion. **See Exhibit 5/22/2017 – A**

3. FIRST READING: PLAT LOTS 1 – 54 AND LOT 15X STERLING SHORES SUBDIVISION – MARCUS SMITH OF LAKEFRONT RANCH, LLC AND CRAIG MALAN OF KIMLEY-HORN ENGINEERS - Commissioner Young made a motion to approve the December 2016 account recap and Commissioner Emerson seconded the motion. Motion carried.

4. FIRST READING: REPLAT LOTS AC-422R AND 423R PINE VALLEY SUBDIVISION – BF HICKS FOR PINE VALLEY PROPERTY OWNERS ASSOCIATION - Commissioner Jumper made a motion to approve the first reading of the replat of Pine Valley Subdivision Lots AC-422R and 423R and Commissioner Young seconded the motion. Motion carried.

5. SECOND READING: REPLAT LOT 6R-2 AND LOT 4R-2 SOUTH SHORE ADDITION AND 3.23 ACRES OWNED BY KENNINGTON LAKEHOUSE LTD. – BF HICKS FOR THOMAS AND BETH MONTGOMERY – Commissioner Young made a motion to approve the second reading of the replat of South Shore Addition being Lot 6R-2 and Lot 4R-2 and 3.23 acres owned by Kennington Lakehouse LTD and Commissioner Jumper seconded the motion. Motion carried. See Plat Cab. #

6. CONSIDER AND TAKE ACTION ON APPROVING REQUEST FOR EXCEPTION TO SPORTS COMPLEX RULES IN ORDER TO HOLD AFTER-HOURS TOURNAMENT JUNE 9, 2017 - Commissioner Young made a motion to approve the request for exception to Sports Complex rules in order to hold after-hours tournament on June 9, 2017 and Commissioner Emerson seconded the motion. Motion carried.

20. CONSIDER AND TAKE ACTION ON APPROVING AUTHORIZING PERMANENT ACCESS TO TREASURER FOR ALL ACCOUNTS UNDER COUNTY EIN – TREASURER – Treasurer Betty Sue Allen requested being authorized to have permanent “view only” access to all bank accounts under the county EIN stating she needed to be able to see balances for securities and is the chief liaison with the bank for the county. District Clerk Ellen Jagers, Sheriff Ricky Jones, County Clerk Betty Crane and Tax Assessor-Collector Sue Ann Harper expressed their concerns about giving the treasurer permanent access to bank accounts. District Clerk Ellen Jagers presented evidence showing the treasurer had signed a form at Guaranty Bond Bank to be able to access all the county bank accounts in 2011 without authorization from the elected officials or giving them notice she was going to do it. **See Exhibit 5/22/2017- B.** The District Clerk reported Registry Funds are not county funds and Commissioner’s Court does not have the authority to authorize the treasurer permission to have access to that account. Sheriff Jones said he did not feel the county has the legal right to tell him he had to give the treasurer access to the accounts. County Clerk Crane expressed her concerns that the treasurer had gotten access to her bank accounts without her knowledge in 2011 and was concerned that there could be other things going on without her knowledge. Tax Assessor Sue Ann Harper pointed out she holds tax funds for MVIDS, City of Mount Vernon as well as others. County Attorney Gene Stump reported he would like to get more information before a decision is made. Questions arose about the treasurer getting printed balance reports from the bank instead of having online access to the bank accounts. Treasurer Allen stated having online view only access was more convenient. Robin Fowler with the First National Bank of Mount Vernon reported the county could get an administrator of the accounts (someone within the county) and that administrator could give rights to who could view specific information on the accounts. The only drawback is the administrator would have full access to the accounts. Auditor Tina Phillips said if the District Clerk did not want the treasurer to have access to the Registry Account she would need to get her own EIN for that account. After discussion, Commissioner Young made a motion to table this agenda item but the motion died for a lack of a second. Treasurer Allen expressed needing to get this done as soon as possible since the changeover to First National Bank is June 1st. After more discussion, Commissioner Emerson made a motion to authorize permanent access to the treasurer for all accounts under the county EIN and Commissioner Young seconded the motion. Motion carried.

7. CONSIDER AND TAKE ACTION ON APPROVING REQUIRING VENDORS TO SUBMIT COPY OF GENERAL LIABILITY INSURANCE POLICIES PRIOR TO APPROVAL OF SERVICES – TREASURER – Commissioner Jumper made a motion to approve requiring vendors to submit a copy of their General Liability insurance policies prior to approval of services and Commissioner Emerson seconded the motion. Motion carried.

8. PRESENT CERTIFICATE OF COMPLETION OF TEXAS STATE LIBRARY AND ARCHIVES COMMISSION OVERVIEW OF TEXSHARE DATABASES FOR LISA LAWRENCE – County Clerk Betty Crane reported receiving Lisa Lawrence’s Certificate of Completion of the Texas State Library and Archives Commission Overview of Texshare Databases to be put on record in the minutes. See Exhibit 5/22/2017 -C

9. PRESENT CERTIFICATE OF COMPLETION OF TEXAS STATE LIBRARY AND ARCHIVES COMMISSION SMALL LIBRARY MANAGEMENT: LEADERSHIP & MANAGEMENT ESSENTIALS FOR LISA LAWRENCE - County Clerk Betty Crane reported receiving Lisa Lawrence’s Certificate of Completion of the Texas State Library and Archives Commission Small Library Management: Leadership and Management Essentials to be put on record in the minutes. See Exhibit 5/22/2017 - D

10. RECORD MINUTES OF THE APRIL 17, 2017 REGULAR SESSION OF THE FRANKLIN COUNTY CHILD WELFARE BOARD – Judge Lee presented the minutes of the April 17, 2017 Regular Session of the Franklin County Child Welfare Board to be put on record in the minutes. See Exhibit 5/22/2017 - E

11. CONSIDER AND TAKE ACTION ON APPROVING ORDER AUTHORIZING BORROWING RESOLUTION WITH FIRST NATIONAL BANK OF MOUNT VERNON/TIB FOR THE ISSUANCE OF TIB MASTERCARDS FOR EMPLOYEES - Commissioner Young made a motion to approve order authorizing Borrowing Resolution with the First National Bank of Mount Vernon / TIB for the issuance of TIP MasterCards for employees and Commissioner Emerson seconded the motion. See Exhibit 5/22/2017 - F

12. CONSIDER AND TAKE ACTION ON APPROVING CERTIFICATE FOR ORDER BETWEEN FRANKLIN COUNTY AND FIRST NATIONAL BANK OF MT. VERNON - TREASURER- Commissioner Emerson made a motion to approve the Certificate for Order between Franklin County and First National Bank of Mount Vernon and Commissioner Young seconded the motion. Motion carried. See Exhibit 5/22/2017 - G

13. CONSIDER AND TAKE ACTION ON APPROVING BID FOR STRUCK-OFF PROPERTY BEING LOT 60 BLOCK 13 UNIT 1 OF PELICAN BAY SUBDIVISION – PREVIOUS OWNER WAYNE H. CLAY – BID \$250.00 BY SONYA KELLY OF FORT WORTH, TX - Commissioner Emerson made a motion to approve a bid in the amount of \$250.00 from Sonya Kelly for struck-off property being Lot 60, Block 13, Unit 1 of Pelican Bay subdivision and Commissioner Cooper seconded the motion. Motion carried. See Exhibit 5/22/2017 - H

14. CONSIDER AND TAKE ACTION ON APPROVING BID FOR STRUCK-OFF PROPERTY BEING LOT 34 BLOCK 8 UNIT 1 OF PELICAN BAY SUBDIVISION – PREVIOUS OWNER MARY K. TENNISON, ETAL – BID \$250.00 BY SONYA KELLY OF FORT WORTH, TX - Commissioner Emerson made a motion to approve a bid in the amount of \$250.00 from Sonya Kelly for struck-off property being Lot 34, Block 8, Unit 1 of Pelican Bay subdivision and Commissioner Cooper seconded the motion. Motion carried. See Exhibit 5/22/2017 - I

15. CONSIDER AND TAKE ACTION ON APPROVING BID FOR STRUCK-OFF PROPERTY BEING LOTS 20 & 21 BLOCK 7 UNIT 1 OF PELICAN BAY SUBDIVISION – PREVIOUS OWNER ELENO PADIERNA – BID \$500.00 BY SONYA KELLY OF FORT WORTH, TX - Commissioner Emerson made a motion to approve a bid in the amount of \$500.00 from Sonya Kelly for struck-off property being Lots 20 and 21, Block 7, Unit 1 of Pelican Bay subdivision and Commissioner Cooper seconded the motion. Motion carried. See Exhibit 5/22/2017 - J

16. CONSIDER AND TAKE ACTION ON APPROVING REGION 7 EDUCATION SERVICE CENTER'S EXTENSION REQUEST TO KEEP THE STORAGE BUILDING AT 208 TAYLOR ON COUNTY PROPERTY UNTIL OCTOBER 31, 2017 – Commissioner Young made a motion to approve Region 7 Education Service Center's extension request to keep the storage building at 208 Taylor Street on County Property until October 31, 2017 and Commissioner Emerson seconded the motion. Motion carried.

17. CONSIDER AND TAKE ACTION ON APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN IDOCKET.COM AND FRANKLIN COUNTY DISTRICT CLERK'S OFFICE – MARILYN GREER, IDOCKET.COM- Commissioner Jumper made a motion to approve the Professional Services Agreement between iDocket.com and Franklin County District Clerk's office and Commissioner Emerson seconded the motion. Motion carried. **See Exhibit 5/22/2017 - K**

18. CONSIDER AND TAKE ACTION ON APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN IDOCKET.COM AND FRANKLIN COUNTY, COUNTY CLERK'S OFFICE – MARILYN GREER, IDOCKET.COM- Commissioner Jumper made a motion to approve the Professional Services Agreement between iDocket.com and Franklin County Clerk's office and Commissioner Emerson seconded the motion. Motion carried. **See Exhibit 5/22/2017 – L**

19. CONSIDER AND TAKE ACTION ON APPROVING 2017 BUDGET AMENDMENTS – COUNTY AUDITOR - Commissioner Emerson made a motion to approve the 2017 budget amendments as presented and Commissioner Cooper seconded the motion. Motion carried. **See Exhibit 5/22/2017 - M**

21. CONSIDER AND TAKE ACTION ON APPROVING NEW COPIERS FOR FRANKLIN COUNTY - TREASURER – Commissioner Young made a motion to approve new copiers for Franklin County and Commissioner Emerson seconded the motion. Motion carried

22. OPEN BIDS FOR ROAD MATERIALS – TREASURER – Bulk fuel bids were received from Jackson Oil Company and Winkle Oil Company. **See Exhibit 5/22/2017 – N.** Commissioner Emerson made a motion to accept the bids for bulk fuel from Jackson Oil Company and Winkle Oil Company and Commissioner Cooper seconded the motion. Motion carried.

23. CONSIDER AND TAKE ACTION ON APPROVING ALLOWING HOLMES CONCRETE TO POSTPONE THEIR BID PRESENTATION FOR CULVERTS UNTIL JUNE 12, 2017 SESSION – TREASURER – Commissioner Jumper made a motion to approve allowing Holes Concrete to postpone their bid presentation for culverts until the June 12, 2017 session and Commissioner Emerson seconded the motion. Motion carried.

DISCUSSION ITEMS: Judge Lee read an appreciation letter from the Rotary Club for the county's assistance with the roads for the Tour de Cypress Bike race. Auditor Tina Phillips noted that it is not a free cost to the county for their assistance with the bike race. Sheriff Jones reported receiving a quote for a 911 recorder. COG will contribute \$15,000 and the proposal was for \$15,162.00. Commissioner Emerson requested an update on the Revolving Loans. Treasurer Allen requested putting this on the next agenda to hire an attorney to assist in getting the funds.

Commissioner Jumper made a motion to adjourn the meeting and Commissioner Emerson seconded the motion. Motion carried.

I, Betty Crane, County Clerk certify that this is an accurate accounting of the proceedings of Commissioner's Court Regular meeting on May 22, 2017

Witnessed and recorded this 22nd day of May, 2017.

Betty Crane, County Clerk