



**NOTICE OF REGULAR MEETING OF THE**

**LIBERTY COUNTY COMMISSIONERS' COURT OF LIBERTY COUNTY, TEXAS**

Notice is hereby given that a REGULAR MEETING of the above named Liberty County Commissioners' Court will be held on the 10<sup>TH</sup> day of October, 2023, at 9:00 a.m., at the Liberty County Courthouse, 2<sup>nd</sup> Floor Courtroom, 1923 Sam Houston, Liberty, Texas, at which time the following subjects will be discussed, to-wit:

**SEE ATTACHED.**

Dated this the 5<sup>TH</sup> day of October, 2023

Commissioners' Court of Liberty County, Texas

By: \_\_\_\_\_

Jay H. Knight, County Judge

Liberty, Texas

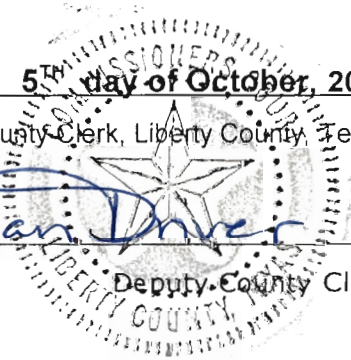
I, the undersigned, County Clerk, do hereby certify that the above Notice of Meeting of the above named Commissioners' Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said Notice on the bulletin board at the Courthouse door of Liberty County, Texas, at a place readily accessible to the general public at all times on the 5<sup>TH</sup> day of October, 2023 and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated 5<sup>TH</sup> day of October, 2023

County Clerk, Liberty County, Texas

By \_\_\_\_\_

Deputy County Clerk





LIBERTY COUNTY COMMISSIONERS COURT  
Regular Meeting of Commissioners Court  
October 10, 2023  
9:00 a.m.  
1923 Sam Houston St., Room 203 - Liberty, Texas 77575

1. CALL TO ORDER :
2. PLEDGE TO THE U.S. FLAG AND TEXAS FLAG :
3. INVOCATION :
4. NOTICES AND PROCLAMATIONS :
5. PUBLIC COMMENT :
6. DECLARE CONFLICTS OF INTEREST :
7. CONSENT AGENDA :
  1. APPROVAL OF MINUTES  
  
PUBLIC HEARING - SEPTEMBER 26, 2023  
PUBLIC HEARING - SEPTEMBER 26, 2023  
REGULAR MEETING - SEPTEMBER 26, 2023  
SPECIAL MEETING - OCTOBER 2, 2023
  2. WARRANTS PAYABLES  
  
APPROVE WARRANTS PAYABLES
  3. BUDGET AMENDMENTS  
  
LCSO: TRANSFER FUNDS RECEIVED FOR MENTAL HEALTH AUTO TO CAPITAL FOR VEHICLE PURCHASE
  4. MONTHLY REPORTS
    - a) COUNTY CLERK - SEPTEMBER 2023
    - b) CONSTABLE PCT 1 - SEPTEMBER 2023
    - c) JP PCT 3 - SEPTEMBER 2023
    - d) JP PCT 2 - SEPTEMBER 2023
    - e) JP PCT 5 - SEPTEMBER 2023
  5. OATHS & DEPUTATIONS  
  
LCSO: APPROVE OATH & DEPUTATION OF JANET COLEMAN AS DEPUTY SHERIFF  
LCSO: APPROVE OATH & DEPUTATION OF RICHARD HANKS AS DEPUTY SHERIFF  
LCSO: APPROVE OATH & DEPUTATION OF VAN MADDOX AS DEPUTY SHERIFF

6. PAYROLL ITEMS

JAIL MAINTENANCE: APPROVE NEW HIRE - JAMES TOUSHA @ \$39,690/yr  
R&B PCT 1: APPROVE COMP PAY FOR CLAYTON SMITH \$3,154.35  
JAIL MAINTENANCE: APPROVE VAC PAY & LONGEVITY FOR DORIAN BURCH \$3,519.80  
TREASURER: APPROVE COM PAY & VAC PAY FOR LACY JONES \$1,430.11  
LCSO: APPROVE CERTIFICATE PAY FOR RYAN WOLSEY \$50/mo

8. REGULAR AGENDA :

1. COUNTY JUDGE JAY KNIGHT

PRESENTATION FROM PINEYWOODS CCS HUB, A CARBON CAPTURE PROJECT IN LIBERTY COUNTY, WOULD LIKE TO SHARE RECENT PROJECT UPDATES AND TIMELINES FOR PROJECT DEVELOPMENT

2. COUNTY ATTORNEY MATTHEW POSTON

CONSIDER AND APPROVE TIDC GRANT

3. TAX ASSESSOR / COLLECTOR - RICHARD BROWN

CONSIDER AND APPROVE REIMBURSEMENT FOR COUNTERFEIT \$20 BILL RECEIVED FROM CLEVELAND ANNEX

4. INDIGENT HEALTHCARE - PENNY MCMILLEN

CONSIDER AND APPROVE RATE CHANGE WITH TRIDENT CARE FOR PORTABLE SERVICES EFFECTIVE OCTOBER 1, 2023

5. COMMISSIONER PCT 4 LEON WILSON

CONSIDER AND APPROVE INTERLOCAL AGREEMENT BY AND BETWEEN LIBERTY COUNTY PRECINCT 4 AND OLD RIVER DRAINAGE DISTRICT #1 TO COOPERATE MUTUALLY IN MAINTAINING STREETS, ROADS AND DITCHES AND RECREATIONAL AREAS TO PROVIDE BETTER SERVICE TO THE PUBLIC AT REDUCED EXPENSE BY AVOIDING DUPLICATION OF EQUIPMENT AND MA POWER AND OTHER RESOURCES

6. COMMISSIONER PCT. 1 - BRUCE KARBOWSKI

CONSIDER AND APPROVE INTERLOCAL AGREEMENT BETWEEN LIBERTY COUNTY AND CITY OF DAISSETTA FOR MOWING OF DITCHES AND SEWER PLANT AND TO MUTUALLY HELP PROVIDE BETTER SERVICE TO THE PUBLIC AT A REDUCED EXPENSE BY AVOIDING COSTLY DUPLICATION OF EQUIPMENT AND OTHER RESOURCES

7. COUNTY CLERK LEE H. CHAMBERS

CONSIDER AND APPROVE THE EXPENDITURE OF LIBERTY COUNTY COURT RECORDS MANAGEMENT FUNDS FOR THE FOLLOWING RECORDS MANAGEMENT PURCHASES FOR 2024: PAPER, NOT TO EXCEED \$7,500.00; LASER INK, NOT TO EXCEED \$15,000.00; FILE FOLDERS, NOT TO EXCEED \$10,000.00; MARRIAGE PAPER, NOT TO EXCEED \$2,000.00; FLASH DRIVES,

NOT TO EXCEED \$750.00; SEALS AND STAMPS, NOT TO EXCEED \$3,000.00; JURY CARD STOCK, NOT TO EXCEED \$3,000.00; TYLER EAGLE RECORDS SOFTWARE, NOT TO EXCEED \$90,000.00; GRANICUS RECORDS REQUEST SOFTWARE, NOT TO EXCEED \$18,000.00; MAIL IN BALLOT SOFTWARE, NOT TO EXCEED \$7,000.00; COMPUTER EQUIPMENT, NOT TO EXCEED \$15,000.00;  
THE EXPENDITURES LISTED ABOVE WOULD ENCUMBER APPROXIMATELY \$180,750.00 OF THE LIBERTY COUNTY CLERK RECORDS MANAGEMENT FUNDS FOR FY 2024 . THE ESTIMATES ARE BASED ON FY2023 EXPENDITURES

8. COUNTY JUDGE JAY KNIGHT

CONSIDER AND APPROVE THE ANNUAL DONATION OF \$4000.00 TO THE HARDIN SENIOR CITIZENS CENTER PROGRAM, AN ORGANIZATION THAT PROVIDES MEALS AND ACTIVITIES TO THE SENIOR CITIZENS IN HARDIN AND THE SURROUNDING COMMUNITY

9. I T - NICK DENNIS

CONSIDER AND APPROVE PHONE SYSTEM FOR 501 PALMER STREET TO CONVERT OVER TO SIP TRUNKS

10. I T - NICK DENNIS

CONSIDER AND APPROVE LCSO ADDITIONAL PHONES AND PHONE SYSTEM LICENSES TO SUPPORT THE ADDITIONAL EMPLOYEES HOUSED IN THE NEW LCSO BUILDING

11. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE RECOMMENDATION TO AWARD BID #23-19 CULVERTS

12. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE EXTENSION OF CONTRACT FOR SOLID WASTE COLLECTIONS FOR ONE YEAR

13. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE SOLICITATION OF PROPOSALS FOR THE DESIGN AND INSTALLATION OF A SPRINKLER SYSTEM FOR SUPPLY BUILDING TO BE PAID FROM ARPA FUNDS

14. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE EXTENSION OF CONTRACT AT SAME TERMS AND CONDITIONS WITH SENERGY PETROLEUM FOR ONE YEAR

15. PURCHASING AGENT HAROLD SEAY

CONSIDER AND ACCEPT \$15,272.67 FRO RENE BATES AUCTIONS AND ACKNOWLEDGE LIST OF ITEMS SOLD

16. PURCHASING AGENT HAROLD SEAY

CONSIDER AND DECLARE AS SALVAGE THE LIST OF ITEMS NOT SOLD ON ONLINE AUCTION

17. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE CONTRACT WITH GLOBAL ASSETS FOR THE REMOVAL AND RECYCLING OF COMPUTER EQUIPMENT

18. PURCHASING AGENT HAROLD SEAY

CONSIDER AND APPROVE THE PURCHASE OF TWO DODGE CHARGERS FROM COWBOY DODGE FOR \$82,296.40 – BUYBOARD CONTRACT # 601-19 FOR SHERIFF'S DEPT.

19. FIRE MARSHAL BILL HERGEMUELLER

CONSIDER AND APPROVE AGREEMENT BETWEEN LIBERTY COUNTY AND THE FOLLOWING VOLUNTEER FIRE DEPARTMENTS: CYPRESS LAKES, NORTH LIBERTY COUNTY, TARKINGTON, PLUM GROVE, DEVERS, DAYTON, WOODPECKER, MOSS BLUFF, KENEFICK, HWY 321; AND ESD #3 & ESD #7; & SO. LIBERTY COUNTY HAZARDOUS MATERIAL & EMERGENCY RESPONSE TEAM AND LIBERTY COUNTY FIRE FIGHTERS ASSOCIATION FOR FIRE PROTECTION SERVICES

20. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSIDER AND APPROVE RETROACTIVE OVERTIME COMPENSATION UNDER THE FAIR LABOR STANDARDS ACT FOR LIBERTY COUNTY PRECINCT 2 DEPUTY CONSTABLE FOR DUTIES PERFORMED AS A CANINE HANDLER

21. COUNTY ATTORNEY MATTHEW POSTON

CONSIDER AND APPROVE RESOLUTION TO ADOPT SECTION 775.0422 OF THE TEXAS LOCAL GOVERNMENT CODE, AUTHORIZING LIBERTY COUNTY COMMISSIONERS COURT TO REMOVE FOR CAUSE ANY APPOINTED COMMISSIONER OF AN EMERGENCY SERVICES DISTRICT WHO, IN POSSIBLE SUBSEQUENT HEARINGS, IS PROVEN TO HAVE COMMITTED A PROHIBITED ACT

22. COUNTY ATTORNEY MATTHEW POSTON

CONSIDER AND APPROVE GRANT OF AUTHORITY TO COUNTY ATTORNEY'S OFFICE TO DISCUSS WITH LEGAL FIRMS THEIR POSSIBLE RETENTION BY LIBERTY COUNTY TO DEFEND LOCAL CONTROL AGAINST STATE CONSERVATORSHIP

9. EXECUTIVE SESSION :

THE COMMISSIONERS COURT FOR THE COUNTY OF LIBERTY RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED ABOVE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTIONS: (A) PURSUANT

TO SECTION 551.071(2) AND 551.129 OF THE TEXAS GOVERNMENT CODE (CONSULTATION WITH ATTORNEY), 551.072 (DELIBERATION ABOUT REAL PROPERTY); 551.0725 (DELIBERATIONS REGARDING CONTRACT BEING NEGOTIATED); 551.073 (DELIBERATIONS ABOUT GIFTS AND DONATIONS); 551.074 (PERSONNEL MATTERS); 551.076 (DELIBERATIONS ABOUT SECURITY DEVICES); AND 551.087 (ECONOMIC DEVELOPMENT); 418.183 (SECURITY MATTERS).

1. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

RECEIVE ADVICE FROM COUNSEL REGARDING EXTENSION OF CONTRACT FOR SOLID WASTE COLLECTIONS FOR ONE YEAR

2. COUNTY ATTORNEY MATTHEW POSTON / KATHRINE MCCARTY

CONSULT WITH AND SEEK ADVICE FROM ITS ATTORNEY REGARDING RETROACTIVE OVERTIME COMPENSATION UNDER THE FAIR LABOR STANDARDS ACT FOR LIBERTY COUNTY PRECINCT 2 DEPUTY CONSTABLE FOR DUTIES PERFORMED AS A CANINE HANDLER.

3. COUNTY ATTORNEY MATTHEW POSTON

RECEIVE ADVICE FROM COUNTY ATTORNEY REGARDING POTENTIAL CLAIM BY AT&T FOR DAMAGES TO CABLES INSTALLED UNDER COUNTY RIGHT-OF-WAY IN PCT 3

4. COUNTY ATTORNEY MATTHEW POSTON

RECEIVE ADVICE FROM COUNSEL REGARDING REQUEST FROM ~~AREA~~ STATE REPRESENTATIVES TO TEXAS HOUSE OF REPRESENTATIVES TO PLACE LIBERTY COUNTY UNDER "CONSERVATORSHIP"

10. INTERNET ACCESS INFORMATION :

- The Liberty County Special Meeting of Commissioners Court is accessible by the Public on the following internet link: [https://www.youtube.com/channel/UCb8xervncxOru6q\\_-aLwxVg](https://www.youtube.com/channel/UCb8xervncxOru6q_-aLwxVg)
- Please remember the Liberty County Commissioners Courtroom is tobacco free
- Please turn off all cell phones during the Liberty County Regular Meeting of Commissioners Court

11. ADJOURNMENT :

THE STATE OF TEXAS

COUNTY OF LIBERTY

I hereby certify that this instrument was FILED on the date and the time stamped hereon by me and was duly RECORDED in the Records of Liberty County, Texas.

23-2348 PUBNOTICE  
10/05/2023 03:07:56 PM Total Fees: \$0.00



Lee Haidusek Chambers, County Clerk  
Liberty County, TX