

The Commissioner Court of Houston County met in a regular called meeting on January 22, 2013 with the following members present to wit:

Erin Ford	County Judge
Roger Dickey	Commissioner Precinct #1
Willie Kitchen	Commissioner Precinct #2
Pat Perry	Commissioner Precinct #3

Also present:

Bridget Lamb	County Clerk
Melissa Mosley	County Auditor
Daphne Session	County Attorney
Danette Millican	County Tax Assessor-Collector

Media:

Will Johnson	Grapeland Messenger
Jenna Duncan	Houston County Courier

Visitors: Sandra P Sucec, LeRoy A. Pickens, Jr., Mary English Barton, Carol Hoch, Otis Duren, Sonya Payne, Geneva Ford, Barbara LaRue, Lorena Hill, Johnny Melton, Pam Melton, Donnita Patrick, G. P. Shearer, Don Wilson, Ernestine Wilson, Kathryn Keith, Buck Carroll, Glenda Hibbits, Carl Hallmark, Al Zeinko, Barbara Wooten and Donald Sloan

Judge Erin Ford called the meeting to order

Judge Ford opened the meeting with a prayer

Pledge Allegiance

County Judge Erin Ford opened the workshop session to do extensive review of Hurricane Ike disaster Recovery Round 2.2 General Land Office Grant.

Sonya Payne Grant Administrator with Raymond & Van and Al Zeinko Engineer with Klotz and Associates addressed the court.

The commissioners will make an appointment with Al Zeinko for a site visit.

Judge Ford declared the workshop adjourn

Judge Ford opened the regular Commissioner Court meeting.

Motion made by Roger Dickey seconded by Willie Kitchen to approve the minutes of the last regular meeting held on January 4, 2013. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Roger Dickey to approve budget amendment # 13-3 and any line item transfers. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Roger Dickey to approve payments of bills and expenses and approval of related budget transfers. Motion carried 4 to 0.

Judge Ford reported that the jail had a inspection of jail standards from the jail commission

Judge Ford recognized all guests

Motion made by Roger Dickey seconded by Willie Kitchen to approve the salary of Buck Carroll as the Victim Assistant Coordinator/Investigator in the County Attorney's Office at a bi-weekly salary of \$1,303.34 effective January 22, 2013. Motion carried 4 to 0

Motion made by Willie Kitchen seconded by Roger Dickey to approve the Houston County Historical Commission Membership List for 2013 for a new two year term. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Judge Ford to nominate and adopt the resolution appointing Brenda Stubblefield on the Houston County Appraisal District Board of Directors. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Roger Dickey to table this item. Motion carried 4 to 0.

Motion made by Judge Ford seconded by Willie Kitchen to advertise for bids for road materials and petroleum products. Motion carried 4 to 0.

Motion made Judge Ford seconded by Willie Kitchen to decline the Home-Delivered Meal Grant from the Texas Department of Agriculture in the amount of \$53.80. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Roger Dickey to authorize the Sheriff to apply for School Resource Officer Grant, Patrol Package Grant and Crimes Against Women Grant. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Roger Dickey to accept the Fiscal Year 2013 Texas Indigent Defense Commission Formula Grant in the amount of \$28,988.00 and make any necessary budget amendment. Motion carried 4 to 0.

Motion made by Judge Ford seconded by Willie Kitchen to re-appoint Susan Rowden, Dan Huff and Billy Horne as directors for Houston County Emergency Services District No.1. Motion carried 3 for Roger Dickey abstaining from voting.

Motion made by Roger Dickey seconded by Willie Kitchen to re-appoint Bobby Hutcherson and George Crowson, Jr. as directors for Houston County Emergency Services District No. 2. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Roger Dickey to accept unanticipated revenue for damage done to County Road 1170 from Chandler Land and Timber in the amount of \$138.00. Motion carried 4 to 0.

Ethel Gallant gave a presentation regarding "Old Shady Grove Cemetery."

Motion made by Willie Kitchen seconded by Roger Dickey to approve the application with Texas Department of Housing and Community affairs for HOME Disaster Relief Program. Motion carried 4 to 0.

The court received an application to establish neighborhood road filed by David Sloan, Thomas O. Hibbits and Glenda Hibbits they were represented by Attorney William R. Pemberton. The application stated there is no public road or other public means of access to the property they owned.

Respondents to the application, Donald W. Wilson and Pamela W. Melton were represented by Attorney Jeff Barnhill of Zeleskey, Corneluis, Hallmark, Roper Hicks, LLP of Lufkin., They believed that establishing the road, referred to as Knox Lane, would involve violating the Texas Constitution specifically Article 1 Section 17.

County Attorney Daphne Session said the road had a history with the Commissioners Court dating back to 2006. She said the county became involved when changes to the county road maps became necessary after a review by Texas Department of Transportation.

Both Pemberton and Barnhill addressed the court and provided the commissioners with their clients' point of view. Pemberton petitioned the court to do what is right. Barnhill said the issue would involve taking from one to give to another, or in essence the exercise of eminent domain.

Judge Ford suggested the issue be table for further study and put forth the ideal for the commissioners to venture out to the disputed area and see the property for themselves.

Motion made by Judge Ford seconded by Pat Perry to table the issue and agreed to meet on Thursday, January 31, to physically go see the property in question. Motion carried 4 to 0.

Motion made by Willie Kitchen seconded by Roger Dickey that this meeting be adjourn.

Erin Ford, County Judge

Roger Dickey, Comm. Pct #1

Willie Kitchen, Comm. Pct #2

Pat Perry, Comm. Pct #3

Kennon Kellum, Comm. Pct #4

Attest:

Bridget Lamb, County Clerk

