



*Stephen Brint Carlton, County Judge
Johnny A. Trahan, Commissioner, Precinct One
Barry M. Burton, Commissioner, Precinct Two
John H. Gothia, Commissioner, Precinct Three
Jody E. Crump, Commissioner, Precinct Four*

**SPECIAL COURT SESSION
NOTICE OF MEETING AND AGENDA
OF THE COMMISSIONERS' COURT
OF ORANGE COUNTY, TEXAS
MARCH 21, 2017**

Notice is hereby given that the Commissioners Court of Orange County, Texas, will meet on **Tuesday, March 21, 2017 at 2:00 p.m.** in the Commissioners' Courtroom of the Orange County Administration Building, 123 South 6th Street, Orange, Texas for the following purposes to-wit:

SPECIAL COURT SESSION AGENDA

*Invocation
U.S. Pledge
Texas Pledge*

Recognition of Special Guests

Approve minutes of the Public Workshop held on March 9, 2017 at 9:30 a.m., as circulated.

Approve minutes of the Public Workshop held on March 14, 2017 at 1:00 p.m., as circulated.

Approve minutes of the Regular Court Session held on March 14, 2017 at 2:00 p.m., as circulated.

1. Presentation from Walter M. Peacock regarding the Texas A&M Orange County Resiliency Workshop to be held in May at the Orange County Expo Center.
(Walter M. Peacock, Texas A&M University, Resiliency Program Coordinator-Planner III, Texas Sea Grant)
2. Discussion and possible action regarding approval of the monthly reports from the County Treasurer for month ending February 28, 2017 and recording in the minutes of the court:
 - A) Approval of Investments in the amount of \$9,009,978.18.
 - B) Approval of Interest Earned to date in the amount of \$34,891.10.

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C) Treasurer's Report of revenues received and disbursed in accordance with the Local Government Code 114.026(d) and affidavit of approval by court. This report will be available on the county's web site for viewing.

D) Pledged Security Collateral for a total of \$84,901,483.82, summary as follows:

- Wells Fargo Bank \$ 72,375,047.96
- 1st Financial Bank \$ 12,526,435.86

(Christy Khoury, County Treasurer)

3. Discussion and possible action regarding payment of bills approved by the County Auditor as per attested listings and also specifically as follows:

- a. \$650.00 to Claybar Funeral Home from the General Fund (001-111-54290) for Indigent Funeral Expenses.

(Pennee Schmitt, County Auditor)

4. Discussion and possible action regarding certificate pay for the Orange County Sheriff's Office Employees Union ("the Union") in accordance with the Collective Bargaining Agreement (CBA) between Orange County, Texas and the Union dated October 1, 2009 through September 30, 2013. Per Article XI, page 9, of the CBA, certificate pay was only agreed to be paid during fiscal year (FY) 2009-2010, FY 2010-2011, and FY 2011-2012. The agreement was originally set to expire at the end of FY 2012-2013 and certificate pay was not agreed to continue in FY 2012-2013. Commissioners' Court voluntarily paid the certificate pay during FY 2012-2013, without further consideration or written bi-lateral modification of the agreement, and has voluntarily continued to pay certificate pay each FY since. However, the Commissioners' Court is not contractually obligated to continue doing so per Orange County District Attorney's Memo dated September 6, 2013. Additionally, the paying of the approximately \$320,000 in certificate pay was not budgeted for this FY.

(Stephen Brint Carlton, County Judge)

5. Discussion and possible action regarding approving a line item transfer:

COMMISSIONERS COURT

From: 001-103-54551 (Travel/Education) (\$15.00)
To: 001-103-54570 (Registration/Seminars) \$15.00

Purpose: To provide funds for the remainder of the year.
(Stephen Brint Carlton, County Judge)

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6. Discussion and possible action regarding the acceptance of the Certificate of Compliance for the recent unannounced Jail Inspection that occurred on March 3, 2017. State Law requires periodic inspections of all County Jail facilities. This Certificate of Compliance was issued by the Texas Commission on Jail Standards to the Sheriff and the Orange County Jail that our facility is in compliance with Texas Jail Standards.
(Keith Merritt, Sheriff)

7. Discussion and possible action regarding approving a line item transfer:

SHERIFF

From: 001-740-52900 (Motor Vehicle Repair) (\$2,000.00)
To: 001-740-57590 (General Machinery & Equipment) \$2,000.00

Purpose: To tint windows of new patrol vehicles.

From: 019-902-54950 (Mis. Fees & Services) (\$3,000.00)
To: 019-902-57595 (Machinery & Equipment<\$5000) \$3,000.00

Purpose: For (2) Shield Entry 1 FR Level 3A 24x36.
(Keith Merritt, Sheriff)

8. Discussion and possible action by the Court to approve the minor plat revision of a 3 acre tract located along FM 1078 in PCT 1. The 3 acre tract is being split into a 2 acre and 1 acre tract. Both tracts will have frontage on FM 1078.
(Clark Slacum, P.E., County Engineer)

9. Discussion and possible action on advertising to accept applications for the second round of the CDBG grant #7215350.
(Joel D. Ardoin, Environmental Health and Code Compliance)

10. Discussion and possible action regarding the Orange County Commissioners Court authorizing the County Judge or Judge Pro tem to sign an aerial waiver permitting the Orange County Mosquito Control District aircraft to fly at low altitudes over territory under their jurisdiction for mosquito abatement purposes.
(Patrick Beebe, Mosquito Control District Director)

11. Discussion and possible action regarding exit inventory for Charles Cox, Emergency Management Director.
(Connie Cassidy, CPPB, Purchasing Agent)

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12. Discussion and possible action regarding the transfer of the following items.

Asset	Description	From	To
18826	Dell Latitude E5570 Laptop	MIS	DA
18827	Dell Latitude E5570 Laptop	MIS	DA
18828	Dell Latitude E5570 Laptop	MIS	DA
18829	Dell Latitude E5570 Laptop	MIS	DA
18830	Dell Latitude E5570 Laptop	MIS	DA
18831	Dell Latitude E5570 Laptop	MIS	DA
18832	Dell Latitude E5570 Laptop	MIS	DA
18833	Dell Latitude E5570 Laptop	MIS	DA
18834	Dell Latitude E5570 Laptop	MIS	DA
17805	Dell Precision M6300 Laptop	MIS	Maintenance
17251	Dell Precision M6300 Laptop	MIS	Maintenance
18855	Dell Precision M6300 Laptop	MIS	Maintenance
18856	Dell Precision M6300 Laptop	MIS	Maintenance

(Connie Cassidy, CPPB, Purchasing Agent)

13. Discussion and possible action regarding the deletion of the following item from the Sheriff's Office. Asset- Bullet Proof Vest - 18707
(Connie Cassidy, CPPB, Purchasing Agent)
14. Discussion and possible action regarding the deletion of the following item from the District Attorney's office. Asset- Inspiron 6400 Laptop – 18396, 18411, 18410, 18378 and 18681.
Asset – Dell Latitude E5400 Laptop – 18394, 18374 and 18372
(Connie Cassidy, CPPB, Purchasing Agent)
15. Open up Court session for comments from Court and citizens on items which may or may not need to be placed on the following week(s) agenda for consideration. Each person addressing the Court may be limited to three (3) minutes.
16. Closed meeting, held pursuant to Tex. Gov't Code §551.071 to discuss, with Assistant County Attorney, potential litigation in the matter of Rosa Bonilla.
(Douglas E. Manning, Assistant County Attorney)
17. Return to open meeting. Take any action deemed necessary based upon discussion in closed meeting.
(Douglas E. Manning, Assistant County Attorney)

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18. Closed meeting, held pursuant to Tex. Gov't Code §551.071(1) and (2) to discuss, with Assistant County Attorney, litigation styled: Cause No. 1:17-CV-00024 RC; *Jerry Carthel v. Orange County, Texas et al.* In the United States District Court for the Eastern District of Texas – Beaumont Division.
(Douglas E. Manning, Assistant County Attorney)
19. Return to open meeting. Take any action necessary based upon discussion in closed meeting.
(Douglas E. Manning, Assistant County Attorney)
20. Discussion and possible action regarding adjourning Commissioners' Court meeting.

THE MEETING WILL BE OPEN TO THE PUBLIC AT ALL TIMES IN COMPLIANCE WITH THE "OPEN MEETINGS LAW" AS REQUIRED BY V.T.C.A. GOVERNMENT CODE, CHAPTER 551.

THIS NOTICE SHALL BE POSTED FOR AT LEAST SEVENTY-TWO (72) HOURS PRECEDING THE SCHEDULED TIME OF SUCH MEETING.

THE ORANGE COUNTY COMMISSIONERS' COURT RESERVES THE RIGHT TO CONVENE A CLOSED SESSION WITH RESPECT TO ANY ITEM LISTED ON THE AGENDA WHERE ANY EXCEPTION EXISTS UNDER THE TEXAS OPEN MEETINGS ACT.

THE RIGHT TO CONVENE SUCH A CLOSED SESSION SHALL EXIST REGARDLESS OF WHETHER OR NOT THE AGENDA ITEM OR ITEMS EXPRESSLY STATE THAT A CLOSED MEETING WILL BE CONVENEED.

Dated this 17th day of March, 2017.

Posted at 12:00 p.m.

STEPHEN BRINT CARLTON, COUNTY JUDGE
ORANGE COUNTY COMMISSIONERS' COURT