

STATE OF TEXAS

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COUNTY OF HOPKINS

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**BE IT REMEMBERED** on the 13<sup>th</sup>, day of SEPTEMBER 2021, there was conducted a **REGULAR MEETING** Public Meeting of the Honorable Commissioners' Court of Hopkins County, Texas, on the 1<sup>st</sup> Floor, Commissioners' Courtroom, in the Courthouse, 118 Church Street, City of Sulphur Springs, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

**THE COURT MET AT:**

**9:01 A.M.**

**PRESENT:**

**JUDGE NEWSOM**  
COUNTY JUDGE

**MICKY BARKER**  
COMMISSIONER, PRECINCT NO. 1

**GREG ANGLIN**  
COMMISSIONER, PRECINCT NO. 2

**WADE BARTLEY**  
COMMISSIONER, PRECINCT NO. 3

**JOE PRICE**  
COMMISSIONER, PRECINCT NO. 4

**STACY RAGAN      DEPUTY**  
COUNTY CLERK

**ABSENT:**

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The meeting was called to order by County Judge Newsom. Bo Potts offered an invocation and County Judge Newsom lead the court and audience in reciting the Pledge of Allegiance to The American Flag & Texas Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on SEPTEMBER 9, 2021 at 2:32 P.M. County Judge Newsom Declared A Quorum With All Members Being Present.

## CONSENT AGENDA

Upon motion by Commissioner Bartley, seconded by Commissioner Barker, and carried unanimously, To Approve The Following Consent Agenda Items.

### i) APPROVE PREVIOUS MEETING MINUTES

The Minutes Of The **Work Session** Held AUGUST 20, 2021, In Meeting Room One On The Third Floor Of The Hopkins County Courthouse Located At 118 Church St., Sulphur Springs, TX.

The Minutes Of The **Work Session** Held AUGUST 22, 2021, In Meeting Room One On The Third Floor Of The Hopkins County Courthouse Located At 118 Church St., Sulphur Springs, TX.

The Minutes Of The **Work Session** Held AUGUST 23, 2021, In Meeting Room One On The Third Floor Of The Hopkins County Courthouse Located At 118 Church St., Sulphur Springs, TX.

The Minutes Of The **Work Session** Held AUGUST 26, 2021, Located In the District Courtroom located on Second Floor of the Hopkins County Courthouse & Meeting Room on the Third Floor of the Hopkins County Courthouse, located at 118 Church Street, City of Sulphur Springs, Texas

The Minutes Of The **Work Session** Held AUGUST 30, 2021, Located In EOC/Training Room at the Hopkins County Sheriff Department, located at 298 Rosemont Street, City of Sulphur Springs, Texas

The Minutes Of The **Regular Meeting** Held AUGUST 23, 2021, In Commissioners' Courtroom Located On The First Floor Of The Hopkins County Courthouse Located At 118 Church St., Sulphur Springs, TX.

The Minutes Of The **Special Meeting** Held AUGUST 26, 2021, In Commissioners' Courtroom Located On The First Floor Of The Hopkins County Courthouse Located At 118 Church St., Sulphur Springs, TX.

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**ii) APPROVAL OF UTILITY EASEMENTS, BURIAL OF TELEPHONE CABLES AND CONSTRUCTION OF WATER DISTRIBUTION FACILITIES:**

**a) CONSIDER AND APPROVE A REQUEST FROM FARMERS ELECTRIC COOPERATIVE, INC. TO CONSTRUCT ELECTRICAL POWER DISTRIBUTION FACILITIES WHICH WILL CROSS COUNTY ROAD 2336 WHICH IS LOCATED 1718 FEET EAST OF CR 2335 IN PRECINCT 2**

Upon motion by Commissioner Bartley, seconded by Commissioner Barker and carried unanimously, To Approve A Request From Farmers Electric Cooperative, Inc. To Construct Electrical Power Distribution Facilities Which Will Cross County Road 2336 Which Is Located 1718 Feet East Of CR 2335 In Precinct 2. A Copy Is Attached Hereto And Made A Part Hereof. ([Ex.1](#))

**b) CONSIDER AND APPROVE A REQUEST FROM FARMERS ELECTRIC COOPERATIVE, INC. TO CONSTRUCT ELECTRICAL POWER DISTRIBUTION FACILITIES WHICH WILL CROSS COUNTY ROAD 3374 WHICH IS LOCATED 158 FEET SOUTH OF CR 3374 IN PRECINCT 3**

Upon motion by Commissioner Bartley, seconded by Commissioner Barker and carried unanimously, To Approve A Request From Farmers Electric Cooperative, Inc. To Construct Electrical Power Distribution Facilities Which Will Cross County Road 3374 Which Is Located 158 Feet South Of CR 3374 In Precinct 3. A Copy Is Attached Hereto And Made A Part Hereof. ([Ex.2](#))

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**CITIZENS COMMENTS**

The Following Citizens Spoke Regarding Solar Energy In The Dike Area. Michele Barnes, Tim Fuller, Wayne Ray, Melanie Helm, Jonas Helm And Ben Pentak. Several For The Solar Farm And One Against.

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**OTHER COUNTY BUSINESS**

**i) RECOGNIZE JUSTICE OF THE PEACE-PRECINCT 1 JUDGE B.J. TEER FOR SUCCESSFULLY COMPLETING 10 HOURS OF FY 21 RURAL LEADERSHIP SPECIALTY WORKSHOP HELD JULY 5, 2021-JULY 7, 2021 PROVIDED BY TEXAS STATE UNIVERSITY-TEXAS JUSTICE COURT TRAINING CENTER**

Recognize Justice Of The Peace-Precinct 1 Judge B.J. Teer For Successfully Completing 10 Hours Of FY 21 Rural Leadership Specialty Workshop Held July 5, 2021-July 7, 2021 Provided By Texas State University-Texas Justice Court Training Center. A Copy Is Attached Hereto And Made A Part Hereof. ([Ex.3](#))

**ii) CONSIDER AND APPROVE THE REPOSITIONING OF A CULVERT LOCATED AT 69 WYLIE DRIVE OF SULPHUR SPRINGS**

Upon motion by Commissioner Anglin, seconded by Commissioner Barker and carried unanimously, To Approve The Repositioning Of A Culvert Located At 69 Wylie Drive Of Sulphur Springs. Commissioner Anglin Spoke And Stated The House On The Lot Was Built In Front Of A Drainage Culvert And The Water Is Flowing To The Front Door. The Property Owners Are Wanting The Culvert Moved. Commissioner Anglin Stated The Culvert Cannot Be Moved But Can Be Re-directed Causing The Water Flow To Go Onto Another Property. Both Property Owners Signed An Agreement To Not Hold The County Accountable For The Change In Direction Of The Culvert. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 4\)](#)

**iii) CONSIDER AND ACCEPT THE DMV OPTIONAL FEES FOR CALENDAR YEAR 2022**

Upon motion by Commissioner Bartley, seconded by Commissioner Price and carried unanimously, To Accept The DMV Optional Fees For Calendar Year 2022. Debbie Mitchell Spoke And Stated The Texas Department Of Motor Vehicle Asks Each Year For Us To Sign Off On The Additional Fees That Are Charged On Vehicle Registration. The Fees Are The \$10 Road And Bridge Fee And The \$1 Child Safety Program Fee. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 5\)](#)

**iv) HOLD A PUBLIC HEARING ON THE ESTABLISHING OF THE REINVESTMENT ZONE BY AND BETWEEN HOPKINS COUNTY, TEXAS AND STAMPEDE SOLAR PROJECT LLC**

**OPEN PUBLIC HEARING 9:27 A.M.**

EDC Director Roger Feagley Stated The Reinvestment Zone Was Created For The Hospital District, But They Don't Have The Power To Do So, The County Has To Create The Reinvestment Zone So The Hospital District Can Enter Into A Tax Abatement. It Is In The Saltillo Area By County Line Road 900. He Also Stated All The Reinvestment Zone Is, Is A Geographical Area And It Doesn't Effect Anyone's Property Value Or Property Tax. The Reinvestment Zone Will Last For 5 Years Unless There Is A Tax Incentive, Then It Will Last Until The Incentive Is Done. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 6\)](#)

**CLOSE PUBLIC HEARING 9:31 A.M.**

**v) APPROVE THE RESOLUTION APPROVING THE REINVESTMENT ZONE WITH STAMPEDE SOLAR PROJECT LLC**

Upon motion by Commissioner Bartley, seconded by Commissioner Barker and carried unanimously, To Approve The Resolution Approving The Reinvestment Zone With Stampede Solar Project LLC. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 7\)](#)

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**vi) CONSIDER AND APPROVE THE 381 AGREEMENT FOR BY AND BETWEEN HOPKINS COUNTY AND THE STAMPEDE SOLAR PROJECT, LLC**

Upon motion by Commissioner Bartley, seconded by Commissioner Barker and carried unanimously, To Consider And Approve The 381 Agreement For By And Between Hopkins County And The Stampede Solar Project, LLC. A Copy Is Attached Hereto And Made A Part Hereof. ([Ex. 8](#))

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**COURT TO CONSIDER APPROVING BUDGET AMENDMENTS AND LINE ITEM TRANSFERS**

**NO ACTION TAKEN**

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**BILLS, REVENUES AND EXPENSES PAYROLL AND FINANCIAL STATEMENTS**

All Bills, Revenue, Expenses, Payroll And Financial Statements, On File In The Office Of The County Clerk Were Approved, Upon Motion By Commissioner Anglin, Seconded By Commissioner Price, And Carried Unanimously.

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**GRANTS**

**NO ACTION TAKEN**

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**DONATIONS**

**NO ACTION TAKEN**

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**CONTRACTS**

**i) CONSIDER AND APPROVE THE SECOND CONTRACT RENEWAL PARTICIPATING ENTITY SERVICES AGREEMENT FOR THE STATEWIDE AUTOMATED VICTIM NOTIFICATION SERVICE (SAVNS)**

Upon motion by Commissioner Barker, seconded by Commissioner Bartley and carried unanimously, To Approve The Second Contract Renewal Participating Entity Services Agreement For The Statewide Automated Victim Notification Service (SAVNS). Auditor Shannah Aulsbrook Stated This Is A Contract We Do Every Year So We Can Get The Funds Each Year. A Copy Is Attached Hereto And Made A Part Hereof. ([Ex. 9](#))

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**ii) CONSIDER AND APPROVE THE CONTRACT FOR THE PURCHASE OF JUVENILE SERVICES BY AND BETWEEN ATCOG AND HOPKINS COUNTY**

Upon motion by County Judge Newsom, seconded by Commissioner Bartley and carried unanimously, To Approve The Contract For The Purchase Of Juvenile Services By And Between ATCOG And Hopkins County. Judge Newsom Stated This Is A Yearly Contract That Allows The County To Keep Taking Care Of Juvenile Situations In Hopkins County Through Juvenile Probation Office. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex.10\)](#)

**iii) CONSIDER AND APPROVE THE CHAPTER 381 ECONOMIC DEVELOPMENT PROGRAM AND AGREEMENT WITH JBW HOLDINGS LLC**

Upon motion by Commissioner Barker, seconded by Commissioner Bartley and carried unanimously, To Approve The Chapter 381 Economic Development Program and Agreement With JBW Holdings LLC. Judge Newsom Stated JB Weld Is Expanding And Has Been Working On This For Over A Year. Roger Feagley Stated They Are Adding 40,000 Sq. Ft. And Added 20 New Employees. This 381 Agreement Is A 5 Year Program For 100%. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 11\)](#)

**iv) CONSIDER AND APPROVE THE AMENDED CHAPTER 381 ECONOMIC DEVELOPMENT PROGRAM AND AGREEMENT WITH PINE FOREST SOLAR I, LLC**

Upon motion by Commissioner Price, seconded by Commissioner Anglin and carried unanimously, To Approve The Amended Chapter 381 Economic Development Program And Agreement With Pine Forest Solar I, LLC. Roger Feagley Stated The Court Approved This Agreement With Pine Forest Solar I, LLC A Few Months Ago However It Is Being Amended To Move The Start Date Of The Agreement To 2 Years. The Company Wants To Pay Their Property Taxes In Full For 2 Years First. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 12\)](#)

**v) CONSIDER AND APPROVE THE CHAPTER 381 ECONOMIC DEVELOPMENT PROGRAM AND AGREEMENT WITH PINE FOREST HYBRID I, LLC**

Upon motion by Commissioner Anglin, seconded by Commissioner Price And Carried unanimously, To Approve The Chapter 381 Economic Development Program And Agreement With Pine Forest Hybrid I, LLC. Roger Feagley Stated The Company Decided To Add Batteries, Which Means Hybrid. This Agreement Will Start In 2 Years Due To The Company Wanting To Pay Their Property Taxes In Full For The First 2 Years. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 13\)](#)

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**vi) CONSIDER AND APPROVE THE INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY OF SULPHUR SPRINGS FIRE DEPARTMENT, TEXAS, HOPKINS COUNTY FIRE DEPARTMENT, TEXAS AND HOPKINS COUNTY EMS DISTRICT, TEXAS**

Upon motion by Commissioner Barker, seconded by Commissioner Anglin and carried unanimously, To Approve The Interlocal Agreement By And Between The City Of Sulphur Springs Fire Department, Hopkins County Fire Department, And Hopkins County EMS District. Marshal Endsley Stated This Is A Regional Grant For Communication For Mobile And Hand Held Radios For The Vehicles And The Individuals. City Of Sulphur Springs Fire Department Will Be Heading The Grant. It Will Consist Of New Radios For The VFD's, EMS And City Fire Department. It Will Not Include Law Enforcement. City Fire Department Chief David James Stated The Grant Will Probably Be A 90% Grant With A 10% Match From The County, City And Hospital District. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 14\)](#)

**vii) CONSIDER AND APPROVE THE AGREEMENT WITH VICKERS CONSULTING SERVICES, INC**

Upon motion by Commissioner Bartley, seconded by Commissioner Price and carried unanimously, To Approve The Agreement With Vickers Consulting Services, Inc. Marshal Endsley Stated They Have Used Them Several Times And Are Pleased With Them. Each Entity Will Split Paying The Bill. Vickers Consulting Services, Inc. Will Be Doing The Grant For The Communication For Mobile And Hand Held Radios. A Copy Is Attached Hereto And Made A Part Hereof. [\(Ex. 15\)](#)

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**PERSONNEL MATTERS**

**NO ACTION TAKEN**

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**DISPOSAL OF ASSETS**

**NO ACTION TAKEN**

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**RESOLUTIONS AND PROCLAMATIONS**

**NO ACTION TAKEN**

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**THE COURT TO ADJOURN**

There being no further business to come before the Court, upon motion by Commissioner Anglin, seconded by Commissioner Bartley and carried unanimously, the meeting was **ADJOURNED AT 9:46 A.M.**

**MINUTES APPROVED SEPTEMBER 27, 2021:**

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**County Judge**

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**Commissioner #1**

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**Commissioner #2**

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**Commissioner #3**

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**Commissioner #4**

**ATTEST:**

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**County Clerk and Ex-Officio Clerk  
Of the Commissioners' Court of Hopkins County, Texas**