

COMMISSIONERS COURT AGENDA

Tuesday, August 12, 2014

9:30 a.m.



Striving for Excellence

COMMISSIONERS COURT

Joel P. Baker, County Judge

Commissioner Jeff Warr, Precinct 1

Commissioner Cary Nix, Precinct 2

Commissioner Terry Phillips, Precinct 3

Commissioner JoAnn Hampton, Precinct 4



**COUNTY OF SMITH
COMMISSIONERS COURT
200 E. Ferguson, Suite 100
Tyler, Texas 75702**

Phone: (903) 590-4600

Fax: (903) 590-4615

Pursuant to Chapter 551 of the Texas Government Code, this notice is to advise that a regular meeting of the **Smith County Commissioners Court** will be held at **9:30 a.m. on Tuesday, August 12, 2014**, in the **Smith County Commissioners Courtroom** on the 1st floor of the **Smith County Courthouse Annex**, 200 E. Ferguson, Tyler, Texas.

Questions regarding this agenda should be directed to Commissioners Court Administrative Assistant at 903-590-4605. The agenda is available on the County's website (<http://www.smith-county.com>).

**CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE**

PUBLIC COMMENT: An opportunity for members of the public who have previously filled out a participation form to address the Commissioners Court on agenda items and/or request a matter on a future agenda. Individuals are limited to a maximum of three (3) minutes. The Court may not deliberate on non-agenda items.

PUBLIC HEARING - 9:30 a.m.

1. Receive public input regarding the FY15 Proposed Tax Rate.

OPEN SESSION:

2. Consider approval of the 2015 Service Agreement renewal process for the Victim Information & Notification Everyday (VINE) program, including authorizing the County Judge to sign all related documents.
3. Consider approval of tax refund(s) in excess of \$2,500.00 pursuant to Tex. Tax Code § 31.11.
4. Consider the donation of a computer no longer in service from the Smith County Auto Theft Task Force to Rusk County.
5. Consider and adopt a resolution to engage Texas Department of Transportation to assist in the creation of a Rural Transit District.
6. Consider approval of, effective August 12, 2014, the Order for Local Option Election Upon Presentation of Verified Petitions legalizing the Sale of Beer and Wine for Off-Premise Consumption only and the Order for Local Option Election Upon Presentation of Verified Petitions legalizing the sale of mixed beverages in restaurants by food and beverage certificate holders only within the limits of the Justice of the Peace, Precinct 5 boundaries, Smith County, Texas (Special Election to be held on November 4, 2014).

7. Approve and/or ratify payment of accounts, bills, payroll, transfer of funds, amendments, and health claims.
8. Receive status report and related information from the Road and Bridge Department.
9. Receive information and consider recommendation(s) for all jail projects.
10. Report on Smith County Jail Status and related information.

CLOSED SESSION: To consult, receive, and seek advice from attorney pursuant to Sections 551.071, 551.074, and 551.0725 of the Texas Government Code.

11. Receive consultation and seek legal advice regarding available options concerning security issues and/or public safety within County facilities, including but not limited to the deployment or specific occasions for implementation of personnel or devices or a security audit within County facilities pursuant to Tex. Gov't Code 551.076.
12. Receive legal update briefing and consultation and seek legal advice regarding pending contracts and procurement requirements.
13. Receive legal update briefing and consultation and seek legal advice regarding pending legal matters, including but not limited to pending litigation and matters placed with outside counsel.
14. Receive consultation and seek legal advice regarding available options for general real estate and lease matters related to master plan and county facilities.
15. Discuss personnel matters, including but not limited to employment or duties of departments supervised by the Smith County Commissioners Court.

OPEN SESSION:

16. Consider deployment or specific occasions for implementation of security personnel or devices or a security audit within County facilities.
17. Consider contract and procurement matters.
18. Consider pending legal matters.
19. Consider professional services agreement regarding public safety.
20. Consider correspondence to Congressional delegation regarding request for federal action.
21. Consider general real estate and lease matters related to master plan and county facilities.

BUDGET WORKSHOP:

22. Discuss and consider FY15 Budget requests and take any necessary action regarding same.

ADJOURN

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**NO SUPPORTING
DOCUMENTATION
PROVIDED**

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**Exhibit R-11 Maintenance Renewal
Automated Victim Notification Services
Smith County**

Category: Pilot - Large

Subject to the terms and conditions included in the Agreement, this **Exhibit R-11 Schedule of Payments shall describe the amount due to Appriss which will be paid quarterly by the Office of the Attorney General to Appriss on the County's behalf as described in 4.3.5 of the Grant Contract.**

Maintenance Amount. Customer shall pay Appriss a maintenance amount for the Renewal of Services determined as follows. This Renewal will extend services through August 31, 2015.

Jail Maintenance Amount	District Court Maintenance Amount	County Court Maintenance Amount	Annual Maintenance Amount (12 Months)	Quarterly Maintenance Amount (4 Quarters)	# of Months Through 8/31/15	Total Maintenance Amount Due
\$ 23,765.16	\$3,950.16	N/A	\$27,715.32	\$6,928.83	12 Months	\$27,715.32

Maintenance Amount as indicated above does not include "3rd Party Vendor Fees" ¹ include booking system vendors, IT staff or other work that is associated with any booking system change not covered under the Vendor Certification. These services are considered additional costs and will be billed by the Certified Vendor directly to the entity. Unless approved by the OAG, in writing, in advance, the "3rd Party Vendor" may not be reimbursed by the OAG's SAVNS grant program.



10401 Linn Station Road
 Louisville, KY 40223-3642
 502-261-8483 800-616-0491
 www.appriss.com

R-11 Service Agreement Renewal Notice

DATE: July 24, 2014

CUSTOMER NAME: Smith County

LOCATION: 200 East Ferguson, # 100
Tyler TX 75702

PROJECT TYPE: Smith County VINE Service

ORIGINAL SERVICE AGREEMENT DATE: August 29, 2003

SERVICE AGREEMENT RENEWAL DATE: September 1, 2014

SERVICE AGREEMENT RENEWAL TERM: 12 Months

NEXT SERVICE AGREEMENT RENEWAL DATE: August 31, 2015

PROJECT PRICING: \$ 27,715.32 (Quarterly Amount \$6,928.83)

This Service Agreement Renewal Notice, unless specifically noted in the Contract Changes section below, extends all pricing, service terms and other contract provisions of the prior contract period. No interruptions in delivery of Service will occur in relations to this Service Agreement Renewal.

Contract Changes: None

Special Note: Please refer to the "3rd Party Vendor Fees" referenced in the attached Exhibit R-11 Maintenance Renewal. This is not a contract change, but a reminder of costs that may be incurred when making booking system replacement and/or changes.

AUTHORIZATION:

APPRISS, INC., BY:

CUSTOMER BY:



Signature

7/23/2014

Date

Thomas R. Seigle
President

Signature

Date

Title

Name

3

APPROVAL FOR REFUND IN EXCESS OF \$2500.00

In accordance with Sec 31.11(a) of the Texas Property Tax Code, governing body approval is required before a refund may be issued on the following account. Please sign and return as soon as possible to the Smith County Tax Office, Attn: Property Tax Bookkeeping, P.O. Box 2011, Tyler, Tx.. 75710.

NAME (S) Linebarger Law Firm (East Texas Community)
 ACCT # (S) 1-69990-0000-00 001000
 REASON: Excessive Payment
 Duplicate Payment
 Erroneous Payment

TAXING UNIT AND AMOUNT OF REFUND TO BE APPROVED

- | | | | | | |
|-------------------------------------|---------------------|-------------------|--------------------------|----------------------|----------|
| <input checked="" type="checkbox"/> | Smith County | \$ <u>3040.90</u> | <input type="checkbox"/> | Arp ISD | \$ _____ |
| <input type="checkbox"/> | City Of Arp | \$ _____ | <input type="checkbox"/> | Bullard ISD | \$ _____ |
| <input type="checkbox"/> | City Of Bullard | \$ _____ | <input type="checkbox"/> | Chapel Hill ISD | \$ _____ |
| <input type="checkbox"/> | City of Lindale | \$ _____ | <input type="checkbox"/> | Lindale ISD | \$ _____ |
| <input type="checkbox"/> | City of Troup | \$ _____ | <input type="checkbox"/> | Tyler ISD | \$ _____ |
| <input type="checkbox"/> | City of Tyler | \$ _____ | <input type="checkbox"/> | Whitehouse ISD | \$ _____ |
| <input type="checkbox"/> | City of Whitehouse | \$ _____ | <input type="checkbox"/> | Winona ISD | \$ _____ |
| <input type="checkbox"/> | City of Winona | \$ _____ | <input type="checkbox"/> | Emerald Bay M.U.D. | \$ _____ |
| <input type="checkbox"/> | Tyler Jr. College | \$ _____ | <input type="checkbox"/> | Smith Co. R.F.P.D.#1 | \$ _____ |
| <input type="checkbox"/> | Smith Co W.C.I.D.#1 | \$ _____ | | | |


 GARY B. BARBER
 TAX ASSESSOR-COLLECTOR

07/28/14
 DATE PREPARED

For Taxing Unit Use

Approved Rejected Other _____

 Governing Body Representative Date Item#

* Linebarger's check was for wrong amount.



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**DOCUMENTATION FOR
CLOSED SESSION WILL BE SENT VIA A
SEPARATE EMAIL TO JUDGE BAKER
AND COMMISSIONERS**

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CLOSED SESSION WILL BE SENT VIA A
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