



September 15, 2022

POSTED
1025 A.M. P.M.
SEP 15 2022
GWINDA JONES, COUNTY CLERK
ERATH COUNTY, TEXAS
By [Signature] Deputy

NOTICE OF COMMISSIONERS COURT MEETING

Notice is hereby given that the Erath County Commissioners Court will meet in **SPECIAL SESSION** on Thursday September 22nd, 2022 at 9:00 a.m. in the 2nd Floor Courtroom at the Erath County Courthouse, Stephenville, Texas, to consider the following agenda items for discussion and possible action:

1. Pledge of Allegiance.
2. Public Comments.
3. Discussion and actions to Adopt 2022-2023 Budget.
4. Public Hearing concerning the adoption of the 2022 Tax Rate.
5. Adopt 2022 Tax Rate.
6. Set Tax levy.
7. Precinct 1 requests permission to enter into contract with Ronald Gossett to purchase road material from his property on CR 288. (Dee Stephens)
8. Notification of Polling place change from Lingleville Baptist Church to Lingleville Fire Department. (Gwinda Jones)
9. Discussion and action to approve out of state training at Emergency Management Institute in Maryland for Cyndi Smith Emergency Management Coordinator. (Cyndi Smith)
10. Discussion and action to appoint Human Resource and Payroll Officer and with all the duties related to payroll preparation, administration and personnel administration. This position will report directly to the Commissioners' Court. The legislated duty of disbursing funds related to the payroll processes remain with the County Treasurer.
11. Closed Executive Session in Accordance with the Open Meeting Act, *Tex. Govt. Code 551.071 through 551.086*, to discuss:
 - a. Personnel
 - b. Legal Matter
 - c. Real Estate
 - d. Reconvene
12. Discuss any new business.
13. Adjourn.

Alfonso Campos

COUNTY JUDGE
ERATH COUNTY, TEXAS



For Public Comments:

A Public Participation Form must be presented to the County Clerk prior to the time that the agenda item (or items) you wish to address are discussed before the Court. Speakers will be limited to 3 minutes and only 6 speakers will be allowed to speak on any given agenda item. Members of the public are reminded that the Erath County Commissioners Court is a Constitutional Court, with both judicial and legislative powers, created under Article V, Section 1 and Section 18 of the Texas Constitution. As a Constitutional Court, the Erath County Commissioners Court also possesses the power to issue a Contempt of Court Citation under Section 81.024 of the Texas Local Government Code. Accordingly, members of the public in attendance at any Regular, Special and/or Emergency Meeting of the Court shall conduct themselves with proper respect and decorum in speaking to, and/or addressing the Court; in participating in public discussions before the Court; and in all actions in the presence of the Court.

Erath County Reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed, as authorized by the Texas Government Code, §551.071 (Consultation with Attorney), subsection 551.071(2) (Consultation with Attorney on legal matters that are not related to litigation), §551.072 (Deliberations regarding Real Property), §551.073 (Deliberations about Gifts and Donations), §551.074 (Personnel Matters), §551.076 (Deliberations about Security Personnel or Devices), §551.087 (Economic Development), §551.088 (Deliberation regarding Test Item), and 551.089 (Deliberation regarding Security Devices or Security Audits).

POSTED

1025 A.M. _____ P.M.

SEP 15 2022

GWINDA JONES, COUNTY CLERK
ERATH COUNTY, TEXAS

By [Signature] Deputy

Commissioner's Court
Regular Meeting
September 22, 2022
9:00 a.m.
Courthouse – County Courtroom

Present:

Commissioner Precinct #1 – Dee Stephens - Present

Commissioner Precinct #2 – Albert Ray - Present

Commissioner Precinct #3 – Joe Brown - Present

Commissioner Precinct #4 – Jim Buck - Present

County Judge, Alfonso Campos

County Clerk, Gwinda Jones

Others present in the courtroom: See attached roster

Agenda Item #1 Pledge of Allegiance.

Agenda Item #2 Public Comments / None.

Agenda Item #3 Discussion and actions to Adopt 2022-2023 Budget

Number 2022-298

Motion: To Adopt the 2022-2023 Budget

Made By: Commissioner Stephens

Second By: Commissioner Buck

Ayes: Stephens X Ray X Brown X Buck X Judge Campos X

Noes: None

Motion Carried

Agenda Item #4 Public Hearing concerning the adoption of the 2022 Tax Rate.

Open Public Hearing – No one spoke for or against the proposed tax rate

Closed Public Hearing

Agenda Item #5 Adopt 2022 Tax Rate.

Number 2022-299

This year's proposed tax rate does not exceed the no-new-revenue tax rate. A motion to adopt an ordinance, resolution, or order setting the tax rate does not require the language about "tax increase" as stated in §26.05(b) of the Property Tax Code

Motion: To Set Tax Rate for 2022 for Erath County at 0.4199 per \$100 valuation

Made By: Commissioner Stephens

Second By: Commissioner Buck

Ayes: Stephens X Ray X Brown X Buck X Judge Campos X

Noes: None

Motion Carried

Agenda Item #6 Set Tax levy.

Number 2022-300

Motion: To Set Tax Levy

GENERAL FUND .2995

INTEREST & SINKING /DEBT RATE .0112

ROAD & BRIDGE .1012

Made By: Commissioner Brown

Second By: Commissioner Buck

Ayes: Stephens X Ray X Brown X Buck X Judge Campos X

Noes: None

Motion Carried

Agenda Item #7 Precinct 1 requests permission to enter into contract with Ronald Gossett to purchase road

material from his property on CR 268. (Dee Stephens) Number 2022-301
Motion: For Precinct 1 to enter contract with Ronald Gassett for road material (\$1.00 per yard / 2 year contract)

Made By: Commissioner Ray
Second By: Commissioner Buck
Ayes: Stephens X Ray X Brown X Buck X Judge Campos X
Noes: None

Motion Carried

Agenda Item #8 Notification of Polling place change from Lingleville Baptist Church to Lingleville Volunteer Fire Department (Gwinda Jones)

- Moving forward voting in Lingleville will be held at the Lingleville Volunteer Fire Department

Agenda Item #9 Discussion and action to approve out of state training at Emergency Management Institute in Maryland for Cyndi Smith Emergency Management Coordinator. (Cyndi Smith)

Number 2022-302

Motion: Pay \$234.98 for meal ticket with everything else being picked up by scholarship

Made By: Commissioner Brown
Second By: Commissioner Buck
Ayes: Stephens X Ray X Brown X Buck X Judge Campos X
Noes: None

Motion Carried

Agenda Item #10 Discussion and action to appoint Human Resource and Payroll Officer and with all the duties related to payroll preparation, administration and personnel administration. This position will report directly to the Commissioners' Court. The legislated duty of disbursing funds related to the payroll process remain with the County Treasurer.

- Pass / No Action

Agenda Item #11 Closed Executive Session in Accordance with the Open Meeting Act, Tex. Govt. Code 551.071 through 551.086, to discuss:

- a. Personnel
- b. Legal Matter
- c. Real Estate
- d. Reconvene

- Not needed

Agenda Item #12 Discuss any new business.

- New Building coming along nicely

Agenda Item #13 Adjourn.

Motion To Adjourn:

Made By: Commissioner Ray
Second By: Commissioner Buck
All Ayes Meeting Adjourned At 9:36 a.m.

STATE OF TEXAS

COUNTY OF ERATH

The above and foregoing is a true and complete copy of the minutes taken in my capacity as County Clerk of the Commissioners Court of Erath County, Texas, at the time and place heretofore set forth.

DATED at Stephenville, Texas, this 22nd day of September, 2022.

ATTESTED BY:

GWINDA JONES, Erath County Clerk

A handwritten signature in cursive script, reading "Gwinda Jones", is written over a horizontal line. The signature is fluid and extends to the right of the line.



ERATH COUNTY COMMISSIONER'S COURT

100 W Washington,
2nd Floor Courtroom, Erath County Courthouse
Stephenville TX 76401

Attendees on Meeting Date: Sept 22, 2022

Printed Name	Signature	Email	Phone
Georgia Scott	<i>Georgia Scott</i>		254-592-4610
Jerrick Bennett	<i>Jerrick Bennett</i>		
Dave Washam	<i>Dave Washam</i>		281-682-8654
Wanda Greer			
Lydia Gray	<i>Lydia Gray</i>		254 965 3221
Cora Porter	<i>Cora Porter</i>		254 428 8543
Paige Hooper	<i>Paige Hooper</i>		615 412 8012
Alexy Trimmell	<i>Alexy Trimmell</i>		
Danny Clayton	<i>Danny Clayton</i>		254-964-7730
Rick East	<i>Rick East</i>		817-637-7571
Vincent Panno	<i>Vincent Panno</i>		254-728-3135
Donna Washam	<i>Donna Washam</i>		281-455-3300
Branden Huckler	<i>Branden Huckler</i>		
Angie Shanner	<i>Angie Shanner</i>		
Kay McLeaven	<i>Kay McLeaven</i>		

Attendees on Meeting Date: 9-22, 2022 (Page 2)

Jennifer Bricker

Chloe Alexander

Kimberly Barrin

James Robinson

Tyler Box

Borene & Mindee

8177903903

Cyndi Smith

NOTICE OF MEETING TO VOTE ON TAX RATE

A tax rate of \$0.4119 per \$100 valuation has been proposed by the governing body of ERATH COUNTY.

PROPOSED TAX RATE	\$0.4119 per \$100
NO-NEW-REVENUE TAX RATE	\$0.4119 per \$100
VOTER-APPROVAL TAX RATE	\$0.4271 per \$100

The no-new-revenue tax rate is the tax rate for the 2022 tax year that will raise the same amount of property tax revenue for ERATH COUNTY from the same properties in both the 2021 tax year and the 2022 tax year.

The voter-approval rate is the highest tax rate that ERATH COUNTY may adopt without holding an election to seek voter approval of the rate.

The proposed tax rate is not greater than the no-new-revenue tax rate. This means that ERATH COUNTY is not proposing to increase property taxes for the 2022 tax year.

A PUBLIC MEETING TO VOTE ON THE PROPOSED TAX RATE WILL BE HELD ON September 22, 2022 AT 9:00 AM AT COMMISSIONERS COURT ROOM, ERATH COUNTY COURTHOUSE, STEPHENVILLE TX.

The proposed tax rate is also not greater than the voter-approval tax rate. As a result, ERATH COUNTY is not required to hold an election to seek voter approval of the rate. However, you may express your support for or opposition to the proposed tax rate by contacting the members of the ERATH COUNTY of ERATH COUNTY at their offices or by attending the public meeting mentioned above.

YOUR TAXES OWED UNDER ANY OF THE RATES MENTIONED ABOVE CAN BE CALCULATED AS FOLLOWS:

$$\text{Property tax amount} = (\text{tax rate}) \times (\text{taxable value of your property}) / 100$$

FOR the proposal:	JUDGE ALFONSO CAMPOS	DEE STEPHENS
	ALBERT RAY	JOE BROWN
	JIM BUCK	

AGAINST the proposal: NONE

PRESENT and not voting: NONE

ABSENT: NONE

Visit [Texas.gov/PropertyTaxes](https://www.texas.gov/PropertyTaxes) to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property.

The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state.

The following table compares the taxes imposed on the average residence homestead by ERATH COUNTY last year to the taxes proposed to be imposed on the average residence homestead by ERATH COUNTY this year.

	2021	2022	Change
Total tax rate (per \$100 of value)	\$0.4355	\$0.4119	decrease of -0.0236, or -5.42%
Average homestead taxable value	\$154,356	\$183,228	increase of 28,872, or 18.70%
Tax on average homestead	\$672.22	\$754.72	increase of 82.50, or 12.27%
Total tax levy on all properties	\$18,082,974	\$18,515,089	increase of 432,115, or 2.39%

For assistance with tax calculations, please contact the tax assessor for ERATH COUNTY at 254-965-1452 or , or visit www.co.erath.tx for more information.

FY 2023 Proposed Budget

Snapshot of Revenue and Tax Rate

2023 Additional Anticipated Revenue

- **\$447,787 (New Properties)**

-- Includes Salary Increases

- **\$ 0 Existing Properties**
(2022 = \$727,972)

(No new taxes)

Tax Rates

- 2016 0.4700
- 2017 0.4700
- 2018 0.4458
- 2019 0.4560
- 2020 0.4444
- 2021 0.4355
- 2022 0.4119

(NRR Rate = 0.4119)

ERATH COUNTY 2022 LEVIES

GENERAL FUND	4,498,315,446	.2995	\$13,472,454
INTEREST & SINKING	4,498,315,446	.0112	\$ 503,811
ROAD & BRIDGE	4,485,003,653	.1012	\$ 4,538,824
TOTAL			\$18,515,089

No. 20220922

COUNTY OF ERATH

STATE OF TEXAS

On this 22nd day of September, 2022, the Commissioners' Court of Erath County, Texas being in Regular Session on Thursday, at 9:00 a.m., in the Commissioner's Courtroom, Stephenville, Texas, with the following members present and acting to wit: Alfonso Campos, County Judge; Dee Stephens, Commissioner Precinct 1; Albert Ray, Commissioner Precinct 2; Joe Brown, Commissioner Precinct 3; and Jim Buck, Commissioner Precinct 4; there came for consideration the County tax levy for the year 2022 and it appearing that a County Budget had been, after due notice and such budget legally adopted, and that everything necessary and precedent to the lawful levy of taxes have been done, it is therefore ordered by the Court that on each \$100.00 evaluation of taxable property in Erath County, Texas, based on 100% ratio, the following taxes be, and they are hereby levied for the following purposes:

GENERAL COUNTY PURPOSES: There is hereby levied for the General County Fund 29.95 cents on each \$100.00 evaluation to go to the operation of available General County Fund.

FM/FLOOD CONTROL RATE: There is hereby levied 10.12 cents on each \$100.00 evaluation of taxable property for road and bridge purposes, all of such collection to be placed in the road and bridge consolidated fund.

DEBT SERVICE: There is hereby levied 1.12 cents on each \$100.00 evaluation of taxable property to go to the service of outstanding debt obligations.


IN EACH OF THE SCHOOL DISTRICTS of this County is hereby levied on each \$100.00 evaluation of taxable property therein, the tax heretofore voted in each such respective school as shown by the records of the County Clerk's Office of the County.

The Tax Collector of Erath County is hereby ordered to assess all of the above taxes, collect the same and pay the same over to the County Treasurer as the law directs into the respective funds into which they each belong. All State and County taxes required by law to be levied and assessed and collected for State and County purposes are recognized and they are further ordered to be assessed and collected and paid to the parties entitled to receive the same as the law directs.

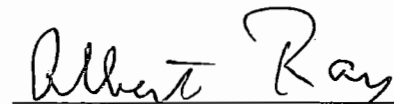
THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY LOWER TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$22.30

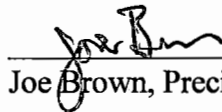
Adopted this the 22nd day of September, 2022.



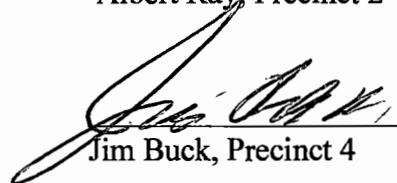
Dee Stephens, Precinct 1



Albert Ray, Precinct 2



Joe Brown, Precinct 3



Jim Buck, Precinct 4



Alfonso Campos, Erath County Judge

COUNTY OF ERATH §
 §
STATE OF TEXAS §

AGREEMENT

This AGREEMENT ("Agreement") is executed as of this the 22~~12th~~ day of October~~September~~ 2022, by and between the COUNTY OF ERATH, State of Texas, hereinafter referred to as the "County", and Ronald Gossett, hereinafter referred to as the "Owner". The Owner and the County are sometimes referred to herein jointly as the "Parties".

ARTICLE I.
PURPOSE AND INTENT

The purpose and intent of this Agreement is to provide for the right to remove caliche from Owner's property.

ARTICLE II.
SERVICES, DUTIES AND RESPONSIBILITIES

- 21 **Parties's Responsibilities.** During the term, the Owner will allow County to enter the property described herein for the express purpose of removal of caliche. County shall enter the property only for the purpose of removal of caliche. County shall not remove, damage or destroy and fences or other now existing buildings, fences or improvements that are on the property. County shall be responsible for returning surface of the property back to its original condition at the end of this agreement.
- 22 **Consideration.** The County shall pay the Owner, in consideration for the latter's provision of cited services, the sum of \$1.00 per yard. Payment will be made to owner on a monthly basis starting 30 days after the beginning of this contract.
- 23 **Property.** The property the subject of this Agreement is:

CR 288 Erath County, Texas – 1025 CR 288, Dublin, Tx 76446

ARTICLE III.
TERM OF AGREEMENT

- 3.01 **Term.** Time is of the essence for this project. The term of the Agreement shall be for a period from October 12, 2022 through October 31, 2024. September 22
- 3.02 The terms of this Agreement shall extend indefinitely, provided, however, that any party hereto may terminate its participation in this Agreement, at any time and for

whatever reason, by serving upon the other parties hereto a ninety (90) day advance written notice to that effect.

ARTICLE IV.
MISCELLANEOUS

- 4.1 Governmental Immunity.** Nothing in this Agreement shall be deemed to waive, modify or amend any legal defense available at law or in equity to the County nor to create any legal rights or claim on behalf of any third party. The County neither waives, modifies, nor alters to any extent whatsoever the availability of the defense of governmental immunity under the laws of the State of Texas.
- 4.2 Amendments and Modifications.** This Agreement may not be amended or modified except by written amendment executed by the Owner and the County and authorized by their respective governing bodies.
- 4.3 Severability.** In the event any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof, but rather this entire Agreement will be construed as if not containing the particular invalid or unenforceable provision or provisions, and the rights and obligations of the parties hereto shall be construed and enforced in accordance therewith. The parties hereto acknowledge that if any provision of this Agreement is determined to be invalid or unenforceable, it is their desire and intention that such provision be reformed and construed on such a manner that it will, to the maximum extent practicable, be deemed to be validated and enforceable.
- 4.4 Gender, Number and Headings.** Words of any gender used in this Agreement shall be held and construed to include any other gender, and words in the singular number shall be held to include the plural, unless the context otherwise requires. The headings and section numbers are for convenience only and shall not be considered in interpreting or construing this Agreement.
- 4.5 Execution in Counterparts.** This Agreement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall be considered fully executed when all parties have executed an identical counterpart, notwithstanding that all signatures may not appear on the same counterpart.

IN WITNESS WHEREOF, the parties have executed and attested this Agreement by their officers thereunto duly authorized as of this 22 day of September, 2022.



ERATH COUNTY, TEXAS

By: M. Jones
Name: _____
Title: County Judge

By: Du Street
Precinct #1, County Commissioner

By: William R. [unclear]
Precinct #2, County Commissioner

By: Joe [unclear]
Precinct #3, County Commissioner

By: [unclear]
Precinct #4, County Commissioner

OWNER:

Ronald Gossett
Ronald Gossett