

**ORDER NO. \_\_\_\_\_**

**WHEREAS**, Tyler County, Texas (“County”), is a duly organized and operating County of the State of Texas, and its governing body is the Commissioners Court of Tyler County, Texas (“Commissioners Court”); and

**WHEREAS**, the County, by and through its Commissioners Court and pursuant to all relevant authority, desires to retain and acquire legal counsel and the professional legal services of the law firm of Bickerstaff Heath Delgado Acosta LLP of Austin, Texas regarding the matter (“Legal Matter”) described in the attached **Exhibit 1**;

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** that the Commissioners Court of Tyler County, Texas, for and on behalf of the County and in the public interest, hereby orders, approves, and adopts the following:

- (1) It is necessary, proper, and advisable for the County and its Commissioners Court to be represented by the following law firm regarding the Legal Matter due to the legitimate and principal interests of the County and the public as herein described: Bickerstaff Heath Delgado Acosta LLP of Austin, Texas (“Law Firm”).
- (2) The Law Firm is retained by the Commissioners Court on behalf of the County, and is hereby formally engaged and hired by the County to provide legal counsel and related professional and personal services for the County as more particularly described in the Engagement Agreement attached as **Exhibit 1**, and further, the Engagement Agreement is approved by the Commissioners Court for execution by the County Judge.
- (3) Unless otherwise designated, the past, present, or future tense shall each include the other, the masculine, feminine, or neuter gender shall each include the other, and the singular and plural number shall each include the other where necessary for a correct meaning.
- (4) All preliminary recitals and attached documents are incorporated by reference.
- (5) This order shall take effect immediately from and after its passage.
- (6) This order was considered and approved at a public meeting held in compliance with Chapter 551 of the Texas Government Code, the Texas Open Meetings Act, and other authority.
- (7) The Commissioners Court by this order grants an exemption regarding the Engagement Agreement from the competitive

bidding and procurement requirements of Section 262.023 of the Texas Local Government Code, pursuant to and in accordance with Section 262.024 of the Texas Local Government Code and other authority, in view of the professional and personal services to be rendered by the Law Firm to the County and its Commissioners Court regarding the Engagement Agreement and Legal Matter.

**ORDERED, APPROVED, AND ADOPTED** on the \_\_\_\_ day of February, 2022.

**THE COMMISSIONERS COURT OF  
TYLER COUNTY, TEXAS**

\_\_\_\_\_  
County Judge  
Tyler County, Texas

\_\_\_\_\_  
County Commissioner, Precinct 1  
Tyler County, Texas

\_\_\_\_\_  
County Commissioner, Precinct 2  
Tyler County, Texas

\_\_\_\_\_  
County Commissioner, Precinct 3  
Tyler County, Texas

\_\_\_\_\_  
County Commissioner, Precinct 4  
Tyler County, Texas

**ATTEST:**

\_\_\_\_\_  
County Clerk or Deputy County Clerk  
Tyler County, Texas