

FILED FOR RECORD: 2-10- 1978 at 9:00 o'clock AM  
DULY RECORDED: 2-14- 1978 at 9:00 o'clock AM  
INSTRUMENT NO. \_\_\_\_\_ GRACE BOSTICK, TYLER CO. CLK.

BY: Grace Bostick DEPUTY

TYLER COUNTY COMMISSIONER'S COURT  
SPECIAL MEETING  
JANUARY 13, 1978

Vol 4 Pg 263

A Special Meeting of the Commissioner's Court met on Friday January 13, 1978, at 10:00 A.M. All members were present. The meeting was opened with prayer by Comm. James R. Jordan

Commissioner Riley made the motion to approve paying of bills from the County Auditors Office. This was seconded by Comm. Jordan. All voted yes and none no.

A motion was made by Commissioner Riley and seconded by Comm. Fowler for Atty. Rois Brockman to work on specifications for additional space of Tax Office Building. All voted yes and none no.

A motion was made by Commissioner Jordan and seconded by Comm. Lowe to approve Deputations for the District Clerk's Office, Anne B. Tolbert and Brenda Kaye Bradley. See Attached. All voted yes and none no.

Commissioner Riley made the motion which was seconded by Comm. Fowler to Table Allocations for number of employees per office. All voted yes and none no.

A motion was made by Commissioner Jordan and seconded by Comm. Lowe to table the Safety Study. All voted yes and none no.

The Grievance Committee for 1978 was chosen by using names from the 1977 Grand Jury List. The following names were drawn: Jane Minter, Box 88 Spurger, Texas, W. Earl Johnson Rt 2 Box 15A, Warren, Texas, Floyd Inman, Box 174 Warren, Texas. 1st. alternate, Joan Graham, Woodville, Texas 2nd. alternate Bower Pool, Chester, Texas. Comm. Lowe made the motion to approve this list. Comm. Jordan seconded this motion. All voted yes and none no.

A motion was made by Commissioner Riley and seconded by Comm. Jordan, to solicit Bids for Supplies for four Commissioners, for 1978, See attached. All voted yes and none no. Bids to be opened Feb. 13, 1978.

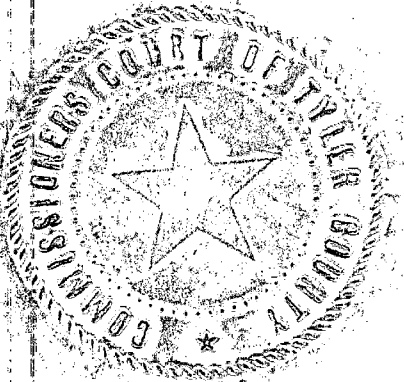
A motion was made by Commissioner Riley and seconded by Comm. Lowe to table the discussion of Liability Insurance for County Dump, and the Suit filed against the County. All voted yes and none no.

A motion was made by Commissioner Lowe and seconded by Comm. Jordan to approve the Minute Order, of Amendment No.1 to Contractual Agreement for Right of Way Procurement. All voted yes and none no. See attached.

A motion was made by Commissioner Jordan and seconded by Comm. Fowler to solicit Bids on a Truck for Pct. #4. The bids to be opened Jan. 30. 1978. Specifications attached. All voted yes and none no.

There being no further business, the meeting adjourned.

SIGNED: Allen Sturrock Allen Sturrock, County Judge  
Maxie L. Riley Maxie Riley, Comm. Pct. #1  
H.K. Lowe H.K. Lowe, Comm. Pct. #2  
Leon Fowler Leon Fowler, Comm. Pct. #3  
James R. Jordan James R. Jordan, Comm. Pct. #4  
ATTEST: Grace Bostick Grace Bostick, County Clerk



# Tyler County

WOODVILLE, TEXAS

ALLEN STURROCK  
County Judge  
Woodville, Texas 75979

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January 23, 1978

Floyd Inman  
P.O. Box 174  
Warren, Texas 77664

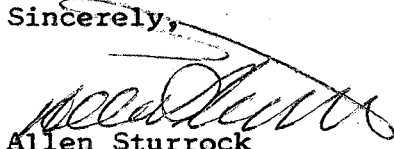
Dear Sir,

The Tyler County Commissioners Court, in accordance with the Law, has selected a Grievance Committee to serve for 1978.

You have been chosen to serve on this Committee.

Enclosed is an information sheet stating the duties of this Committee. If you feel that you need more information or for some reason, can not serve in this capacity, please contact this office.


Sincerely,

  
Allen Sturrock  
County Judge  
Tyler County

AS/jm

The Postal Department has me assigned to do some extra work and my work load is rather heavy at the present time. I would appreciate it if you would excuse me for the present time.

Sincerely

  
Floyd Inman  
Box 174  
Warren Texas 77664

# Tyler County

WOODVILLE, TEXAS

ALLEN STURROCK  
County Judge  
Woodville, Texas 75979

January 23, 1978

Vol 4 Pg 266

Joan Graham  
306 South Reid St.  
Woodville, Texas 75979

Dear Mrs. Graham,

The Tyler County Commissioners Court, in accordance with the Law, has selected a Grievance Committee to serve for 1978. You have been chosen to serve on this Committee.

Enclosed is an information sheet stating the duties of this Committee. If you feel that you need more information or for some reason, can not serve in this capacity, please contact this office.

Sincerely,



Allen Sturrock  
County Judge  
Tyler County

AS/jm



# Tyler County

WOODVILLE, TEXAS

ALLEN STURROCK  
County Judge  
Woodville, Texas 75979

January 23, 1978

Vol 4 Pg 267

W. Earl Johnson  
Rt. 2, Box 15A  
Warren, Texas 77664

Dear Sir,

The Tyler County Commissioners Court, in accordance with the Law, has selected a Grievance Committee to serve for 1978.

You have been chosen to serve on this committee.

Enclosed is an information sheet stating the duties of this Committee. If you feel that you need more information or for some reason, can not serve in this capacity, please contact this office.

Sincerely,



Allen Sturrock  
County Judge  
Tyler County

AS/jm

NO. \_\_\_\_\_ TIME: 10:00 <sup>AM</sup>

FEB. 07, 1978

GRACE BOSTICK, COUNTY CLERK  
TYLER COUNTY, TEXAS

BY: GB

# DID YOU APPOINT THE SALARY GRIEVANCE COMMITTEE?



2614 P 268

If you did not appoint a Salary Grievance Committee during your regular January Commissioners Court meeting, you are not complying with the law.

Article 3912k (INFORMATION GUIDE 71.1) says:

Section 2: (b) There is hereby created in each county a salary grievance committee composed of:

1. The county judge, who shall be chairman of the committee but who shall not be entitled to vote;
2. The sheriff, the county tax assessor-collector, the county treasurer, the county clerk, and the county attorney or criminal district attorney and;
3. Three residents of the county selected as provided in Sub-section (c) of this Section; or if one person holds more than one of the offices described in Subdivision (2) of this sub-section or if one or more of those offices is not filled in the county, a number sufficient to establish the total voting membership of the committee at nine members.

(c) The public members of the committee shall be selected at the meeting of the commissioners court held on the second Monday in January of each year. Before that meeting the clerk of the commissioners court shall prepare slips with a name on each slip corresponding to the names of all persons who served on grand juries in the county during the preceding calendar year. At the meeting, the slips shall be folded, placed in an appropriate receptacle, mixed and drawn at random by the county judge until he has drawn a number equal to the number of public members required to constitute the committee.

This paragraph goes on to tell you that if a member cannot serve, other members will be drawn from the grand jury list and etc..

Concerning 3912k, there has been some question concerning the need for public notice. We refer you to Section 6 of this Article which reads:

Section 6. The commissioners court shall not exercise the authority provided by Section 2 of this Act except at regular meetings of the court and after 10 days notice published in a paper of general circulation in the county of the intended salaries, expenses and allowances to be raised and the amount of the proposed raises.

Naming the grievance committee is mandatory according to 3912k. The committee does in fact have the power to adjust the salaries of certain county officials and employees.

Section 2. (d) Any elected county or precinct officer who is aggrieved by the setting of his salary, expenses, or other allowances by the commissioners court may request a hearing before the committee. The request shall be in writing, shall state the manner in which he is aggrieved, and shall be delivered to the chairman of the committee. The chairman shall announce the time and place of the hearing, which shall be within 30 days after receipt of the request. If, after a hearing, the committee by a vote of six of its voting members decides to recommend a change in the salary, expenses, or other allowances of the person requesting the hearing, it shall prepare its recommendation in writing and deliver to the commissioners court, which shall consider the recommendation at its next meeting. A written recommendation signed by all nine members and delivered to the commissioners court becomes effective without the action of the commissioners court on the first day of the month following its delivery to the commissioners court.

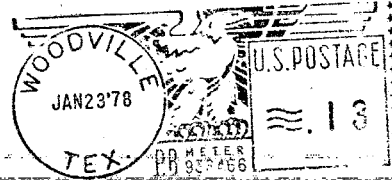
Article 3912k is probably one of the most important laws concerning county government in that it addresses itself to compensation of the county officials and employees. It gives the commissioners court powers that were held by the Texas Legislature prior to 1971 when the article was passed. There are certain county officials and employees that are exempt from the provisions of 3912k so it is important that the county official read and understand the provisions in this law.

We understand that in some counties it is very hard to get previous grand jury members to serve on this committee. Could it be that the majority of the general public does not want to take the responsibility of being put on the spot when it comes to salaries of the county officials?

\*\*\*\*\*

ALLEN STURROCK  
COUNTY JUDGE  
WOODVILLE, TEXAS 75979

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*Will Deane*

6

~~9~~ = 6

W. Earl Johnson  
Rt. 2, Box 15A  
Warren, Texas 77664

NO. TIME 10:00 AM

FEB 07 1978

GRACE BOSTON, COUNTY CLERK  
WARREN COUNTY, TEXAS  
BY: *WB*

# DEPUTATION

THE STATE OF TEXAS

Vol 4 Pg 270

COUNTY OF Tyler

I, Patricia Brown

Patricia Brown District Clerk of the County of Tyler, and State of Texas, having full confidence in Anne B. Tolbert of said County and State, do hereby, with the consent of the Commissioners' Court of Tyler County, Texas, nominate and

appoint her, the said Anne B. Tolbert my true and lawful deputy, in my name, place and stead, to do and perform any and all acts and things pertaining to the office of said

Patricia Brown District Clerk of said County and State, hereby ratifying and confirming any and all such acts and things lawfully done in the premises by virtue hereof.

Witness my hand, this 25 day of November A. D. 1977

Patricia Brown

Patricia Brown District Clerk of Tyler County, Texas.

THE STATE OF TEXAS

COUNTY OF Tyler

Before Me, the undersigned authority, in and for

Tyler County, Texas, on this day personally appeared

Anne B. Tolbert

known to me

to be the person whose name is subscribed to the foregoing deputation and acknowledged to me that she executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office at Worville, Texas, this 25<sup>th</sup> day

of November A. D. 1977

Dulores McMillan  
Notary Public  
Tyler County

## OATH OF OFFICE

I, Anne B. Tolbert, do solemnly swear (or affirm), that I will

faithfully execute the duties of the office of District Clerk Deputy of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm), that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward to secure my appointment or the confirmation thereof. So help me God.

Anne B. Tolbert

Subscribed and sworn to before me, this 25<sup>th</sup> day of November A. D. 1977

Dulores McMillan  
Notary Public Tyler County

\*NOTE: It is understood that in taking the Official Oath by officers in appointive positions, this phrase implies "appointment" rather than "election."



ORDER AUTHORIZING APPOINTMENT OF DEPUTY

In Commissioners' Court of \_\_\_\_\_ County, Texas.

Upon application duly presented, it is ordered by the Court that \_\_\_\_\_ of \_\_\_\_\_ County, Texas, be and he is hereby authorized to appoint and deputize a \_\_\_\_\_ for \_\_\_\_\_ said office. Said appointment to date from the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, and to continue in effect until revoked by said officer or be otherwise terminated; and the compensation to be paid said deputy is hereby fixed at the sum of \_\_\_\_\_ Dollars, per annum, payable solely from the fees of said office.

Entered \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_. Recorded in Minute Book \_\_\_\_\_ Page \_\_\_\_\_.

NO. \_\_\_\_\_

DEPUTATION OF

Filed for record the \_\_\_\_\_ day of \_\_\_\_\_ A. D. 19\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded \_\_\_\_\_ day of \_\_\_\_\_ A. D. 19\_\_\_\_, in Book \_\_\_\_\_ page \_\_\_\_\_ of the records of deputations of \_\_\_\_\_ County.

Clerk County Court

\_\_\_\_\_ County, Texas.

By \_\_\_\_\_ Deputy.

# DEPUTATION

THE STATE OF TEXAS

Vol 4 Page 271

COUNTY OF Tyler

I, Patricia Brown

District Clerk of the County of Tyler

, and State of Texas, having full confidence in Brenda Kaye Bradley of said County and State, do hereby, with the consent of the Commissioners' Court of Tyler County, Texas, nominate and appoint her, the said Brenda Kaye Bradley my true and lawful deputy, in my name, place and stead, to do and perform any and all acts and things pertaining to the office of said District Clerk of said County and State, hereby ratifying and confirming any and all such acts and things lawfully done in the premises by virtue hereof.

Witness my hand, this 5th day of January A. D. 19 78

Patricia Brown

District Clerk of Tyler County, Texas.

THE STATE OF TEXAS

COUNTY OF Tyler

Before Me, the undersigned authority, in and for

Tyler County, Texas, on this day personally appeared

Brenda Kaye Bradley

known to me to be the person whose name is subscribed to the foregoing deputation and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office at Woodville, Texas, this 5<sup>th</sup> day

of January A. D. 19 78

Kathryn Hanks  
Notary Public  
Tyler County, Texas

## OATH OF OFFICE

I, Brenda Kaye Bradley, do solemnly swear (or affirm), that I will

faithfully execute the duties of the office of District Clerk Deputy of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm), that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward to secure my appointment or the confirmation thereof. So help me God.

Subscribed and sworn to before me, this 5<sup>th</sup> day of January A. D. 19 78

Brenda Kaye Bradley  
Kathryn Hanks  
Notary Public Tyler County, Texas

\*NOTE: It is understood that in taking the Official Oath by officers in appointive positions, this phrase implies "appointment" rather than "election."

ORDER AUTHORIZING APPOINTMENT OF DEPUTY

In Commissioners' Court of \_\_\_\_\_ County, Texas.

Upon application duly presented, it is ordered by the Court that \_\_\_\_\_

of \_\_\_\_\_ County, Texas, be and he is hereby authorized to appoint and deputize

a \_\_\_\_\_ for \_\_\_\_\_

said office. Said appointment to date from the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, and to

continue in effect until revoked by said officer or be otherwise terminated; and the compensation to be

paid said deputy is hereby fixed at the sum of \_\_\_\_\_ Dollars,

per annum, payable solely from the fees of said office.

Entered \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_. Recorded in Minute Book \_\_\_\_\_ Page \_\_\_\_\_

NO. \_\_\_\_\_

DEPUTATION  
OF

Filed for record the \_\_\_\_\_ day of

\_\_\_\_\_ A. D. 19\_\_\_\_ at

o'clock \_\_\_\_\_ M., and recorded \_\_\_\_\_

day of \_\_\_\_\_ A. D. 19\_\_\_\_,

in Book \_\_\_\_\_ page \_\_\_\_\_ of the records

of depositions of \_\_\_\_\_  
County.

Clerk County Court

\_\_\_\_\_ County, Texas.

By \_\_\_\_\_, Deputy.

NOTICE TO BIDDERS

Vol 4 Pg 272

Sealed bids addressed to the County of Tyler, for the following:

Bids on Supplies, for Commissioner's of four (4) Precincts, such as Gas, Oil and etc.

will be received in the office of the County Clerk, County of Tyler, Texas, Courthouse, Woodville, Texas, until 10:00 am/pm on Monday, 13 day of February, 1978. at which time and place all bids received shall be opened and read.

Further information and details are available in the office of the County Clerk, County of Tyler, Texas. The County of Tyler reserves the right to reject any or all bids and to waive informalities.

GRACE BOSTICK  
County Clerk  
Tyler County, Texas.

SPECIFICATIONS FOR BIDS ON SUPPLIES FOR COMMISSIONER'S  
1978

Gasoline---Premium and Regular  
Diesel---Type 2  
Series 3 Oil  
30 Weight Motor Oil  
Hydrolic Fluid  
Cartridge Grease  
90 weight and 140 weight Grease  
Antifreeze  
Unleaded Gas

AMENDMENT NO. 1  
TO  
CONTRACTUAL AGREEMENT  
FOR  
RIGHT OF WAY PROCUREMENT

STATE OF TEXAS

COUNTY OF TRAVIS

Vol 4 Pg 273

COUNTY Tyler  
PROJECT 341-4-28  
HIGHWAY U. S. 287

It is mutually understood and agreed between the undersigned contracting parties that the existing agreement between the State of Texas, acting by and through the Texas Highway Department, and Tyler County, Texas, acting by and through its Commissioners' Court, dated November 17, 1958, said contract being an agreement relative to the acquisition of right of way on a project identified as RW 341-4-28 (From 6.5 miles northwest of Cypress Creek to Polk County Line), be and is hereby amended as follows:

Paragraph 3, Page 3, headed Relocation of Utilities, is amended to provide that necessary utility adjustments may be accomplished by either the firm commitment (lump sum) basis or on an actual cost basis, whichever is deemed by the parties hereto to be the most reasonable and proper under the particular circumstances. Reimbursement under actual cost will be made subsequent to the County's certification that the work has been completed and will be made in an amount equal to 90 per cent of the eligible items of cost as paid to the utility owner.

This amendment shall become effective on the date of approval by the State.

All other terms and conditions not hereby amended are to remain in full force and effect.

COMMISSIONERS' COURT  
OF

THE STATE OF TEXAS

Tyler County, Texas

By: Walter Steene  
County Judge

By: Margie L. Riley  
Commissioner, Precinct Number 1

By: H. K. Powell  
Commissioner, Precinct Number 2

By: Leon Fowler  
Commissioner, Precinct Number 3

By: James P. Jordan  
Commissioner, Precinct Number 4

Certified as being executed for the purpose and effect of activating and/or carrying out the orders, established policies, or work programs heretofore approved and authorized by the State Highway and Public Transportation Commission:

By: B. L. DeBerry  
State Engineer-Director for Highways and Public Transportation

Executed and approved for State Highway and Public Transportation Commission under authority of Commission Minute 70104.

RECOMMENDED FOR APPROVAL

F. C. Young  
District Engineer

Rubena Vandergraten  
Program Engineer

R. L. Lewis  
Chief Engineer of Highway Design

E. E. Clark  
Right of Way Engineer



COMMISSION

REAGAN HOUSTON, CHAIRMAN  
DEWITT C. GREER  
CHARLES E. SIMONS

STATE DEPARTMENT OF HIGHWAYS  
AND PUBLIC TRANSPORTATION

P. O. Box 3468  
Beaumont, Texas 77704  
February 1, 1978

ENGINEER-DIRECTOR  
B. L. DEBERRY

*Vol 4 Pg 274*

Amended Contractual Agreement  
Relocation of Utilities

IN REPLY REFER TO  
FILE NO.

RW 341-4-28

Tyler County

U. S. Highway 287: From 6.5 miles northwest of Cypress Creek  
To Polk County Line

Honorable Allen Sturrock  
County Judge - Tyler County  
Tyler County Courthouse  
Woodville, Texas 75979

Dear Judge Sturrock:

Attached hereto is an original Admendment No. 1 to Contractual Agreement for Right of Way Procurement for the above captioned project.

Eligible utility adjustment expenses incurred by the County under the terms of this Amended Contractual Agreement are subject to State participation under the 90%, State 10% County plan.

This Amended Contractual Agreement is for your files.

Yours very truly,

*F. C. Young*  
F. C. Young  
District Engineer

RWB:mp

Attachment

cc: H. P. R. Smith

NOTICE TO BIDDERS

Vol. 4 Pg 275

Sealed bids addressed to the County of Tyler, for the following:

1 new 1978 Truck with, at least the following Specifications:  
361 Cubic Inch Engine  
102" Cab to Axle  
7000 # Front Axle  
18,500 # Rear Axle Two Speed  
5 Speed Transmission  
23,000 Rear Springs--Rear Auxillary Aprings  
Power Steering  
10 Hole Budd Wheels 20 x 9.0  
Vacum Reserve Tank  
Dual 6 x 16 Mirrors  
1000 x 20 10 Ply Tires (Front)  
1000 x 20 10 Ply on and off road Rear Tires  
Reinforced Frame  
40 Gallon Saddle Tank  
H.D. Cooling

will be received in the Office of the County Clerk, County of Tyler, Texas, Courthouse, Woodville, Texas, until 10:00 am/pm, on Monday, 30 day of January, 1978. at which time and place all bids received shall be opened and read.

Further information and details are available in the office of the County Clerk, County of Tyler, Texas. The County of Tyler reserves the right to reject any or all bids and to waive informalities.

GRACE BOSTICK  
County Clerk  
Tyler County, Texas.

NOTICE OF TIME AND PLACE OF MEETING


COMMISSIONERS COURT  
TYLER COUNTY, TEXAS

THIS NOTICE POSTED IN ACCORDANCE WITH V. A. T. S. - ART. 6252-17

NOTICE is hereby given that Commissioners Court will hold it's  
Special meeting on FRIDAY, JANUARY 13th, 1978 at 10:00 A.M.  
in the Commissioners Courtroom, First Floor, Tyler County Courthouse.

A G E N D A

1. APPROVE PAYING BILLS FROM AUDITORS OFFICE.
2. DISCUSS EXTENSION OF TAX OFFICE BUILDING.
3. APPROVE DEPUTY FOR DISTRICT CLERKS OFFICE.
4. SET ALLOCATIONS FOR NUMBER OF EMPLOYEES PER OFFICE.
5. DISCUSS SAFETY STUDY.
6. SELECT GREVIENCE COMMITTEE FOR 1978.
7. APPOINT ELECTION JUDGE VACANCIES.
8. ADVERTISE FOR BIDS ON GAS, OIL AND SUPPLIES.
9. DISCUSS LIABILITY INSURANCE FOR COUNTY DUMP-  
DISCUSS SUIT FILED AGAINST THE COUNTY.
10. SOLICIT BIDS ON TRUCK FOR PCT. IV.
- 11 - *Approve Minute order - 1-10-78 gsm.*

  
Allen Sturrock, County Judge  
Tyler County, Texas

