

TYLER COUNTY COMMISSIONER'S COURT  
EMERGENCY MEETING  
SEPTEMBER 19, 1988 ---

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THE STATE OF TEXAS §

COUNTY OF TYLER § ON THIS THE 19th day of September, A.D. 1988

the Commissioner's Court in and for Tyler County, Texas convened in a  
Emergency Meeting at the Commissioner's Courtroom in Woodville, Texas,  
the following members of the Court present, to wit:

JOSIAH WHEAT	COUNTY JUDGE, Presiding
J. CARROL CONNER	COMMISSIONER, PCT. #1
A.M. BARNES	COMMISSIONER, PCT. #2
WILLIS GRAHAM	COMMISSIONER, PCT. #3
JAMES R. JORDAN	COMMISSIONER, PCT. #4

the following were absent: none thereby constituting a  
quorum. In addition to the above were

JANIE DUBOSE	COUNTY AUDITOR
JEROME OWENS	DEMOCRATIC NOMINEE FOR COUNTY JUDGE

Judge Wheat presented an Agreement for Construction of Prison to the  
Court. He asked whether the Court would authorize him to sign the  
agreement, on the good faith that the County will get assistance from the  
State Department of Highways and Public Transportation, as written.  
If the State rejects the proposal, the County will have to provide the  
entire cost.

Jerome Owens suggested adding a phrase.. "after expense subject to such  
funding as to be provided by the Texas Department of Highways or such  
other funding entities. "

Mr. Fortenberry stated that the Department of Corrections did not want  
the maintenance of the highway, however it must meet their specifications;  
that TDC's contract was with Tyler County and not with the State Highway  
Department or anyone else. When the proposal was sent to TDC for a prison  
unit, everyone was in agreement in compliance with everything they asked  
for. Now, this matter needed to be expedited in order to avoid additional  
cost for the site preparation.

Mr. Owens responded that what he had suggested did not change the  
obligation of the County to build a road. It just does not leave the  
impression that it necessarily has to be the County's expense; that they  
could get additional funding from third parties. Judge Wheat stated that  
one of the reasons to get the State Highway Department to participate was  
so that they would maintain the road which could accumulate to a great  
expense.

The Court stood in recess for Judge Wheat to talk with a representative  
of the **Texas Department of Corrections** concerning altering Section 6.02  
of Article VI of the Agreement.

After Court was reconvened, a motion was made by **Commissioner Conner** and  
seconded by **Commissioner Graham** to authorize Judge Wheat to sign the  
**Agreement for the Construction of Prison**. All voted yes and none no.  
SEE ATTACHED AGREEMENT.

Others in attendance to speak on behalf of the agreement for the  
construction of the prison were: John Coker, Huntley Kenneson,  
Otis Fortenberry, Tom Knapp and Don Stevenson.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED.

SIGNED: Josiah Wheat

Josiah Wheat, County Judge

J. Carrol Conner

J. Carrol Conner, Comm. Pct. #1

A. M. Barnes

A.M. Barnes, Comm. Pct. #2

Willis Graham

Willis Graham, Comm. Pct. #3

James R. Jordan

James R. Jordan, Comm. Pct. #4

ATTEST: Donece Gregory

Donece Gregory, County Clerk

