

TYLER COUNTY COMMISSIONER'S COURT  
REGULAR MEETING  
SEPTEMBER 11, 1989 --- 10:00 A.M.

THE STATE OF TEXAS

YOK C18 PAGE 638

COUNTY OF TYLER ON THIS THE 11th DAY OF SEPTEMBER, A.D. 1989

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

JEROME OWENS	COUNTY JUDGE, Presiding
MAXIE L. RILEY	COMMISSIONER, PCT.#1
A.M. BARNES	COMMISSIONER, PCT.#2
JERRY MAHAN	COMMISSIONER, PCT.#3
JAMES R. JORDAN	COMMISSIONER, PCT.#4
DONECE GREGORY	COUNTY CLERK, Ex-Officio

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

JOYCE MOORE	COUNTY AUDITOR
JEAN PHILLIPS	COUNTY TREASURER
BETTY MCBRIDE	JUVENILE PROBATION OFFICER
KENNY SIMPSON	ADULT PROBATION OFFICER
GARY HENNIGAN	COUNTY SHERIFF

The invocation was delivered by Rev. Buddy Burton of the Woodville United-Methodist Church.

Commissioner Riley made a motion to approve the monthly report of the County Extension Department. Commissioner Barnes seconded this motion. All voted yes and none no. SEE ATTACHED REPORT.

A motion was made by Commissioner Jordan and seconded by Commissioner Riley that the County Treasurer's monthly report be approved. All voted yes and none no. SEE ATTACHED REPORT.

Commissioner Riley made a motion that the County Probation monthly reports be accepted as filed. Commissioner Mahan seconded this motion. All voted yes and none no. SEE ATTACHED REPORTS.

Commissioner Mahan made a motion to accept the monthly report of the Justice of Peace Pct. #1, Wanda Brasher as filed. The motion was seconded by Commissioner Barnes. All voted yes and none no. SEE ATTACHED REPORT.

A motion was made by Commissioner Jordan and seconded by Commissioner Riley to approve the monthly report of the County Auditor, it balancing with that of the County Treasurer. All voted yes and none no. SEE ATTACHED STATEMENT OF CONDITION.

After review, a motion was made by Commissioner Riley to approve the allowances and accounts payable submitted by the County Auditor for payment. Commissioner Mahan seconded this motion. All votes yes and none no. SEE ATTACHED LEDGER DISTRIBUTION.

Commissioner Riley made a motion to approve the line item transfer to the budget of Road & Bridge, Pct#1 Fund as submitted by the County Auditor. The motion was seconded by Commissioner Barnes. All voted yes and none no. SEE ATTACHED LINE-ITEM TRANSFER.

A motion was made by Commissioner Riley and seconded by Commissioner Mahan to table consideration of increasing the Sheriff and Constable Fees until Friday, September 15. All voted yes and none no.

Sheriff Hennigan encouraged the Court to endorse a Drug Task Force in Tyler County in cooperation with an area task force out of Nacogdoches County. An undercover agent from another area will make approximately 15 to 20 cases a year. A motion was made by Commissioner Riley to approve \$1500.00 for the Drug Task Force, deducted from the INS Fund for the purposes as described by Sheriff Hennigan. Commissioner Mahan seconded this motion. All voted yes and none no. The Court asked that Mr. Hennigan pursue obtaining a grant from DETCOG for the task force in Tyler County.

Commissioner Mahan made a motion to approve the payment for a security door in the Jail Administrator's office in the amount of \$480.00. Commissioner Barnes seconded this motion. All voted yes and none no.

Linda Lewis, Chief Appraiser asked the Court to reconsider adopting the budget (previously rejected) of the Tax Appraisal District. Accordingly, Commissioner Riley made a motion to approve the budget of the Tax Appraisal District since it had also been approved by all other entities. Commissioner Mahan seconded this motion. All voted yes with Commissioner Jordan voting no.

Commissioner Barnes made a motion to accept a bid received from James Price for the removal and clean up of two dead pine trees at the VFW Hall for sum of \$600.00, subject to Mr. Price signing a release of liability and indemnity and warranting against damages to property or buildings in the removal of the trees. This motion was seconded by Commissioner Mahan. All voted yes and none no. SEE ATTACHED BID.

A motion was made by Commissioner Riley and seconded by Commissioner Mahan to authorize solicitation of bids for fencing around radio tower in Doucette, based upon specifications prepared by the County Sheriff. All voted yes and none no.

Josiah Wheat, Harry Stafford, Gil Tubb, Mayor Tom Knapp and other interested persons communicated their desire for the Court to issue Certificates of Obligation for the construction of a second prison unit.

COURT TOOK 10 MINUTE RECESS.

COURT BACK IN SESSION:

Commissioner Riley made a motion to place on the ballot for the election on November 7 the referendum to authorize the issuance of Certificates of Obligation not to exceed \$950,000 for the purposes of acquiring a second prison unit. Commissioner Mahan seconded this motion. All voted yes and none no.

Kenny Simpson explained to the Court that the Probation Department has been collecting fines and court cost in felony cases and as a formality requested the Court to approve of same due to recent legislation (HB406). Consequently a motion was made by Commissioner Riley and seconded by Commissioner Mahan that the Probation Department be authorized to collect fines and attorney fees for the Judicial District Courts serving Tyler County. All voted yes and none no. SEE ATTACHED AGREEMENT.

The Juvenile Probation Officer, Betty McBride requested allocation of funds to match a grant received for her department. A motion was made by Commissioner Mahan and seconded by Commissioner Barnes to approve the grant from the Governor's Office, Criminal Justice Division and designate matching funds from the Juvenile Service Detention Fund in the amount of \$1,987.00. All voted yes and none no. SEE ATTACHED GRANTEE ACCEPTANCE NOTICE.

Randy Blanks presented a resolution to the Court authorizing the submission of an application for a Community Development Block Grant. This would provide funds for paving to the county road from FM1943 to FM1013. A motion was made by Commissioner Riley and seconded by Commissioner Mahan to adopt the resolution and authorize the County Judge to act as agent to sign all instruments approving a Community Development Block Grant with the County, specifically Precinct #1, providing \$25,000 matching part of the said grant. All voted yes and none no. SEE ATTACHED RESOLUTION.

Commissioner Barnes made a motion to authorize the purchase of nine benches (four Commissioner's Courtroom; five for Justice Center Courtroom) and two rails from Edward's Funeral Home in the amount of \$1000.00. Commissioner Jordan seconded this motion. All voted yes and none no.

County Clerk, Donece Gregory requested the purchase of a software program for indexing of the County records and a software program for absentee voting. The Auditor had allocated \$10,000 in the budget for the purchase of software applications for the County Clerk; however at this time Mrs. Gregory is requesting only two programs for the computer in her department. A motion was made by Commissioner Mahanto approve the purchase of software from NET DATA in the amount of \$5400.00 and from Custom Software in the amount of \$650.00 subject to the formal agreement being approved by the County Attorney, County Clerk and the County Judge. All voted yes and none no. SEE ATTACHED BID PROPOSALS.

Bill Jefferson, Betty McBride and Gary Hennigan presented a proposal for need of touch tone phones for the Justice Center. This would allow better utilization of a pager for Mrs. McBride. A motion was made by Commissioner Riley and seconded by Commissioner Mahan to table this matter until Friday, September 15. All voted yes and none no.

COURT TOOK 10 MINUTE RECESS.

COURT BACK IN SESSION:

Sheriff, Gary Hennigan, requested authorization to appoint reserve deputies. These persons would need to be certified peace officers. Sheriff Hennigan assured the Court that the reserve deputies would not incur cost to the County with the exception of required bonds. He added that all equipment would be furnished by the reserve deputies. A motion was made by Commissioner Mahan to authorize the appointment of up to 10 reserve deputies pursuant to Section 85.004 of the black statutes; pursuant to the bond required therein and that any appointment shall not exceed a term which exceeds the current election term of the sheriff. The approval of payment for bonds will be submitted to the Court at such times the reserve deputies are appointed. Commissioner Barnes seconded this motion. All voted yes and none no. SEE ATTACHED SECTION 85.004.

A motion was made by Commissioner Barnes and seconded by Commissioner Mahan to table the budget workshop until Friday, September 15. All voted yes and none no.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes that the meeting adjourn. All voted yes and none no.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED.

SIGNED: Jerome Owens Jerome Owens, County Judge

Maxie L. Riley Maxie L. Riley, Comm. Pct. #1

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

Jerry Mahan Jerry Mahan, Comm. Pct. #3

James R. Jordan James R. Jordan, Comm. Pct. #4

ATTEST: Donece Gregory Donece Gregory, County Clerk

