

TYLER COUNTY COMMISSIONERS' COURT
REGULAR MEETING
JANUARY 14, 1991 --- 10:00 A.M.

THE STATE OF TEXAS

VOL. 021 PAGE 427

COUNTY OF TYLER

ON THIS THE 14th DAY OF JANUARY 1991

The Commissioners' Court in and for Tyler County, Texas convened in a Regular Meeting at the Commissioners' 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
HENRY EARL SAWYER	COMMISSIONER, PCT.#4
DONECE GREGORY	COUNTY CLERK, Ex-Officio

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

JAMES A. CLARK	CRIMINAL DISTRICT ATTORNEY
JACKIE SKINNER	ASSISTANT COUNTY AUDITOR

The invocation was given by Tom Sturdivant, Tyler County Hospital Administrator.

A motion was made by Commissioner Mahan and seconded by Commissioner Riley to approve the County Extension monthly report as filed. All voted yes and none no. SEE ATTACHED REPORT.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes to approve the County Treasurer's monthly report as filed. All voted yes and none no. SEE ATTACHED REPORT.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes to approve the County Adult and Juvenile Probations monthly report as filed. All voted yes and none no. SEE ATTACHED REPORT.

A motion was made by Commissioner Riley and seconded by Commissioner Sawyer to approve the J.P. #1 monthly report as filed. All voted yes and none no. SEE ATTACHED REPORT.

A motion was made by Commissioner Riley and seconded by Commissioner Mahan to approve the County Auditors monthly report as filed. All voted yes and none no. SEE ATTACHED STATEMENT OF CONDITION.

The Assistant Auditor brought to the attention of the Commissioner's Court that a check in the amount of \$850.00 from the General Fund of Contingency Legal Fees needed to be sent to Zeleskey and Associates concerning the lawsuit filed by Bob Rawls against Tyler County and the Tyler County Sheriff. A motion was made by Commissioner Barnes and seconded by Commissioner Mahan to approve the Allowances and Accounts Payable from the Auditors Office. All voted yes and none no. SEE ATTACHED GENERAL LEDGER DISTRIBUTION REGISTER AND ACCOUNTS PAYABLE PAID.

Bids on a new Maintainer for Precinct #1 were opened and read aloud by Donece Gregory, County Clerk. Those received were from R.B. Everett and Company, George P. Bane, Inc., Mustang Tractor and Equipment Company and East Texas Machinery, Inc. A motion was made by Commissioner Riley and seconded by Commissioner Mahan to table the bids until Friday, January 18, 1991 to give Commissioner's Court further time to review the bids and compare with the specifications. All voted yes and none no.

TYLER COUNTY COMMISSIONERS' COURT
January 14, 1991

Bid to sell the used Maintainer from Precinct #1 was opened and read aloud by Donece Gregory, County Clerk. The bid was received from Mustang Tractor and Equipment Company. A motion was made by Commissioner Riley and seconded by Commissioner Mahan to table the bid to sell the used Maintainer until Friday, January 18, 1991. All voted yes and none no.

A motion was made by Commissioner Barnes and seconded by Commissioner Mahan to table the approval of an outside auditing firm until Friday, January 18, 1991. All voted yes and none no.

A motion was made by Commissioner Barnes and seconded by Commissioner Sawyer to appoint Jerry Mahan as Judge Pro-Tem of Commissioners Court. All voted yes and none no.

A motion was made by Commissioner Riley and seconded by Commissioner Mahan for the appointment of Pete Barnes to supervise the County Airport. All voted yes and none no.

A motion was made by Commissioner Barnes and seconded by Commissioner Riley to appoint Jerry Mahan and Henry Earl Sawyer to co-supervise the responsibilities of the Sanitary Landfill. All voted yes and none no.

A motion was made by Commissioner Barnes and seconded by Commissioner Mahan to appoint Judge Owens and Maxie Riley as co-supervisors of the Janitors. All voted yes and none no.

Judge Jerome Owens and Commissioner Sawyer drew nine names from the 24 members of Tyler County's Grand Jury to appoint public members to the Salary Grievance Committee. The following names were drawn:

Bertha Midkiff
Bill Sager
Ray Barnes
Judith J. Davis
Irma Hickman
Benzell Berry
Charles F. Spurlock
Gerald C. Wilbanks, Jr.
Melvin Houston

A motion was made by Commissioner Riley and seconded by Commissioner Barnes for the above members to serve on the Tyler County Grievance Committee. All voted yes and none no. These persons will be notified for acceptance to the committee.

Bids on the Maintainer for Precinct #IV were opened and read aloud by the County Clerk. Those received were from R.B. Everett & Company, George P. Bane, Inc., Mustang Tractor and Equipment Company and East Texas Machinery, Inc. A motion was made by Commissioner Sawyer and seconded by Commissioner Barnes to table the decision of the bids until Friday, January 18, 1991. All voted yes and none no.

Bid to sell the used Ford pickup from Precinct III was opened and read aloud by the County Clerk. Only one bid was received being from John Walker. A motion was made by Commissioner Mahan and seconded by Commissioner Barnes to reject the bid and to negotiate for a better offer. Further discussion was tabled until Friday, January 18, 1991. All voted yes and none no. SEE ATTACHED BID.

TYLER COUNTY COMMISSIONERS' COURT
January 14, 1991

A motion was made by Commissioner Barnes and seconded by Commissioner Sawyer to advertise for bids on a new 14yd. dump truck for Precinct II. The truck will be paid for by Time Warrants with a maximum maturity date not to exceed 1994. The bid will not exceed a total price of \$50,000 with a \$15,000 down payment. All voted yes and none no. Bids will be opened at the next Regular meeting. SEE ATTACHED NOTICE TO BIDDERS.

Tom Sturdivant, Tyler County Hospital Administrator and Mrs. Ona Lee Seamans were present for the appointment of members to the Tyler County Hospital Board. A motion was made by Commissioner Mahan and seconded by Commissioner Sawyer to appoint James Harold Brown to replace Thomas Perry, Sr. for a one-year term to represent Precinct III. All voted yes and none no.

A motion was made by Commissioner Barnes and seconded by Commissioner Riley to appoint Mrs. Ona Lee Seamans and James E. "Monk" Grimes for a one-year term to the Hospital Board. All voted yes and none no.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes to appoint J.B. "Toby" Spurlock and Josiah Wheat for a two-year term to the Hospital Board. All voted yes and none no.

A motion was made by Commissioner Sawyer and seconded by Commissioner Riley to appoint James R. "Bo" Jordan as a new member for a two-year term to the Hospital Board to replace Bill Brown. All voted yes and none no.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes that the present members remain on the Tyler County Historical Commission for the 1991/92 term. The members are Mamie Whitmeyer, Delores Gibson, Jane Mann, Ewell Wood, Marjorie Wood, Stephanie Yearwood, Barbara Phillips and Mr. Jack Whitmeyer, Chairman of the Commission. All voted yes and none no.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes to advertise for bids for a County bank depository. Bank depository bids to be opened in February. All voted yes and none no. SEE ATTACHED NOTICE TO BIDDERS.

A motion was made by Commissioner Riley and seconded by Commissioner Mahan to advertise for bids for fuel, oil, paving and road materials. All voted yes and none no. SEE ATTACHED NOTICE TO BIDDERS.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes to approve Bonds for County Officials for filing purposes. All voted yes and none no. SEE ATTACHED OFFICIAL BONDS.

A motion was made by Commissioner Riley and seconded by Commissioner Mahan to advertise for bids for cleaning uniforms for the Sheriff's Department. All voted yes and none no. SEE ATTACHED NOTICE TO BIDDERS.

A motion was made by Commissioner Mahan and seconded by Commissioner Barnes to advertise for bids on a "used" small 8 yd. dump truck for Precinct III. All voted yes and none no. SEE ATTACHED NOTICE TO BIDDERS.

A motion was made by Commissioner Riley and seconded by Commissioner Barnes to table the discussion of the designation of a doctor to give physical exams to new County employees until Friday, January 18, 1991. Jean Phillips, County Treasurer was asked to talk to doctors and report her findings to Commissioners Court on Friday. All voted yes and none no.

A written statement was presented and read by Betty Jo Davis to Commissioners Court concerning the extension of Highway 92 through the Dam B area. Present with Mrs. Davis were 15 other Tyler County residents who were also concerned with the extension of Highway 92. Mrs. Davis' statement asked the Commissioners Court the current status on the resolution that was unanimously agreed on in October 1989. Mrs. Davis persistently requested the Commissioners' Court to make an appointment with the Texas Highway Commission, Sen. Bill Haley, State Representative, Allen Hightower and concerned residents to ask for a right-of-way study and further action to complete this highway extension. Commissioner Mahan responded to the group telling them that the Highway Commission has the resolution and no definitive action has been taken.

Judge Owens responded to the group telling them that he, Commissioner Mahan and Commissioner Riley had talked with the State Highway Engineer, Arnold Oliver, last Monday and asked if the survey could be started. Mr. Arnold told them that he was going to meet with the Commission on Wednesday and the project would be discussed but no definite action would be taken. Mr. Arnold explained that nothing could be done about the survey until there was a project number and before they can have a project number the Highway Commission must determine they will build the road. Judge Owens also explained to the group that the one thing in their favor was the fact that this portion of highway has been stubbed out and the Highway Department does not like to leave a portion of a stubbed out highway. He also told the group that he would prefer to set up a meeting for Senator Bill Haley and Representative Allen Hightower to come to Tyler County. Commissioners Court assured the group that they are very concerned about the highway extension and would continue to work for extension and present it to the State at the appropriate time. *See attached statement.*

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

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED...11:45 A.M.

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

Henry Earl Sawyer Henry Earl Sawyer, Comm. Pct. #4

ATTEST: *Donece Gregory* Donece Gregory, County Clerk

