

THE STATE OF TEXAS

COUNTY OF TYLER ON THIS THE 23rd DAY OF FEBRUARY, A.D.1994

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

- |                   |                          |
|-------------------|--------------------------|
| JEROME OWENS      | COUNTY JUDGE, Presiding  |
| MAXIE RILEY       | COMMISSIONER, PCT.#1     |
| PETE 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:

- |             |                |
|-------------|----------------|
| JOYCE MOORE | COUNTY AUDITOR |
|-------------|----------------|

Court convened into a workshop on the community collection center.

Commissioner Riley motioned that court recess to walk over the collection center and review matters with the engineer and contractor for the completion. Commissioner Mahan seconded the motion. All voted yes and none no. COURT RECESSED.....8:40 A.M.

COURT IN SESSION.....9:40 A.M.

James Mays, manager of the landfill in Angelina County presented a proposal for receiving compacted garbage from the County. He presented a cost of 4.50 for each ton with a projected increase for 1995 by \$1.25. Commissioner Mahan requested that a clause be included in the contract that a increase can not take effect within the middle of the year. He also requested that increases be submitted in the summer, in order that the Court can plan the cost in the budget.

Commissioner Mahan inquired as to the County being free from litigation as to OSHE regulations and fines. Mr. Mays responded that being a customer, the County would have a certain amount of liability. He added the contract does relieve the County of some liabilities.

A motion was made by Commissioner Riley and seconded by Commissioner Sawyer to authorize the County Judge to execute a contract after it has been submitted to the District Attorney for review as to legality and subject to the provision that notification of rate changes will be made by June 30th of each year. All voted yes and none no.

The Court projected March 16th as a grand opening date.

Refer to Page 2

Commissioner Sawyer motioned to set April 1, 1994 as the day when the collection center will be open for business. Commissioner Riley seconded the motion. All voted yes and none no.

Wayne Stolz explained the process for "registering" the collection center, which is not required, but will allow the expansion of its purpose and give broader usage. The registration will take 60-90 days with approximate cost of engineering services at \$1500.

A motion was made by Commissioner Sawyer to proceed with the registration of the collection center and upon submission of a contract, authorize the County Judge to execute same, after review and approval by the District Attorney. Commissioner Mahan seconded the motion. All voted yes and none no.

Matters necessary for completion were discussed:

- \* guard rail around the man hole with a chain hook
- \* solid enclosure
- \* hoses for cleaning purposes
- \* stability of welds vs. bolts
- \* gates to be easily opened and closed
- \* ramps need to have non-slip safety strips
- \* signage: slippery when wet/entrance/exit/hours and fees of operation/vehicle engines should be turned-off
- \* fixtures in bathroom
- \* mounds installed to keep vehicles from rolling
- \* fire extinguishers

COURT RECESSED FOR 10 MINUTES.....10:20 A.M.

COURT BACK IN SESSION:

Hours of operation were contemplated to be Monday through Friday from 9:00AM to 6:00PM and on Saturdays from 7:00AM - 3:00PM. Commissioner Mahan thrashed out the disadvantages of the center being closed on holidays. Because the Angelina landfill would be closed on holidays, Commissioner Sawyer felt they could not transfer the waste if the containers became filled completely.

Members of the court discussed rates and fees - price per bag or vehicle trunk load, average bags per week per family, etc. Judge Owens projected a cost of closing the landfill (appx.\$27,000) and operating the collection center to be approximately \$243,000 with \$209,000 budgeted. This does not include collection of fees. A motion was made by Commissioner Riley and seconded by Commissioner Sawyer to table enacting fees for further study. All voted yes and none no.

Commissioner Sawyer motioned to close the sanitary landfill on March 31, 1994 and open the new collection center on April 4, 1994. Commissioner Mahan seconded the motion. All voted yes and none no.

Commissioner Sawyer motioned to table consideration of hiring an engineer to direct the closing of the landfill, for further examination. Commissioner Mahan seconded the motion. All voted yes and none no.

A motion was made by Commissioner Riley that the meeting adjourn.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED....11:30 A.M.

SIGNED: Jerome Owens Jerome Owens, County Judge

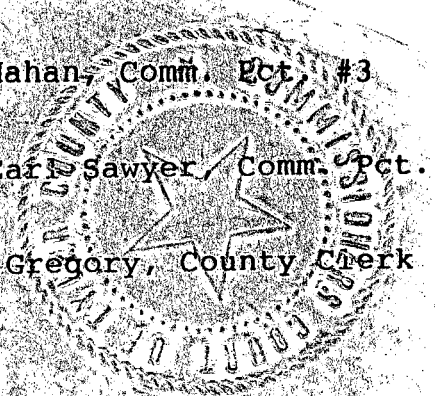
Maxie L. Riley Maxie L. Riley, Comm. Pct. #1

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





Everett Griffith, Jr. & Associates Inc.  
ENGINEERS • SURVEYORS

VOL. 328 PAGE 82

February 28, 1994

Honorable Jerome Owens, Judge  
Tyler County  
100 Courthouse  
Woodville, Texas 75979

Re: Application for registration of Tyler County Community Collection Center

Dear Judge Owens:

EGA, Inc. proposes to prepare an application for registration for the above referenced collection center. The application will include requirements as listed in 330.65; Registration for Solid Waste Management Facilities and as listed below:

- Part I of a permit application as required by 330.53
- Documentation of Population or Incoming Waste Rate
- Site Plan
- Land Use Narrative
- Site Operating Plan
- Legal Description
- Evidence of Competency
- Evidence of Financial Assurance
- Applicants Statement
- All Maps/Plats Required by the Application
  - Location Map
  - Topographic Map
  - Site Layout
  - Flood Plain Map
  - Others as Required

The engineering fee for the above application is \$ 1,500.00. If this proposal is acceptable please sign and return one copy. Thank you for the opportunity to be of assistance.

Sincerely,

*Wayne Stolz*  
Wayne Stolz, P.E.

Accepted:  
*Jerome Owens*  
Jerome P. Owens, Jr., County Judge

Date: 1<sup>st</sup> March 1994

408 North Third Street

THE STATE OF TEXAS

County of Tyler

I hereby certify that the foregoing instrument with its certificate of authentication was filed for record in my office on the 14<sup>th</sup> day of March 1994 at 12:00 o'clock P. M. and was this day duly recorded at 9:00 A.M., in Vol. \_\_\_\_\_ Pages \_\_\_\_\_ at seq. \_\_\_\_\_  
COMMISSIONERS COURT Records of said County.

Witness my hand and official seal at office in Woodville this 2<sup>nd</sup> day of August 1995.



*Dorcas Johnson*  
County Clerk,  
County Court, Tyler County, Texas

By *DJ* Deputy