

TYLER COUNTY COMMISSIONERS COURT
SPECIAL MEETING
November 16, 2007 ---- 2:00 p.m.

THE STATE OF TEXAS ON THIS THE 16th day of November, 2007 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:

JACQUES L. BLANCHETTE	COUNTY JUDGE
JOE MARSHALL	COMMISSIONER, PCT. #3
JACK WALSTON	COMMISSIONER, PCT. #4
DONECE GREGORY	COUNTY CLERK, EX OFFICIO

The following were absent: Commissioners Nash and Hughes thereby constituting
a quorum. In addition to the above were:

JOE SMITH	CRIMINAL DISTRICT ATTORNEY
LOU CLOY	ASSISTANT DISTRICT ATTORNEY
DAVID WAXMAN	GRANT ADMINISTRATOR
MARY MANN	TYLER COUNTY WATER SUPPLY
RAYMOND HOLLAND	TYLER COUNTY WATER SUPPLY
FRANK GADDIS	TYLER COUNTY WATER SUPPLY
TREY DAYWOOD	Manager, TYLER COUNTY WATER SUPPLY
LARRY SHEPHERD	L & L ENGINEERS & PLANNING

**ORCA grant contract #72661 from September 2006: drilling and establishment of
Rockland Water Well operated by Tyler County Water Supply.**

David Waxman presented a review of the history of the water well project for the
Rockland area. Judge Blanchette interjected for the record: recalling that all bids were
over budget, the bids had been reviewed by Commissioner Marshall, Judge Owens and
David Standifer (Tyler County Water Supply). In attempt to bring the bids within the
scope of the grant, there was a meeting with Jason with Holly Water Wells and some
consensus of working within the boundaries of the grant was agreed upon.

David Waxman said the storage tanks had not been a part of the bid.

Larry reported 620 depth test well had been drilled. The results met the required
standards.

October 2006 the county advertised for voluntary acquisition of property for the well.

Trey Daywood stated he had 15 years experience water systems. He observed an
abandoned home and well and possible abandoned septic system. The capping of the
original well was not included in the budget. The abandoned home will also have to be
removed.

There is a 207-220 gpm requirement. The cost of running pipeline to the existing well
site will be five and seven hundred thousand dollars. Right-of-way will also need to be
purchased. Electricity to the well was also not factored into the budget. They are very
concerned about the funding overages. It is standard industry practice to have a
representative from the water corp. to be present when testing etc. is done. Concerns that
sufficient notice of testing and logging has not been given for a representative to be
present.

Judge Blanchette went over the main points:

+ well location of contamination	+ GPM for present and future needs
+ cost of pipelines	+cost of easements
+standard industry practices issues of not being informed	+ electrical service not

Waxman reviewed:

- * the grant provides for 220 gpm
 - * 37,000 gal storage
 - * pump station
 - * 20 hook-ups for customers
- all were presented to the board for a \$250,000 grant

Blanchette asked board members present if they were aware of this.

Mary stated, "all they had received was what David Waxman had given the board". Mr. Standifer was manager at the time. These concerns were raised when Trey came on board. Mr. Waxman rebutted that a copy of the entire application had been sent to the Board of Managers and signed for by Ron Poindexter. Mary and Trey were not aware of this. Trey has been compiling documents that are incomplete such as unsigned contracts and bid documents.

Larry reported he and Jason looked at the location. Jason would drill a test well to see the quality of the water and how much it would produce. Jason's projection of the cost would be \$251,620. Larry added that a verbal arrangement with Jason was that he would plug the abandoned well at no cost. Approval with TCEQ was done and Dave should have copies on file at the Tyler Co. Water Supply Corporation. Mary and Trey have not seen these reports.

Bid was for a 400gpm well. Trey thinks that it is not feasible to spend the money for a well that would not produce the size of well needed.

After expenditures, a balance of \$226,000 is remaining. An overrun of \$31,620 was just for well and not in the budget.

Waxman reminded that a study had been done and paid for by the board in 2004 for a projected well; and that TCEQ had indicated the need for the well. Larry evoked that the 2004 study was done because TCEQ required it.

Joe Smith asked, "has bid and specs been done according to the contract"? Difference is that state contract says 220 gpm and bid says 400gpm because board wanted more water.

Larry addressed the projected pipeline of 6000 feet. Originally thought they could locate a well on FM256 to tie in the existing line. A 20 year projection would require over 300 gpm. The existing well would not be able to handle this.

David- if the district feels there is a mid-course correction that needs to be made due to feasibility, OK but TCEQ will need to approve alternate plans.

Raymond Holland stated it was his understanding that this was going to be a turn-key project. David Waxman remained that the maximum amount of the grant allowed was \$250,000 and the Water Supply Corp. got the full amount.

In response to Joe Smith, Larry said he was satisfied and thinks he can get 400 gpm. Trey addressed the cost of pipeline and laying the pipeline to keep cost down verses paying someone else to lay pipeline, also maybe using petroleum easements.

The management of the board and the engineer needs to come together and be more informed. Mr. Waxman request the board to formulate their plan within the next 30 days to meet the expiration date of July 26, 2008.

Mary Mann concerned that nobody told them that three phase electricity was there and there would be a \$500,000 cost for pipeline, so that they would be able to make more educated decisions.

Commissioners Court
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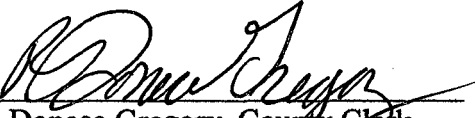
Commissioner Walston motioned the meeting adjourned. Commissioner Marshall seconded the motion. All voted yes and none no.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED.

I, Donece Gregory, County Clerk and ex officio member of the Tyler County Commissioners Court, do hereby certify to the fact that the above is a true and correct record of the Tyler County Commissioners Court session held on November 16, 2007.

Witness my hand and seal of office on this the 10th day of January, 2008.

Attest:


Donece Gregory, County Clerk
Tyler County, Texas

