

TYLER COUNTY COMMISSIONERS COURT
SPECIAL MEETING
October 30, 2009 ---- 8:33 a.m.

THE STATE OF TEXAS ON THIS THE 30th day of October, 2009 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, Presiding |
| MARTIN NASH | COMMISSIONER, PCT. #1 |
| RUSTY HUGHES | COMMISSIONER, PCT. #2 |
| MIKE MARSHALL | COMMISSIONER, PCT. #3 |
| JACK WALSTON | 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 |
| JOE SMITH | CRIMINAL DISTRICT ATTORNEY |
| MELISSIE EVANS | DISTRICT CLERK |
| SHARON FULLER | COUNTY TREASURER |
| DAVID HENNIGAN | SHERIFF |

Commissioner Marshall motioned to delete Ms. Jerry Dean from the signature card, due
to her accepting another job. **Commissioner Nash** seconded the motion. All voted yes
and none no.

Commissioner Walston motioned to approve Rhonda Hall, First Asst. Auditor, to sign
checks for the County. The motion was seconded by **Commissioner Hughes**. All voted
yes and none no.

A motion was made by **Commissioner Walston** to approve **line item transfers** as
presented by the **County Auditor for Road & Bridge, Pct. #4, County Auditor,
Veterans' Service Office, and Emergency Operations**, these being within their
budgets. The motion was seconded by **Commissioner Hughes**. All voted yes and none
no. SEE ATTACHED LINE ITEM TRANSFERS

A motion was made by **Commissioner Nash** to approve the **holiday schedule for 2010**,
as submitted by the **County Treasurer**, with exception to the Christmas holiday,
changing it to Thursday & Friday instead of Friday and Monday. **Commissioner
Walston** seconded the motion. All voted yes and none no. SEE ATTACHED.

Commissioner Nash motioned to appoint the following as members of the **Local Data
Advisory Board** as required by the Texas Department of Public Safety/Criminal Justice
Information System:

- | | |
|--|--|
| District Clerk- Melissie Evans | Chief Adult Probation Officer- Bruce Strickland |
| Sheriff Admn. Asst.- Gail Rains | Chief Juvenile Prob. Officer- Terry Allen |
| Chief Jailer- Steven Hoke | Dist. Atty. Felony Admn. Asst.- Paula Gibbs |
| Crim. Dist. Atty.- Joe Smith | Dist. Atty. Misd. Asst.- Dana Broom |
| County Judge- Jacques Blanchette | Chief Deputy County Clerk- Dean Rivers |
| County Clerk- Donece Gregory | Commissioner, Pct. #1- Jack Walston |
| Woodville Police Chief- Scott Yosko | Woodville Police Sergeant- Mike McCulley |
| Sheriff- David Hennigan | NetData Corp.- Debbie Reynolds |

Commissioner Hughes seconded the motion. All voted yes and none no.

A motion was made by **Commissioner Marshall** and seconded by **Commissioner
Walston** to authorize a **\$5 Records Archive Fee** to be charged by the **District Clerk**
beginning in 2010. All voted yes and none no. SEE ATTACHED PLAN.

A motion was made by **Commissioner Marshall** and seconded by **Commissioner Walston** to authorize a **Technology Fee** to be charged by the **District Clerk**, beginning in 2010. All voted yes and none no. The fee will be \$4 for each criminal case and \$10 in each civil case.

Commissioner Nash motioned to provide two **port-a-potties** for the **Christmas in Tyler County** event, to be paid from the economic development funds. The motion was seconded by **Commissioner Walston**. The commissioners requested the County Auditor to create a line item in the budget for future rentals. All voted yes and none no.

A motion was made by **Commissioner Nash** to authorize advertisement for bids to sell the Emergency Operations forklift. The motion was seconded by **Commissioner Walston**. All voted yes and none no. SEE ATTACHED NOTICE TO BIDDERS

Judge Blanchette commended Mrs. Wood on her service and motioned to reappoint Sue Wood to the **Workforce Solutions Board** for a three year term. **Commissioner Nash** seconded the motion. All voted yes and none no.

A motion was made by **Commissioner Hughes** to approve an **Easement Agreement** with Springfield Pipeline, LLC pertaining to the Black Stone A-7 South Unit, Well No. 2. The motion was seconded by **Commissioner Marshall**. Springfield will keep up the road and will be installing a six inch water well. All voted yes and none no. SEE ATTACHED EASEMENT.

A motion was made by **Judge Blanchette** to approve establishing a **bank account for Allan Shivers Library** for "Friends of the Library" donations. The motion was seconded by **Commissioner Marshall**. All voted yes and none no.

PRESENTATION:

David Waxman updated the court concerning his conversations with "Alexandria" representing the **Texas Department of Rural Affairs**. Ron Poindexter explained his reorganization and restructuring of his business, **ETEX Equipment, LLC**, due to hurricane Gustav and hurricane Ike. He reported work orders on 37 "Rita" recovery homes. He proposed his plan for deficiency payments on Contract #726192. Mr. Waxman recommended this be put in a letter form that can be submitted to the TDRA. Joe Smith advised it be placed on a court agenda as an action item.

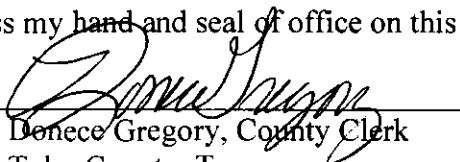
Commissioner Nash motioned and Commissioner Walston seconded the meeting to be adjourned. All voted yes and none no.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED: 9:20 a.m.

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 October 30, 2009.

Witness my hand and seal of office on this the 5th day of November, 2009.

Attest:


Donece Gregory, County Clerk
Tyler County, Texas

LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Veteran's Service Officer/General Fund

Date: October 30, 2009

Honorable Commissioners' Court of Tyler County:

I submit to you for consideration the following:

<u>Line Item</u>	<u>Budget</u>	<u>Amended</u>	<u>Increase (Decrease)</u>	<u>Additional Revenue</u>
Salaries	\$ 21,282.00	\$ 21,652.00	\$ 370.00	
Social Security	1,629.00	1,659.00	30.00	
Training & Education	<u>2,500.00</u>	<u>2,100.00</u>	<u>(400.00)</u>	
				-0-

Reason: Invalid assumptions underlying budget estimates of receipts and disbursements.


 Ellen Craig, Veteran's Service Officer

Approved Commissioners Court


 Attest County Clerk

NOV 10 2009
 10:00 AM

LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Tyler County, Pct. 4/R&B 4

Date: October 30, 2009

Honorable Commissioners' Court of Tyler County:

1030
1030


I submit to you for consideration the following:

<u>Line Item</u>	<u>Budget</u>	<u>Amended</u>	<u>Increase (Decrease)</u>	<u>Additional Revenue</u>
024-451-030 Tires & Tubes	\$ 10,000.00	\$ 15,000.00	\$ 5,000.00	
024-451-031 Culverts	16,000.00	26,000.00	10,000.00	
024-451-032 Road Material	52,000.00 100,000.00	120,000.00	72,000.00	
024-453-045 Purchase of Equipment	140,500.00	105,500.00	(35,000.00)	
				-0-

Reason: Invalid assumptions underlying budget estimates of receipts and disbursements.


 Jack Walston, Commissioner, Pct. 4

Approved Commissioners Court


 Attest County Clerk

LINE ITEM TRANSFER-BUDGET AMENDMENT

*Approved
10/30/09*

Department & Fund: County Auditor/General Fund

Date: October 30, 2009

Honorable Commissioners' Court of Tyler County:

POSTED

I submit to you for consideration the following:

<u>Line Item</u>	<u>Budget</u>	<u>Amended</u>	<u>Increase (Decrease)</u>	<u>Additional Revenue</u>
010-422-001 Salaries	\$ 86,292.00	\$ 86,742.00	\$ 450.00	
010-422-002 Social Security	6,602.00	6,652.00	50.00	
010-422-003 Retirement	6,537.00	7,337.00	800.00	
010-422-004 Hospitalization	19,395.00	18,095.00	(1,300.00)	
010-422-009 Telephone	2,100.00	2,675.00	575.00	
010-422-012 Training & Education	<u>3,000.00</u>	<u>2,425.00</u>	<u>(575.00)</u>	

-0-

Reason: Invalid assumptions underlying budget estimates of receipts and disbursements.

Joyce Moore

Joyce Moore, County Auditor

Approved Commissioners Court

[Signature]

Attest County Clerk

LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Emergency Operations Center Fund

Date: October 30, 2009

Honorable Commissioners' Court of Tyler County:

I submit to you for consideration the following:

<u>Line Item</u>	<u>Budget</u>	<u>Amended</u>	<u>Increase (Decrease)</u>	<u>Additional Revenue</u>
Telephone	\$ 2,850.00	\$ 4,350.00	\$ 1,500.00	
Purchase of Equipment	8,000.00	5,500.00	(2,500.00)	
Vehicle Operations/Maint.	<u>3,100.00</u>	<u>4,100.00</u>	<u>1,000.00</u>	
				-0-

Reason: Invalid assumptions underlying budget estimates of receipts and disbursements.


 Steve Bell, Assistant Coordinator, EOC

Approved Commissioners Court


 Attest County Clerk

**Tyler County
Holiday Schedule
2010**

January 1, 2010	Friday	New Year's Day
January 18, 2010	Monday	Martin Luther King
February 15, 2010	Monday	President's Day
April 2, 2010	Friday	Good Friday
May 31, 2010	Monday	Memorial Day
July 2, 2010	Friday	Independence Day
September 6, 2010	Monday	Labor Day
October 11, 2010	Monday	Columbus Day
November 11, 2010	Thursday	Veteran's Day
November 25 & 26, 2010	Thurs./Fri.	Thanksgiving
December ^{23 & 24} 24 & 27, 2010	Fri./Monday ^{Thurs./Fri.}	Christmas
December 31, 2010	Friday	New Year's Eve

TYLER COUNTY DISTRICT COURT
RECORDS ARCHIVE PLAN FOR
PRESERVATION AND RESTORATION OF DISTRICT COURT
RECORDS ARCHIVE
2010

"State law requires district clerks to maintain large amounts of court records permanently. In order to preserve and maintain these documents, offices are storing documents electronically or on a digital format. State law and state library rules dictate that the film and digital images be maintained permanently with a storage plan to secure the future transition of digitized records to new media that allows access to these records."
81st (R) Legislative Session – SB 1685

The purpose of this plan is to define the restoration and preservation, digital capture, storage, retention and management of archived records belonging to the District Clerks' Office. It is the intent of the District Clerks' office to follow guidelines set by the Texas State Library and Archives Commissioner.

Government Code 51.305 District Court Records Technology Fund

- (1) **"Court document"** means any instrument, document, paper, or other record that the district clerk is authorized to accept for filing or maintenance. This includes any suit filed, including an appeal from an inferior court, or a cross-action, counterclaim, intervention, contempt action, motion for new trial, or third party petition in the district court of the county.
- (2) **"Deterioration"** means any naturally occurring process or a natural disaster that result in the destruction or partial destruction of a court document.
- (3) **"Preservation"** means any process that:
 - (A) Suspends or reduces the deterioration of a court document; or
 - (B) Provides public access to a court document in a manner that reduces the risk of deterioration.
- (4) **"Restoration"** means any process that permits the visual enhancement of a court document, including making the document more legible.
- (5) The fee for "Records Archive" under Local Government Code, Sec. 51.305 (b) is for preservation and restoration services performed in connection with maintaining a district court records archive.
 - a. The fee is to be paid at the time a person, excluding a state agency, presents a document to the district clerk for filing.
 - b. The fee shall be deposited in a separate records technology fund in the general fund of the county.
 - c. The money generated from the fee imposed may only be expended for the preservation and restoration of the district records archive.

- d. Funds will be expended as provided by law and would include the following:
- i. Restoration and preservation of deteriorated books, permanent exhibits, and documents to prevent further deterioration.
 - ii. Purchase of supplies needed for records preservation to include file folders or case binders, boxes, shelving, labels, archival supplies, etc.
 - iii. Provide for proper space and storage of files, documents, boxes, film, etc.


Adopted by the Commissioners' Court of Tyler County, Texas on this the 30th day of October, 2009.



Honorable Jacques L. Blanchette, Tyler County Judge



Honorable Martin Nash, Commissioner Precinct 1



Honorable Rusty Hughes, Commissioner Precinct 2



Honorable Mike Marshall, Commissioner Precinct 3



Honorable Jack Walston, Commissioner Precinct 4



539 South Chestnut, Suite 300 Lufkin, Texas 75901

Phone: 936-639-8898 Fax: 936-633-7491

October 23, 2009

Honorable Jacques L. Blanchette
County Judge, Tyler County
100 Courthouse
Woodville, Texas 75979

Dear Judge Blanchette:

I am writing to ask your assistance in the Board member reappointment process for Ms. Sue Wood whose term expires on December 31, 2009. She has agreed to serve another three-year term, if it is your pleasure.

The reappointment process is the same as the original appointment process and the Board staff will be happy to process the paperwork for their reappointments if you choose. Please let us know how you would like to handle this Board position by contacting Charlene Meadows or Rita Fancher at 936-639-8898.

Sincerely,

A handwritten signature in cursive script that reads "Rita Fancher for".

Garvey Jackson
Chair

GJ/rgf

A faint rectangular stamp with illegible text and a handwritten signature or initials "AP" in the center.

Publish three times
____ Newspaper
____ Court Agenda
____ County Clerk

NOTICE TO BIDDERS

Sealed bids addressed to the County of Tyler to sell the following:

**ID# 10302009-01 Rough Terrain Fork Lift, Model MLT-6-CH, SN CC-1324/
Detroit Diesel Allison Div. Engine**

Will be received in the office of the County Auditor, 100 West Bluff, Room 110, Woodville, Texas, until 10:00 a. m. on December 14, 2009 at which time and place all bids received will be publicly opened.

FACSIMILE TRANSMITTALS SHALL NOT BE ACCEPTED.

PLEASE MAKE REFERENCE ON THE FACE OF THE ENVELOPE AS TO ITEM(S) FOR WHICH YOU ARE BIDDING.

Information may be obtained by contacting Steve Bell or Ellis Jones at (409) 331-0874. Items may be seen at the Tyler County Emergency Operations Center, 201 Willow, Woodville, TX between the hours of 8:00 a.m. - 3:00 p.m. Monday - Friday. Equipment is sold in as is condition.

Payments will be processed by the County Auditor after notification of satisfactory receipt of items.

Tyler County reserves the right to award by unit cost or lump sum discounted.

Tyler County reserves the right to reject any or all bids and to waive formalities and technicalities to negotiate sale.

**JOYCE MOORE
COUNTY AUDITOR
TYLER COUNTY, TEXAS**

ROAD EASEMENT

STATE OF TEXAS §

COUNTY OF TYLER §

THIS AGREEMENT, made and entered into effective October __, 2009 by and between County of Tyler, State of Texas, _____, Woodville Texas 75979 (Grantor) and Springfield Pipeline LCC, including Springfield Pipeline LLC's subsidiaries and assigns, 1201 Lake Robbins Drive, The Woodlands, Texas 77380 ("Grantee").

WITNESSETH:

For and in consideration of the sum of Ten Dollars and Other Valuable Considerations, in the hand paid, the receipt and sufficiency of which are hereby acknowledged, Grantor does hereby grant, and assign, a road easement to enter the following described lands (hereafter referred to as the "Subject Lands") in TYLER COUNTY, TEXAS, to-wit:

178.47 acres, more or less, out of the James Blunt Survey, A-7, Tyler County, Texas, and being more particularly described in a certain Corrected Special Warranty Deed dated August 2, 1960 between International Paper Company and the County of Tyler, State of Texas, recorded in Volume 179, Page 541, of the Deed Records, Tyler County, Texas.

It is understood and agreed that this Easement covers a 40 foot strip of property as indicated on EXHIBIT "A", for the purpose of allowing Grantee access to other lands for the construction and maintenance of the Springfield Pipeline LLC, Black Stone A-7 South Unit, Well No. 2 Pipeline. Grantee shall only use the road as is reasonably necessary for access to said lands. This permit shall exist for a period of one year from the date hereof and for so long thereafter as Grantee requires for use to service and maintain its pipeline and operations on and in the vicinity of the said lands.

It is understood and agreed that at the end of the term of this document all materials and improvements, meaning gravel, gates, cattle guards, and culverts will become the property of the current surface owner(s).

Grantor shall give Grantee, so long as Grantee is complying with the terms hereof, a covenant of quiet enjoyment of the Grantee's use of the easement: provided, however, that Grantor, his heirs, assigns, subcontractors, employees and/or tenants shall retain an equal right to use said roadway for any and all passage purposes; provided Grantee shall not be liable for any injury or damage to Grantor or third persons resulting from such use. Grantor, his heirs, assigns, shall not permit interference with Grantee's general use of said easement. Grantee shall maintain the road which is subject of this easement in good condition so that ordinary automobile travel will not be impeded in traversing the said roadway.

It is, however, understood and agreed that out of the easement hereby conveyed there is excepted and reserved unto Grantor, their heirs and assigns, the free and uninterrupted use, liberty and easement of passing in and along a certain passageway or road across the Subject Lands, and to use such passageway or road across at all times common with Grantee, his heirs and assigns.

The payment of the consideration specified above shall cover the easement and surface damages, but shall not release or discharge Grantee from responding in damages for injury to or death of livestock of Grantor or a tenant of Grantor. Grantee shall be liable for any damages caused by

Texas Department of Rural Affairs

1700 North Congress
 P. O. Box 12877
 Austin, Texas 78711

*Forward to
 JOYCE!
 Mandy*
 (512) 936 - 7887
 Alexandra Gamble *AG*

LOAN BILLING STATEMENT

County of Tyler County
 100 W. Bluff St., Room 102
 Woodville, TX 75979

*RECEIVED
 SEP 8 8 17 AM
 AP*

Contract No.: **726192**
 Payment Due Date: **7/1/2009**
 Scheduled Payment Amount: **\$557.50**
 Interest Rate: **4.00**

Payment Factor	Balance	Year to Date	Delinquent	Current Payment
Principal	84,651.30	2,437.17	1,672.50	557.50
Interest		2,580.33		
Escrow				
Fees & Charges				
Total Now Due				2,230.00

Joe Smith says we need to put this on the agenda & invite Mr. Peindexter to the meeting. Joyce

IMPORTANT MESSAGES

Please enclose this coupon with payment
PROGRAM INCOME TRANSMITTAL FORM *

DATE PAID _____
 CHECK NUMBER _____
 AMOUNT _____

Contract No.: 726192 Next Due: 7/1/2009

County of Tyler County
 RE: ETEX Equipment, LLC
 100 W. Bluff St., Room 102
 Woodville, TX 75979

PLEASE SEND PAYMENT COUPON TO

**Texas Department of Rural Affairs
 Accounting Department
 P. O. Box 12877
 Austin, Texas 78711-1287**

	Delinquent	Amount Due
Principal	1,672.50	557.50
Interest		
Escrow		
Fees & Charges		
TOTAL NOW DUE		2,230.00
Additional Principal		
Additional Interest		
Additional Misc.		
TOTAL PAYMENT		



All + Jova, Joe, Shawn, Shuff, Melissie

TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 102 / Woodville, Texas

FRIDAY

October 30, 2009

8:30 AM

8:33

MARTIN NASH
Commissioner, Pct. 1

RUSTY HUGHES
Commissioner, Pct. 2

JACQUES L. BLANCHETTE
County Judge

MIKE MARSHALL
Commissioner, Pct. 3

JACK WALSTON
Commissioner, Pct. 4

NOTICE Is hereby given that a *Special Meeting* of the Tyler County Commissioners Court will be held on the date stated above, at which time the following subjects will be discussed;

Agenda

"wisdom to know what's right ... courage to do it"

> CALL TO ORDER

- Establish quorum

N/H ✓

i. CONSIDER/APPROVE:

A. Appointment of Local Data Advisory Board as required by the Texas Department of Public Safety - Criminal Justice Information System (CJIS) - *Joe R. Smith, Criminal District Attorney*

- Dist Clerk - *Melissie Evans*
- Chief Prob - *Strickland*
- Chief Ju Prob - *T. Allen*
- Emil Davis - *Adm Asst. to SO*
- Steven Holze - *Chief Jailor*
- Paula Gibbs - *Felony Adv. DA*
- *Data Broom - Misc. Adv. DA*

- Joe - Crim. Dist.*
- Judge Blanchette - Co Judge.*
- Den Kiver - Chief*
- Dep Gregory - Co Clk*
- Walshaw - Comm Pct. 1*

- Scott V. P. Co - Chief*
- M. McCully - St. W. P.*
- Sherrill Henner -*
- Debra Reynolds -*
- Net data*

m/w ✓

B. Bank Account Signature Deletion of Ms. Jerry Dean - *Joyce Moore, Auditor*

w/H ✓

C. Bank Account Signature Addition of Ms. Rhonda Hall - *J. Moore*

w/H ✓

D. Line Item transfers - *J. Moore* Pet 4, Co Aud., Vet Serv, Emerg Op

N/W ✓

D. Tyler County Holiday Schedule for 2010 - *Sharon Fuller, Treasurer* Chg Christmas

m/w ✓

E. District Court 2010 Records Archive Fee - *Melissie Evans, District Clerk* \$5

m/w ✓

F. District Court 2010 Technology Fee - *M. Evans* \$4 crim \$10 Civil

N/W ✓

G. Providing Port-a-potties for the "Christmas in Tyler County" event - *M. Nash* Two - econ funds
create a line item in the buds for future

Tyler County Local Data Advisory Board

Data Reporting Improvement Plan

Creation of Board

The Tyler County Local Data Advisory Board (hereinafter referred to the "Board") was created on October 20, 2009 by the Commissioners Court of Tyler County, Texas pursuant to Senate Bill 1061 which amended Chapter 60 of the Texas Code of Criminal Procedure. This Board was established due to the disposition completeness percentage of Tyler County being below 90 percent.

Members

In order to comply with Article 60.10 and 60.09(b), the Board consists of the following members: Sheriff of Tyler County; Sheriff Administration Assistant; Chief Jailer; County Judge; Woodville Police Chief; Woodville Police Sergeant; Commissioner Pct. 1; District Attorney Felony Administration; District Attorney Misdemeanor Assistant; Criminal District Attorney; Chief Deputy; County Clerk of Tyler County; District Clerk of Tyler County; Net Data Representative, Debbie Reynolds; and Tyler County Juvenile Probation Officer; Chief Adult Probation Officer.

Definition of Issues

After discussion and review, the Board has established the following problems that need to be addressed in order to meet compliance:

- 1) Cases remaining open are affecting the overall percentage for the county. Open cases includes the following:
 - a) Un-arrested bond forfeiture cases;
 - b) Un-arrested surety to withdraw cases;
 - c) Cases returned to the agency for additional information needed for prosecution;
 - d) Cases with no record disposition; and
 - e) Cases not filed by a law enforcement agency with the Criminal District Attorney's Office.
- 2) Arrests being made in Tyler County, and processed through the Tyler County Law Enforcement Center, are fingerprinted on the Mentalix fingerprints software imaging system. The following errors are affecting the overall percentage of the county:
 - a) The information submitted to Department of Public Safety (DPS) is not directly linked with the software operating system for the county, Net Data. Any errors appearing on Mentalix, will not always appear on the Net Data server;

- b) Fingerprints are not accepted by DPS due to quality; and
 - c) The time of the arrest between the hours of 11:45 and 12:15 are submitting the wrong day of arrest.
- 3) The following operator errors are affecting the overall percentage of the county:
- a) Incorrect prosecutor action entered;
 - b) Duplicate charges entered into the system due to re-indictment, motions to revoke, or motions to adjudicate;
 - c) Incorrect offense code entered;
 - d) Incorrect TRN/TRS entered;
 - e) Invalid class of offense entered; and
 - f) Special characters added to the suspect's name that is not identifiable by DPS.

Correction of Current Issues

In order to correct the above defined issues, the Board has established the following guidelines in order to raise the county's compliance rating:

- 1) An open case report will be printed by a designee of the Board on a quarterly basis and distributed to the District Clerk, District Attorney, County Clerk, County Attorney, Tyler County Sheriff, Tyler County Juvenile Services, and each and every law enforcement agency located within Tyler County.
 - a) Each office or law enforcement agency will be responsible to review the open case report and determine which cases can be closed;
 - b) All cases sent back to law enforcement agencies for additional information from the Criminal District Attorney, will be followed up with a letter from the prosecutor's office on a monthly basis in order to keep track of the progress on the case and have documentation as to why the case still remains open;
 - c) The Criminal District Attorney's Office will review all pending bond forfeiture and surety to withdraw cases and make a determination if the case remains pending or should be dismissed; and
 - d) The printing and forwarding of open case reports shall be done on a quarterly basis to begin no later than April 1, 2010.
- 2) The Tyler County Sheriff's Office will receive daily reports from the Mentalix fingerprint software imaging system.
 - a) Chief Deputy will designate an individual within the Sheriff's Office to review and correct any errors appearing on the report;
 - b) The information entered into the Mentalix system will be cross checked on a weekly basis with the information entered into the Net Data system; and

- c) After correction of any errors appearing between the two systems, the arrest information will then be checked through the DPS website to ensure the correction reported.
- 3) The County Clerk, District Clerk, Criminal District Attorney, and Tyler County Sheriff's Office, do receive weekly error reports printed by ISS and generated by Net Data. These reports detail cases with errors not reporting to DPS. This aids each office in the correction of common operator errors.
 - a) Each office will designate an individual within their office to review and correct any errors appearing on the report;
 - b) Once errors are corrected on the Net Data system, the case will then be checked through the DPS website to ensure the correction reported;
 - c) Each official will notify the Board of the designee, or any subsequent change in designee, for their office, and the Board will distribute a contact list to each office;
 - d) Each office will communicate with other offices as needed in order to correct any errors or problems with CJIS reporting;
 - e) In order to reduce the amount of duplicate charges being entered, all warrants and information to jailers will have the corresponding TRN and SID number added to the top portion of the form by the clerks. This process will alert the jail staff that a TRN already exists and not to re-enter the case;
 - f) All warrants issued will have a section added, in case of an out of county arrest, that states: Please forward fingerprints to:
 - g) If DPS has not received fingerprints, or fingerprints were rejected because of error, the Defendant will be fingerprinted upon arraignment, pre-trial, but no later than plea or sentence date.
- 4) All error reports from 2006 to present date will be corrected by each office no later than January 1, 2012. If unable to correct an error, each office will make appropriate documentation and submit a letter stating reasons to the Board.
- 5) Each office will utilize the DPS website and Net Data system to run reports, check status of cases, and research reasons for errors as needed in order to maintain compliance.

Continuation of Plan in Order to Maintain Compliance

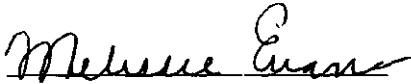
In order to permanently maintain the county's disposition completeness percentage at or above 90 percent, the Board further finds the following:

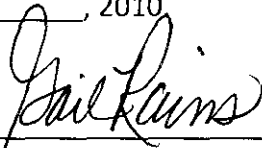
- 1) Once the county's disposition completeness percentage is at or above 90 percent, the Board will meet on a semi-annual basis or as needed throughout the year;
- 2) The Board proposes a new version of live scan fingerprinting system be installed in the Tyler County Justice Center;

- 3) The Board will run periodic compliance reports to ensure the county's percentage is at or above 90 percent; and
- 4) Each official or designee will report any changes or problems to the Board. The Board will determine what steps need to be taken in order to resolve the issue.

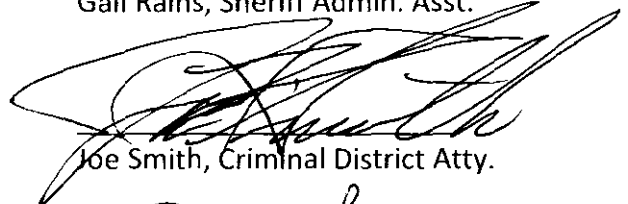
IT IS THEREFORE ORDERED, the above Data Reporting Improvement Plan is hereby agreed to and approved by all parties appointed on the Board as evidenced by their signatures below.

Signed and approved on this the ____ day of _____, 2010


Melissie Evans, District Clerk


Gail Rains, Sheriff Admin. Asst.

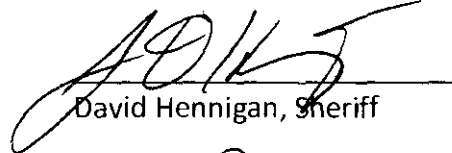

Steven Hoke, Chief Jailer

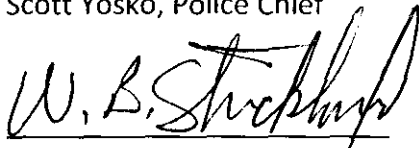

Joe Smith, Criminal District Atty.



Jacques Blanchette, County Judge



Donece Gregory, County Clerk

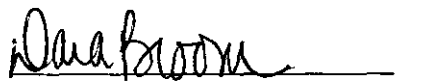

Scott Yosko, Police Chief



David Hennigan, Sheriff

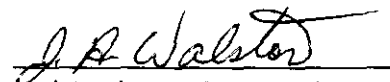

Bruce Strickland, Chief Adult Probation Officer

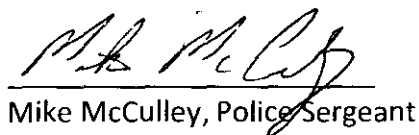

Terry Allen, Chief Juvenile Probation Officer


Paula Gibbs, District Atty. Felony Administration Assistant


Dana Broom, District Atty. Misd. Assistant


Dean Rivers, Chief Deputy County Clerk


Jack Walston, Commissioner Pct. 4


Mike McCulley, Police Sergeant


Debbie Reynolds, NetData Corp.

H. Going out for bids to sell the EOC forklift - M. Nash
prev purch from surplus

N/W

J/N

I. Reappointment of Ms. Sue Wood to the WorkForce Solutions Board for a three year term. - J. Blanchette

M/M

J. Easement Agreement with Springfield Pipeline LLC, Black Stone A-7, South Unit, Well No. 2 Pipeline
- R. Hughes

Winkton quest. Smith ->

Spr. will keep up road & be putting in a 6" water well

J/M

K. Establishing a "Friends of the Library" Bank Account for Allan Shivers Library - Rose Mary Bunch, Allan Shiver Library To be able to receive donations from individuals

II. PRESENTATION

A. Proposed catch-up plan for deficiency on Texas Department of Rural Affairs (TDRA) Contract No. 726192

- Ron Poindexter, ETEX Equipment, LLC

D. Waxman gave status ~~at this~~ includ. his conversations w ^{"Akron"} a party from TDRA
* slow down of construct due to Hurrr ~~Ike~~ Gustav & Ike, his reorg. & re structural of his business
1692 so div (696 for 12 mths)
This month did 37 repairs recovery houses

> ADJOURN 9:20

Waxman recom Ron put in letter
Joe S add to Agenda as mai act. item

JACQUES L. BLANCHETTE
County Judge

I do hereby certify that the above Notice of Meeting of the Tyler County Commissioners Court is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice at the Tyler County Courthouse in a place readily accessible to the general public at all times and that said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting, as is required by Section 551.002 & 551.041.

Executed on _____ 2009 Time _____

DONECE GREGORY, County Clerk/Ex Officio Member of Commissioners Court

By: _____ (Deputy)

Criminal Justice Information System
(CJIS) - Local Data Advisory
Board Members

Melissie Evans - District Clerk

Bruce Strickland - Chief Probation Off.

Terry Allen - Chief Probation Office
Adult
Juvenile

Gail Rains - Admin. Asst. - TCSO

STEVEN HOKE - Chief Jailer - TCSO

Paula Gibbs - Felony Admin. - D.A.

Dana Broom - Mis. Admin. - D.A.

JOE SMITH - District Attorney

JACQUES L. BLANCHETTE - Co. Judge

DEAN RIVERS - Adm. Ass. - Co. Clerk

DONECE GREGORY - County Clerk

JACK WALSTON - Co. Commissioner

SCOTT YOSKO - Chief - WPD

MIKE McCULLY - Sgt - WPD

DAVID HENNIGAN - Sheriff - TCSO

~~MARTIN NASH - Co. Commissioner~~

DEBBIE REYNOLDS - NET Data Rep.



TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 102 / Woodville, Texas

FRIDAY
October 30, 2009
8:30 AM

MARTIN NASH
Commissioner, Pct. 1

RUSTY HUGHES
Commissioner, Pct. 2

JACQUES L. BLANCHETTE
County Judge

MIKE MARSHALL
Commissioner, Pct. 3

JACK WALSTON
Commissioner, Pct. 4

NOTICE Is hereby given that a *Special Meeting* of the Tyler County Commissioners Court will be held on the date stated above, at which time the following subjects will be discussed;

Agenda

"wisdom to know what's right ... courage to do it"

➤ **CALL TO ORDER**

- Establish quorum

I. CONSIDER/APPROVE:

- A. Appointment of Local Data Advisory Board** as required by the Texas Department of Public Safety - Criminal Justice Information System (CJIS) – *Joe R. Smith, Criminal District Attorney*
- B. Bank Account Signature Deletion** of Ms. Jerry Dean – *Joyce Moore, Auditor*
- C. Bank Account Signature Addition** of Ms. Rhonda Hall – *J. Moore*
- D. Line Item transfers** – *J. Moore*
- D. Tyler County Holiday Schedule** for 2010 – *Sharon Fuller, Treasurer*
Schedule attached
- E. District Court 2010 Records Archive Fee** – *Melissie Evans, District Clerk*
- F. District Court 2010 Technology Fee** – *M. Evans*
- G. Providing Port-a-potties** for the "Christmas in Tyler County" event – *M. Nash*
- H. Going out for bids** to sell the EOC forklift – *M. Nash*
- I. Reappointment** of Ms. Sue Wood to the WorkForce Solutions Board for a three year term. – *J. Blanchette*
Letter from WorkForce Solutions attached
- J. Easement Agreement** with Springfield Pipeline LLC, Black Stone A-7 South Unit, Well No. 2 Pipeline – *R. Hughes*
Front page of agreement attached
- K. Establishing** a "Friends of the Library" Bank Account for Allan Shivers Library – *Rose Mary Bunch, Allan Shiver Library*

II. PRESENTATION

- A. Proposed catch-up plan** for deficiency on Texas Department of Rural Affairs (TDRA) Contract No. 726192 – *Ron Poindexter, ETEX Equipment, LLC*
Loan billing statement attached

➤ **ADJOURN**