

TYLER COUNTY COMMISSIONERS COURT
SPECIAL MEETING
April 4, 2011 ---- 8:30 a.m.

THE STATE OF TEXAS ON THIS THE 4th day of April, 2011 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:

SHARON FULLER	COUNTY TREASURER
CAROL DOWDY	ASST. COUNTY AUDITOR
DAVID HENNIGAN	SHERIFF
AUDREY PELLY	COURT COORDINATOR
DALE FREEMAN	EMERGENCY MANAGEMENT

Judge Blanchette stated he was sensitive to the citizens that wanted to be able to burn, but the court also had a responsibility to look out for the good of those citizens. He was mindful of the fact that the fire departments are volunteer with limited resources. A motion was made by **Commissioner Marshall** to put the order prohibiting outdoor burning into effect. The motion was seconded by **Commissioner Nash**. Commissioner Hughes suggested the prohibition begin on Wednesday at noon for 90 days. Therefore, the motion was amended that the **order prohibiting outdoor burning** become effective on April 6, 2011 at noon for 90 days. All voted yes and none no. SEE ATTACHED ORDER

Judge Blanchette stated the court wanted to reserve the right to pursue consideration of amending the previous adopted **flood plain ordinance** by reviewing the statutes; therefore, he made the motion to table any action at this time to amend the previous adopted ordinance. **Commissioner Hughes** seconded the motion. All voted yes and none no.


A motion was made by **Commissioner Marshall** to authorize advertisement for bids for a used wheel loader. The motion was seconded by **Commissioner Walston**. All voted yes and none no.

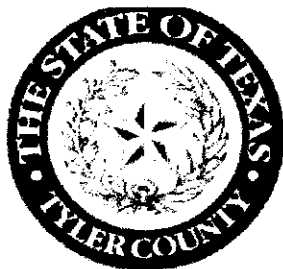
A motion was made by Commissioner Nash and seconded by Commissioner Marshall for the meeting to adjourn. All voted yes and none no.

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 April 4, 2011.

Witness my hand and seal of office on this the 4th day of April, 2011.

Attest: 
Donece Gregory, County Clerk, Tyler County, Texas



Order

BY THE

Commissioners Court of Tyler County

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

STATE OF TEXAS §
 §
COUNTY OF TYLER §

ORDER PROHIBITING OUTDOOR BURNING

WHEREAS, the Commissioners Court finds that circumstances present in all or part of the unincorporated area of the county create a public safety hazard that would be exacerbated by outdoor burning;


IT IS HEREBY ORDERED by the Commissioners Court of Tyler County that all outdoor burning in the unincorporated area of the county for 90 days from the date of adoption of the Order, unless restrictions are terminated earlier based on a determination made by the Texas Forest Service or this Court. This Order is adopted pursuant to Local Government Code §352.081, and other applicable statutes. This Order does not prohibit outdoor burning activities related to public health and safety that are authorized by the Texas Commission on Environmental Quality for: (1) firefighter training; (2) public utility, natural gas pipeline or mining operations; (3) planting or harvesting of agricultural crops; or, (4) burns that are conducted by a prescribed burn manager certified under Section 153.048, Natural Resources Code, and meet the standards of Section 153.047, Natural Resources Code.

IN ACCORDANCE with Local Government Code §352.081(h), a violation of this Order is a Class C misdemeanor, punishable by a fine not to exceed \$500.00.

ADOPTED this 4th day of April, 2011 by a vote of 5 ayes and 0 nays effective the 6th day of April, 2011 at 12:00 NOON.


JACQUES L. BLANCHETTE
County Judge

Attested by:


DONECE GREGORY
County Clerk, Tyler County

NOTICE TO BIDDERS

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

ID# 04042011-01 Used Articulating 4-Wheel Drive Rubber Tired Wheel Loader

Specifications for Used Articulating 4-wheel Drive Rubber Tired Wheel Loader:

<u>DESCRIPTION</u>	<u>SPECIFICATIONS</u>
<u>ENGINE:</u>	<ul style="list-style-type: none">* Designed & built by machine manufacturer* Turbo Charged, six cylinder & charge air cooled diesel* Minimum net peak horsepower of 167 hp @ 1,900 rpm and certified to EPA Tier 3* Fuel system shall be high-pressure, common rail
<u>COOLING:</u>	<ul style="list-style-type: none">* Hydraulically driven fan drive, proportionally controlled* Cooling system isolated from engine compartment* Two-sided access to all coolers
<u>TRANSMISSION:</u>	<ul style="list-style-type: none">* Torque-converter, power shift transmission* 4 forward and 3 reverse gears* Transmission shall be able to reach 22 mph in 4th gear forward and 14 mph in 3rd gear with 20.5R25 tires* Ride control
<u>STEERING & ARTICULATION:</u>	<ul style="list-style-type: none">* 80-degree articulation angle (40 degrees each direction)* Turn radius of 16 ft. 5 inches* Pump: variable-displacement, axial-piston, closed-center, pressure-compensating system
<u>FINAL DRIVES:</u>	<ul style="list-style-type: none">* Heavy-duty, inboard mounted planetary* Sealed in cooled, filtered oil* Rear Axle shall have a minimum 24 degree oscillation, stop to stop, when equipped with 20,5R25 tires
<u>BRAKES:</u>	<ul style="list-style-type: none">* Brake shall be hydraulically actuated, inboard, sun gear mounted, Oil cooled, self adjusting, single disc* Parking brake shall be automatic, spring applied, hydraulically released, oil cooled* Sealed in pressurized, cooled, filtered oil
<u>TIRES:</u>	<ul style="list-style-type: none">* 20.5R25 L2 Radial Tires w/1 pc. Rims

HYDRAULICS:

- * Variable-displaced, axial-piston pump
- * Closed center, pressure compensating hydraulic system
- * 50 GPM pump flow
- * Equipped with hydraulic attachment coupler

ELECTRICAL:

- * 24 Volt w/80 amp alternator
- * Two (2) 950 CCA (each) batteries
- * Master disconnect switch
- * Driving lights
- * Front & Rear LED turn signals & marker lights
- * LED Brake & hazard warning lights
- * 24-volt – 12 volt converter
- * Solid-state electrical power distribution system using circuit board technology and solid-state switches

CAB:

- * Air Conditioner/Heater
- * Cloth-covered, air suspension seat w/arm & head rests
- * 3 inch seat belts
- * Front & rear wipers
- * Rearview mirrors

LOADER BUCKET:

- * 3.0 Cu. Yd. Coupler Bucket with teeth and cutting edge

OPERATING WEIGHT:

- * Minimum 30,500 Lbs.

MACHINE:

- * Less than 200 hours

WARRANTY:

- * Minimum of power train plus hydraulics for 270 days

Will be received in the office of the County Auditor, 100 West Bluff, Room 110, Woodville, Texas, until 8:30 a.m. on April 15, 2011, at which time and place all bids received will be publicly opened. **FACSIMILES SHALL NOT BE ACCEPTED.**

Specifications may be secured at the office of the County Auditor.

PLEASE MAKE REFERENCE ON THE FACE OF THE ENVELOPE AS TO ITEM(S) FOR WHICH YOU ARE BIDDING. REMIT SIX COPIES ALONG WITH ORIGINAL BID.

The 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.

**JACKIE SKINNER
COUNTY AUDITOR
TYLER COUNTY, TEXAS**



TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 101 / Woodville, Texas

MONDAY
April 4, 2011
8:30 AM

*All present + Sharon
David, Audrey, & Carl Ann*

+ Dale #

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

"the wisdom to know the right thing... the courage to do it"

CALL TO ORDER

- Establish quorum

I. CONSIDER/APPROVE:

Consider by Court during this time posted by Hughes - to put into effect Amend to Wednesday at Noon for 90 days

Do Ris Th - Five depts. an volunteer & their sensitive to people that want All yes

FEMA wants more the Restrictive ordinance Model ordinance

*M/A
J/A
M/W
M*

- A. Order Prohibiting Outdoor Burning** pursuant to Local Government Code 352.081, and other applicable statutes - *J. Blanchette*
- B. Amending Previously Adopted Flood Plain Ordinance** - *J. Blanchette*
Tom Fortwakers helping
- C. Going out for Bids on Used Wheel Loader** - *Mike Marshall*
to purchase

ADJOURN

table for now consid table for prec ord stand a review of statutes

Walsor - cripple industry we have

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 March 31 2011 Time 2:45

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

By: Alicia Owen (Deputy)



TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 101 / Woodville, Texas

MONDAY
April 4, 2011
8:30 AM

MARTIN NASH
Commissioner, Pct. 1

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- Establish quorum

I. CONSIDER/APPROVE:

- A. **Order Prohibiting Outdoor Burning** pursuant to Local Government Code 352.081, and other applicable statutes – *J. Blanchette*
- B. **Amending Previously Adopted Flood Plain Ordinance** – *J. Blanchette*
- C. **Going out for Bids on Used Wheel Loader** – *Mike Marshall*

➤ **ADJOURN**

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Executed on March 31 2011 Time 2:45

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

By Alison Gwern (Deputy)