

TYLER COUNTY COMMISSIONERS COURT
SPECIAL MEETING
September 26, 2011 ---- 9:00 a.m.

THE STATE OF TEXAS ON THIS THE 26th day of September, 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:

JACKIE SKINNER	COUNTY AUDITOR
SHARON FULLER	COUNTY TREASURER
LYNETTE CRUSE	TAX ASSESSOR/COLLECTOR
AUDREY PELLY	COURT COORDINATOR

Commissioner Nash motioned to approve the **salaries, expenses and other allowances**
of **elected officials and precinct officers** in compliance with Local Government Code,
section 152.013. **Commissioner Walston** seconded the motion. All voted yes and none
no. SEE ATTACHED NOTICE TO BE PUBLISHED

Commissioner Marshall motioned to adopt the **County Budget** for fiscal year 2012.
Commissioner Walston seconded the motion. All voted yes and none no. SEE
ATTACHED BUDGET

A motion was made by **Commissioner Hughes** and seconded by **Commissioner
Marshall** to adopt the Order setting the **2011 Tax Rate**. The total tax rate is .8085 which
includes the hospital. All voted and none no. SEE ATTACHED ORDER.

Commissioner Nash motioned to approve the **construction contract award on the
GLO Ike I "Bridges and Culverts" project**, as recommended by David Waxman.
Commissioner Walston seconded the motion and reminded that the county is to retain
the materials from the bridges. All voted and none no. SEE ATTACHED BID TABULATION

Judge Blanchette motioned to approve the **Juror Pay Order Amendment** in
accordance with Local Government Code Sect. 61.001 (a1)(a2)(e1). The motion was
seconded by **Commissioner Marshall**. All voted and none no. SEE ATTACHED

Judge Blanchette motioned to table passing an **order exercising local option to tax
goods-in-transit personal property** that is otherwise exempt under Texas Tax Code
Sec. 11.253, as amended by Senate Bill 1 in the 82nd Texas Legislature. The motion was
seconded by **Commissioners Walston**. All voted and none no. SEE ATTACHED

Commissioner Nash left the courtroom.

A motion was made by **Commissioner Marshall** to appoint the maximum **number of
clerks for the Constitutional Amendment Election in November**, as recommended by
the County Clerk. **Commissioners Walston** seconded the motion. All voted and none no.
SEE ATTACHED

Commissioner Nash returned to the courtroom.

Commissioner Marshall motioned to rescind the appointment of James Marshall to the
board of **Emergency Service District #7**, due to residence ineligibility. The motion was
seconded by **Commissioners Walston**. All voted and none no.

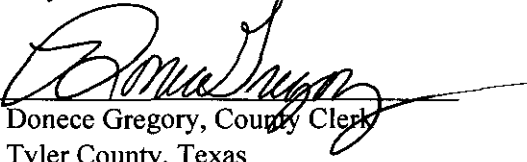
A motion was made by **Commissioner Marshall** to appoint John England to fill the vacancy on the board of **Emergency Service District #7**. This unexpired term will end December 31, 2011. The motion was seconded by **Commissioners Hughes**. All voted and none no.

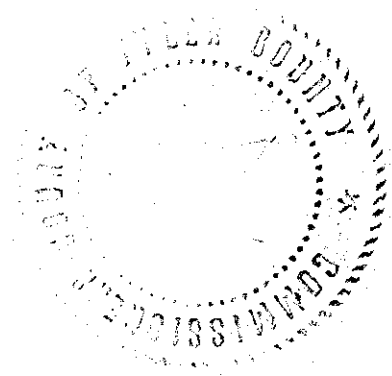
A motion was made by Commissioner Marshall and seconded by Commissioner Walston that the meeting adjourn. All voted yes and none no.

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 September 26, 2011.

Witness my hand and seal of office on this the 26th day of September, 2011.

Attest: 
Donece Gregory, County Clerk
Tyler County, Texas



LEGAL NOTICE

Pursuant to Local Government Code 152.013, the Tyler County Commissioners Court is notifying its citizens of the proposed salaries for FY 2012 included in the annual compensation for the following elected officials:

<u>Official</u>	<u>Salary</u>	<u>Longevity</u>	<u>Allowance</u>
County Judge	\$ 47,244.00	\$ 360.00	\$ 7,200.00
Commissioner, Pct. 1	40,140.00	600.00	12,000.00
Commissioner, Pct. 2	40,140.00	960.00	12,000.00
Commissioner, Pct. 3	40,140.00	1,080.00	12,000.00
Commissioner, Pct. 4	40,140.00	1,440.00	12,000.00
County Clerk	40,140.00	1,560.00	n/a
County Treasurer	40,140.00	840.00	n/a
District Clerk	40,140.00	600.00	n/a
Tax Assessor-Collector	40,140.00	1,260.00	n/a
Justice of Peace, Pct. 1	40,140.00	720.00	6,000.00
Justice of Peace, Pct. 2	18,660.00	960.00	6,000.00
Justice of Peace, Pct. 3	18,660.00	360.00	6,000.00
Justice of Peace, Pct. 4	18,660.00	360.00	6,000.00
County Sheriff	48,960.00	120.00	n/a
Constable, Pct. 1	18,660.00	120.00	8,400.00
Constable, Pct. 2	18,660.00	120.00	8,400.00
Constable, Pct. 3	18,660.00	1,320.00	8,400.00
Constable, Pct. 4	18,660.00	360.00	8,400.00
Criminal District Attorney**	8,040.00	960.00	n/a
1-A Judicial District Judge**	6,516.00		n/a
88 th Judicial District Judge**	2,772.00		n/a
County Judge –Juvenile Board	3,816.00		n/a

NOTE! All Salaries remain the same as FY 2012 with *only increases* to the longevity which is based on years of unbroken service.

** County Pay Only – *does not* include payments/supplements provided by the State of Texas.



THE STATE OF TEXAS

RECORD OF PUBLIC HEARING

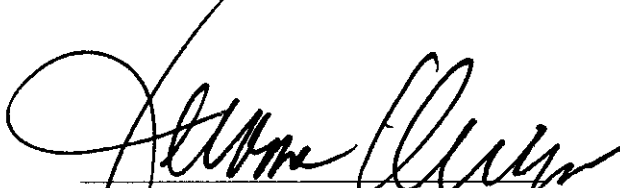
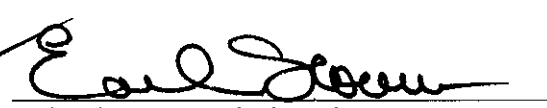
COUNTY OF TYLER

On September 22nd, 2011 at 9:00 a.m. in the District Courtroom of Tyler County, Texas, a Public Hearing was held for the purpose of setting the salaries of the Court Reporter for the 1-A Judicial District Court, Court Reporter for the 88th Judicial District Court, the County Auditor, and the Assistant County Auditors of Tyler County, Texas. Present and presiding was Earl B. Stover, III, District Judge of the 88th Judicial District of Tyler County, Texas. By vote and order of the District Judges of the 1-A and 88th Judicial Districts the following salaries were set for the FY 2012:

Court Reporter, 1-A Judicial District	\$14,112.00/Annually
Court Reporter, 88 th Judicial District	\$15,816.00/Annually
Tyler County Auditor	\$40,140.00/Annually
Tyler County First Assistant Auditor	\$23,148.00/Annually
Tyler County Assistant Auditor	\$21,864.00/Annually

Further approved are any increases granted by vote of the Commissioners' Court for these offices and any benefits afforded other regular county employees.

Signed this the 22 day of September 2011.


Jerome P. Owens, District Judge
1-A Judicial District
Earl B. Stover, III, District Judge
88th Judicial District



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 ADOPTING TAX RATE

BE IT ORDERED by the Commissioners' Court of Tyler County, Texas that:

The Commissioners' Court of Tyler County, Texas does hereby adopt the tax rate on \$100 valuation for Tyler County for the tax year 2011 as follows:

\$0.4806	General Fund
\$0.1809	County Special (Lateral Road)
<u>\$0.1470</u>	Hospital
\$0.8085	Total Tax Rate

ORDERED this 26th day of September, 2011.

Jacques L. Blanchette

Jacques L. Blanchette, Tyler County Judge

Martin Nash

Martin Nash, Commissioner, Precinct 1

Rusty Hughes

Rusty Hughes, Commissioner, Precinct 2

Mike Marshall

Mike Marshall, Commissioner, Precinct 3

Jack Walston

Jack Walston, Commissioner, Precinct 4

ATTEST: *Donece Gregory*

Donece Gregory, County Clerk

PRELIMINARY BID TABULATION

OWNER: Tyler County

PROJECT: 2008 TDRA IKE Disaster Recovery Project #3 - Drainage Improvements

DRS 010191 / GLO# 10-5127-000-5108

DATE: September 22, 2011

TIME: 2:00PM

*only
B.P.*

BIDDER	5% BID BOND	BASE BID PACKAGE A	BASE BID PACKAGE B
Allee, Inc. ①	✓	995,533.00	742,299.00
A PAC of Texas, Inc. ②	✓	1,047,630.00	No Bid
Longview Budget Road ③	✓	775,698.00	566,731.00
Norman Highway Constructors ④	✓	803,251.00	614,639.50

Tyler County

Street Improvements Budget \$ 5,820,200.00

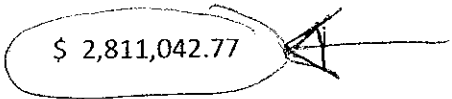
Roads - Pct 1 \$ 1,451,438.36

Roads - Pct 2 \$ 608,657.41

Roads - Pct 4 \$ 949,061.46

Total Roads \$ 3,009,157.23

Balance after Roads \$ 2,811,042.77



Cost estimate on Bridges

Pct 3 CR 3625 \$ 216,320.00

Pct 3 CR 3630 \$ 216,320.00

Pct 3 CR 3630 \$ 162,240.00

Pct 3 CR 3725 \$ 216,320.00

Pct 3 CR 3725 \$ 324,480.00

Pct 3 total \$ 1,135,680.00

Pct 4 CR 4375 \$ 216,320.00

Pct 4 CR 4600 \$ 540,800.00

Pct 4 CR 4875 \$ 324,480.00

Pct 4 CR 4600 \$ 151,720.00

Pct 4 Total \$ 1,233,320.00

Bridge Total \$ 2,369,000.00

Remaining Funds \$ 442,042.77

Street Improvements Budget including Drainage (Bridges and Culverts)

1.) Total Roads - \$3,009,157.23 (including change order #1 & 2)

2.) Drainage (Bridges and Culverts) – Pkg A - \$775,698.00

Pkg B - \$566,731.00

\$1,342,429.00

Original Grant Amount - \$5,820,200.00

Total - \$4,351,586.23

\$1,468,613.77



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 §

JUROR PAY ORDER AMENDMENT

WHEREAS, the state legislature failed to appropriate sufficient funds from the dedicated juror pay fund,

IT IS HEREBY ORDERED by the Commissioners Court of Tyler County in accordance with Local Government Code § 61.001(a-1)(a-2)(e-1) that compensation for jurors shall be reduced from \$40 per day to \$34 per day for each day following the first day of service. For each day following the first day of service, jurors shall be paid \$34 for each day of service.

ADOPTED this 26th day of September, 2011 by a vote of 5 ayes and 0 nays effective on or after September 28, 2011, until further order of the Commissioners Court.



JACQUES L. BLANCHETTE
County Judge

Attested by:


DONCECE GREGORY
County Clerk

WHEREAS, a new subsection (j-1) was added to § 11.253 by Senate Bill 1, and which provides for a local option under which a taxing unit may tax such goods-in-transit otherwise exempt, if the governing body of such taxing unit after a public hearing takes official action to tax such personal property; and

WHEREAS, on the _____ day of _____, 2011, the commissioners court of Tyler County held a public hearing at which members of the public were permitted to speak for or against the taxation of certain goods-in-transit personal property; and

must be held before voting on order

WHEREAS, following the public hearing, the commissioners court of TYLER County has determined that such personal property, as exempted by Tex. Tax Code § 11.253, should be subject to taxation by said county for tax year 2012 and all subsequent years.

NOW, THEREFORE,

BE IT ORDERED BY THE COMMISSIONERS COURT OF TYLER COUNTY, TEXAS, SITTING AS THE GOVERNING BODY OF SAID COUNTY, THAT:

SECTION 1: THE RECITALS SET FORTH IN THIS ORDER ARE TRUE AND CORRECT.

SECTION 2: ALL SUCH GOODS-IN-TRANSIT PERSONAL PROPERTY AS DEFINED BY THE AMENDMENTS TO TEX. TAX CODE § 11.253 UNDER SENATE BILL 1, SHALL BE, AND ARE HEREBY DECLARED TO BE, TAXABLE BY TYLER COUNTY FOR TAX YEAR 2012 AND FOR EVERY YEAR THEREAFTER, ALL AS PROVIDED FOR AND IN ACCORDANCE WITH TEXAS TAX CODE § 11.253.

Number of Election Workers Per Voting Precinct
 (Includes one judge and one alternate judge who serves as a clerk)

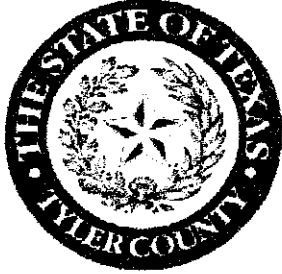
Estimated Turnout Per Polling Location	Paper Ballot/Optical Scan (primary voting method)	Electronic Voting System (primary voting method)
200 or fewer	3	3
201-400	5	4
401-700	6	5
701-1100	8	6
1101 or more	12	8

Style	Precinct	2009 Registered Voters (B)	2009 Voter Turnout	2011 Registered Voters (B)	Recommended maximum number of election clerks
1	Nutrition Center	821	44	821	2
2	Masonic Ldg, Woodville	801	31	801	4
3	Hillister Baptist Church	1324	235	1324	5
4	Warren Middle School	1156	87	1156	2
5	Doucette	267	19	267	2
6	Wildwood	407	74	407	2
7		515	54	515	23
8	Bethany	145	29	145	2
9	Ebenezer	301	31	301	2
10	Colmesneil	1373	113	1373	2
11	Rockland	124	11	124	2
13	Fairview	706	59	706	2
14		1421	153	1421	23
15	Fred	933	89	933	2
16	Warren High School	546	48	546	2
17	Woodville Lions Den	307	19	307	2
18	Woodville Fire Station	1566	130	1566	4
Wdv ISD	Polk Co.- Reservation				2
EV	County Tax Office		493		3
	TOTAL	12713	1719	12713	43

18 Election Judges	\$ 8.50 p/h	Delivery-	\$25.00	\$2,439.00
40 Election Clerks	\$ 8.50 p/h	hours-	13	\$4,420.00
3 Early Voting Clerks	\$ 8.50 p/h	hours-	88	\$2,244.00
		Total Payroll Cost		\$9,103.00

ENTITY'S ALLOCATION

Tyler County	4500
City of Ivanhoe	850
City of Woodville	1000
Woodville ISD	2800
	9150



TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 102 / Woodville, Texas

Monday
September 26, 2011
9:00 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

"the wisdom to know what's right and the courage to do it"

➤ **CALL TO ORDER**

- Establish quorum

I. CONSIDER/APPROVE:

- Set salary, expenses, and other allowances** of elected county or precinct officers in compliance with Local Government Code § 152.013(a)
- Adoption of County Budget** for Fiscal Year 2012
- Adoption of Order** setting 2011 Tax Rate
- Construction Contract Award** on the GLO Ike 1 "Bridges and Culverts" Project - *Goodwin-Lasiter, Inc.*
- Juror Pay Order Amendment** in accordance with Local Government Code § 61.001 (a-1)(a-2)(e-1)
- Order** exercising local option to tax goods-in-transit personal property that is otherwise exempt under Texas Tax Code Sec. 11.253, as amended by Senate Bill 1, 82nd Texas Legislature
- Appoint** Maximum Number of Election Clerks - *D. Gregory*
- Rescind Appointment** to the board of Emergency Service District # 7 of James Marshall due to ineligibility to serve - *M. Marshall*
- Appointment** of John England to finish 1/1/10 - 12/31/11 term of vacated position on ESD # 7 board - *M. Marshall*

➤ **ADJOURN**

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 Sept. 22 2011 Time 11:15 AM

Donece Gregory, County Clerk/Ex Officio Member of Commissioners Court

By: Sean Bivens (Deputy)



TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 102 / Woodville, Texas

Monday
September 26, 2011
9:00 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

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Agenda

"the wisdom to know what's right and the courage to do it"

➤ CALL TO ORDER

- Establish quorum

I. CONSIDER/APPROVE:

N/W ✓ A. ITEM 1 Set salary, expenses, and other allowances of elected county or precinct officers in compliance with Local Government Code § 152.013(a)

M/W ✓ B. Adoption of County Budget for Fiscal Year 2012

H/M C. ITEM 2 Adoption of Order setting 2011 Tax Rate *by raise of hands*

N/W ✓ D. Construction Contract Award on the GLO Ike 1 "Bridges and Culverts" Project -
Goodwin-Lasiter, Inc. David Uvama - ~~Marshall~~ Walston
Remind Co to retain material from bridges

J/M ✓ E. ITEM 3 Juror Pay Order Amendment in accordance with Local Government Code § 61.001 (a-1)(a-2)(e-1)

Table

J/W

F. **ITEM 4 Order** exercising local option to tax goods-in-transit personal property that is otherwise exempt under Texas Tax Code Sec. 11.253, as amended by Senate Bill 1, 82nd Texas Legislature

Com Nash - not present

M/W

G. **Appoint** Maximum Number of Election Clerks - D. Gregory

Come

M/W

H. **Rescind Appointment** to the board of Emergency Service District # 7 of James Marshall due to ineligibility to serve - M. Marshall

Nash back in room *

Conflict

M/H

I. **Appointment of John England** to finish 1/1/10 - 12/31/11 term of vacated position on ESD # 7 board - M. Marshall

➤ **ADJOURN**

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 _____ 2011 Time _____

Donece Gregory, County Clerk/Ex Officio Member of Commissioners Court

By: _____ (Deputy)