

TYLER COUNTY COMMISSIONER'S COURT  
SPECIAL MEETING  
December 18, 2013—9:00 A.M.

THE STATE OF TEXAS                      ON THIS THE 18<sup>th</sup> day of December, 2013 the  
Commissioner's Court in and for Tyler County, Texas convened in a Special meeting at  
the Commissioner's 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
DEAN RIVERS	CHIEF DEPUTY COUNTY CLERK, Ex Officio

The following were absent: none thereby constituting a quorum. In addition to the  
above were:

JACKIE SKINNER	COUNTY AUDITOR
JOE R. SMITH	CRIMINAL DISTRICT ATTORNEY
BRYAN WEATHERFORD	TYLER COUNTY SHERIFF

**Commissioner Marshall** made the motion that the line item transfers be approved to the  
following departments: **Justice of Peace, Pct. #1, Constable Pct. 1, Emergency  
Management, Rodeo Arena, Road & Bridge Pct. #1**(on condition that these have not  
previously been approved) **and Road & Bridge Pct. #2**. The motion was seconded by  
**Commissioner Nash**. All voted yes and none no. SEE ATTACHED

**Commissioner Marshall** made the motion that Dennis Moffett be appointed as  
Commissioner for **Emergency Service District #7**. The motion was seconded by  
**Commissioner Walston**. All voted yes and none no.

A motion was made by **Commissioner Nash** to grant an **easement for Seneca Water  
Corp.** on the county road in front of their two well sites. **Commissioner Walston**  
seconded the motion. All voted yes and none no.

Dr. James Beattie addressed the court explaining that he had purchased a radio antenna  
and set it up and now wants to gift it to the County for their use. Comments were made  
by Sheriff Weatherford and District Attorney Joe Smith. Sheriff Weatherford stated that  
Jerry Saunders was overseeing the project. DA Joe Smith asked if the County had to have  
a License to operate the Radio. Dr. Beattie replied no. The motion was made by **Judge  
Blanchette** that the two meter/70cm **amateur radio antenna** be accepted by the County.  
It was seconded by **Commissioner Marshall**. All voted yes and none no.

**District Attorney, Joe Smith** addressed the court concerning the **Hot Check Fund, DA  
Forfeiture and the Appropriation Fund from the State** being the three funds available  
to him as the only revenue source to fund **salary increases** for his employees. He also  
stated that the county didn't need to approve or disapprove payments from these funds.  
Judge Blanchette added these salary increases were not coming from tax dollars. The  
County Auditor expressed that the funds, as they currently were, would not continue to  
support salary supplements and wanted to make sure that it was understood these  
increases would be paid only as long as these special funds were available and that the  
County would not be liable or required to pay for this salary increase. Joe Smith stated  
that his employees understood that should the funds run out or become unavailable, their  
pay would revert back to what the County had approved and allocated for those positions.  
Mr. Smith plans to use all three of the funds to supplement the salaries of his employees.  
The court acknowledged all the information but took no action.

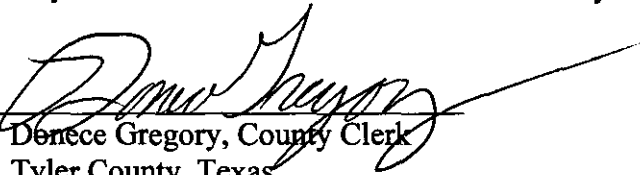
With no other business, Commissioner Nash made the motion that court be adjourned. It  
was seconded by Commissioner Marshall. All voted yes and none no.

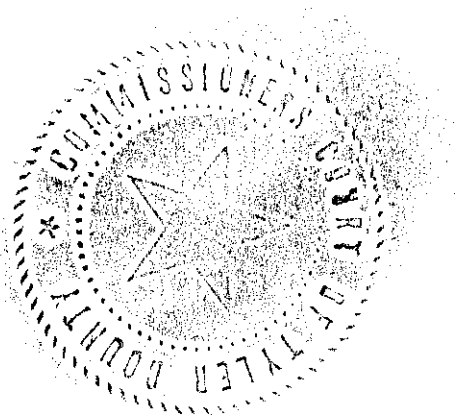
THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED: 9:30 a.m.

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 December 18, 2013.

Witness my hand and seal of office on this the 9th day of January, 2014.

Attest:

  
Donece Gregory, County Clerk  
Tyler County, Texas



## LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund:   Emergency Management

Date:                    12/09/13

Honorable Commissioners' Court of Tyler County

I submit to you for consideration the following:

<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE</u> <u>(DECREASE)</u>	<u>REVENUE</u>
Contingency for Misc.	010-401-42178	344,349.00	338,274.00	(6,075.00)	
I.R.I.S. License	076-000-42178	0.00	6,075.00	6,075.00	
Purchase of Equipment	076-000-43200	10,521.00	9,481.00	(1,040.00)	
Telephone	076-000-42500	4,000.00	5,040.00	1,040.00	

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

Approved Commissioners Court

  
Attest County Clerk

\_\_\_\_\_  
Dale Freeman, EOC Coordinator

LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Commissioner PCT. 1

Date: 12/09/13

Honorable Commissioners' Court of Tyler County

I submit to you for consideration the following:

<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE</u> <u>(DECREASE)</u>	<u>REVENUE</u>
Association Dues	021-000-42650	200.00	50.00	(150.00)	
Contract Labor	021-000-42646	1,000.00	1,150.00	150.00	
Principle on Warrants	021-000-44100	14,674.00	674.00	(14,000.00)	
Machinery Maintenance	021-000-42425	50,000.00	64,000.00	14,000.00	
					0.00

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

Approved Commissioners Court

  
Attest County Clerk

\_\_\_\_\_  
Martin Nash, Commissioner PCT. 1

LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Emergency Management

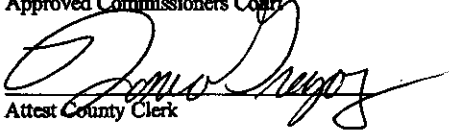
Date: 01/13/13

Honorable Commissioners' Court of Tyler County

I submit to you for consideration the following:

<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE REVENUE</u> <u>(DECREASE)</u>
Training & Education	076-000-42663	2,000.00	1,105.41	(894.59)
Telephone	076-000-42500	4,000.00	4,894.59	894.59
			0.00	
			0.00	
				0.00

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

Approved Commissioners Court  
  
Attest County Clerk

\_\_\_\_\_  
Dale Freeman, EOC

# LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Rodeo Arena/Commissioner PCT. 2

Date: 01/13/13

Honorable Commissioners' Court of Tyler County

I submit to you for consideration the following:

<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE (DECREASE)</u>	<u>REVENUE</u>
Beginning Balance	026-30000		(6,000.00)	(6,000.00)	
Repairs & Maintenance	026-000-42410	17,330.00	23,330.00	6,000.00	
					0.00

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

Approved Commissioners Court



Attest County Clerk

\_\_\_\_\_  
Rusty Hughes, Commissioner PCT. 2

## LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: JP PCT. 4

Date: 01/13/13

Honorable Commissioners' Court of Tyler County

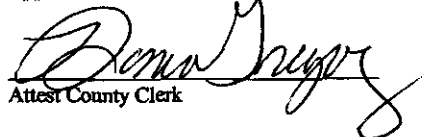
I submit to you for consideration the following:

<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE REVENUE</u> <u>(DECREASE)</u>
Office Supplies	010-414-42100	1,800.00	842.48	(957.52)
Telephone	010-414-42500	800.00	1,384.16	584.16
Training & Education	010-414-42661	900.00	1,273.36	373.36

0.00

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

Approved Commissioners Court

  
Attest County Clerk

\_\_\_\_\_  
Jim Moore, JP Pct. 4

# LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Constable PCT. 1

Date: 01/13/13

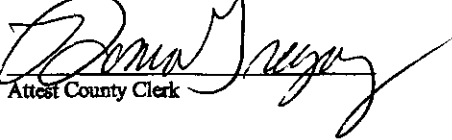
Honorable Commissioners' Court of Tyler County

I submit to you for consideration the following:

<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE (DECREASE)</u>	<u>REVENUE</u>
Training & Education	010-424-42661	1,500.00	1,428.00	(72.00)	
Emergency Equipment	010-424-43220	250.00	322.00	72.00	
			0.00		
			0.00		
					0.00

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

Approved Commissioners Court

  
Attest County Clerk

\_\_\_\_\_  
Dale Freeman, Constable PCT. 1



# LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: Commissioner PCT. 1

Date: 01/13/13

Honorable Commissioners' Court of Tyler County

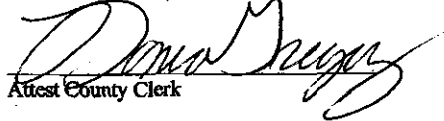
I submit to you for consideration the following:

<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE (DECREASE)</u>	<u>REVENUE</u>
Culverts	021-000-42161	10,000.00	5,000.00	(5,000.00)	
Purchase of Equipment	021-000-43200	24,974.00	9,974.00	(15,000.00)	
Transfer to Courthouse Sec	021-000-49131	1,200.00	200.00	(1,000.00)	
Travel & Education	021-000-42659	7,000.00	6,000.00	(1,000.00)	
Machinery Maintenance	021-000-42425	50,000.00	60,000.00	10,000.00	
Misc. Supplies	021-000-42998	3,000.00	4,000.00	1,000.00	
Salaries	021-000-40000	257,759.00	267,759.00	10,000.00	
Social Security	021-000-40100	19,719.00	20,719.00	1,000.00	

0

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

Approved Commissioners Court

  
Attest County Clerk

Martin Nash, Commissioner PCT. 1

# LINE ITEM TRANSFER-BUDGET AMENDMENT

Department & Fund: PCT. 2

Date: 01/13/13

Honorable Commissioners' Court of Tyler County

I submit to you for consideration the following:

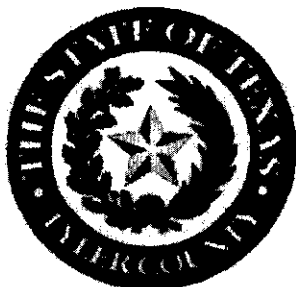
<u>LINE ITEM</u>	<u>LINE ITEM NUMBER</u>	<u>BUDGET</u>	<u>AMENDED</u>	<u>INCREASE (DECREASE)</u>	<u>REVENUE</u>
Road Material	022-000-42160	31,523.00	23,523.00	(8,000.00)	
Tires & Tubes	022-000-42401	12,000.00	20,000.00	8,000.00	
					0.00

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

Approved Commissioners Court

  
Attest County Clerk

\_\_\_\_\_  
Rusty Hughes, Commissioner PCT. 2



**Office of Emergency Management**  
**Dale Freeman**  
Coordinator / Floodplain Administrator

December 3, 2013

To: Tyler County Commissioners Court

Re: Eligibility of Dennis Moffett

It is my understanding that Dennis Moffett is being considered for nomination as a Commissioner of Tyler County Emergency Service District #7. I have conducted research for this nomination and found that Dennis Moffett owns property within the boundaries of Emergency Service District #7. The ownership of property within Emergency Service District #7 qualifies him to hold the position of Commissioner on that Emergency Service District.

A handwritten signature in cursive script that reads "Dale Freeman".

Dale Freeman

Tyler County Emergency  
Management Coordinator



# Tyler County Appraisal District

P.O. Drawer 9  
806 West Bluff Street  
Woodville, Texas  
Phone: (409) 283-3736  
Fax: (409) 283-8439

[Home](#)
[Property Search](#)
[Tax Information](#)
[Tax Office](#)
[News](#)
[Contacts](#)
[Links](#)

## Account Details for R026041

### Ownership

**Owner Name:** Moffett Dennis R

**Account Num:** R026041

**Geo Account Num:** R026041

**Owner Address:** 1009 Shirley Lane, Colmesneil, TX 758380000

**Property Location:** Shirley Ln (off Pitzer

**Ownership Interest:** 1.000000

**Description:** OGDEN ADDITION SEC 1 (A796)  
BLOCKS 4,5,6,7,8,17,18

**Deed Date:** 1999-11-19

**Deed Type:** CHG

**Page #:** 440

**Volume #:** 668

**Instrument #:**

**Exemptions**

- Homestead
- Ag 5 Year

**Tax Entities**

- Tyler County
- Colmesneil ISD
- Hospital
- County Special
- Emergency Services Dist #7

**Improvement State Code:**

**Land State Code:**

**Productivity State Code:**

**Last Update:** Sep 18 2013 11:22AM

### Value

**Improvement Value** \$38,327

**Land:** \$60,252

<b>AG Value:</b>	\$3,690
<b>Total Value:</b>	\$98,579
<b>Appraisal Value:</b>	\$46,918
<b>Land Acres</b>	21.7600
<b>Impr Area Size</b>	1702

## Land Detail

Description	Acres	Land Class	Market Value
1	.7600		\$2,052
2	20.5000	AGI	\$55,350
3	.5000		\$1,350
4	.0000		\$1,500

## Improvement Detail

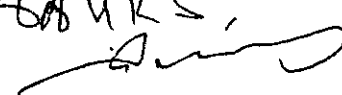
Description	Area Size	Year Built	Value
Residence	982	0	\$18,446
Covered Porch	138	0	\$580
Covered Porch	280	0	\$1,178
Outbuilding	572	0	\$500
Open Porch	60	0	\$151
Residential	400	1999	\$9,680
Residence	320	0	\$2,437
Covered Porch	96	0	\$183
Screen Porch	112	1980	\$256
Canopy	4,950	2000	\$4,331
Storage^ Part Of Ma	128	0	\$585

DASH,

ENCLOSED ARE 2 SAN. CON.  
EASEMENT FORMS - K. THORNTON  
HAD DISCUSSED W/ YOU.

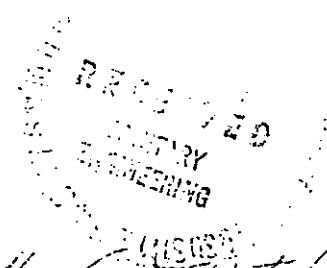
THE FILED COPIES ARE JUST  
FOR EXAMPLE PURPOSES

MAGINNIS' CELL  
(409) 283-0503

THANKS,  


COUNTY OF Tyler

SANITARY EASEMENT



KNOW ALL MEN BY THESE PRESENTS, That Precinct No. 11, Tyler County herein after called Grantor, in consideration of One Dollar (\$1.00) and other good and valuable consideration paid by James W. Taylor hereinafter called the Grantee, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell, transfer and convey to said Grantee, its successors and assigns, a perpetual easement for sanitary purposes to insure that sanitary conditions will prevail at all times in the vicinity nearby and adjacent to the plant site or sites for the above-mentioned water supply corporation, it is agreed that said Grantor will not cause any of the following conditions to occur:

- (a) No animals or poultry shall be confined in pens adjacent to the well site nor within 150 feet thereof.
- (b) No septic tank drainfield shall be laid within 150 feet of the well or storage reservoir.
- (c) No tile or concrete sewers shall be laid within 50 feet of the well or storage reservoir.
- (d) No outdoor privies shall be constructed or used within 150 feet of the well or storage reservoir.
- (e) No sewage treatment plant shall be constructed within 500 feet of the well or storage reservoir.
- (f) No sewer manholes shall be constructed within 50 feet of the well or the storage reservoir.
- (g) No well will be abandoned without adequate plugging and safety precautions within 500 feet of the well or storage reservoir.
- (h) No earth-work or grading shall be performed that will cause an adverse drainage situation to occur in the vicinity of the plant site.

Said land being owned by Grantor in Tyler County, Texas: Being 2.66 acres of land, more or less, a part of the Tyler Municipal System, Block # 487, Tyler County, Texas, and being the land conveyed in the deed from James W. Taylor to Precinct No. 11, Tyler County, dated Dec 8, 1966, of record in Volume 232 Page 439, Deed Records for Tyler County, Texas.

P1

The consideration recited herein shall constitute payment in full for all damages sustained by Grantor by reason of compliance with the above covenants referred to herein. This Agreement, together with other provisions of this grant, shall constitute a covenant running with the land for the benefit of the Grantee, its successors, and assigns.

IN WITNESS WHEREOF the said Grantors have executed this instrument this 7th day of July, 1971.

Tom D. Mann

County Judge, Tyler County, Texas

THE STATE OF TEXAS

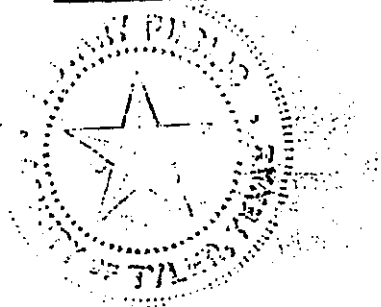
COUNTY OF Tyler

BEFORE ME, the undersigned, a Notary Public, in and for said County, Texas, on this day personally appeared \_\_\_\_\_

Judge Tom D. Mann

known to me to be the persons whose names is subscribed to the foregoing instrument, and acknowledged to me that \_\_\_\_\_ executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 7th day of July, 19 71.



P.2

Marita P. Williams  
NOTARY PUBLIC,  
\_\_\_\_\_ County, Texas.  
Commission expires 6/1/73



§290.47(c) Appendix C; Sample Sanitary Control Easement Document for a Public Water Well.

SANITARY CONTROL EASEMENT

DATE: \_\_\_\_\_, 20\_\_

GRANTOR(S): \_\_\_\_\_

GRANTOR'S ADDRESS: \_\_\_\_\_

GRANTEE: \_\_\_\_\_

GRANTEE'S ADDRESS: \_\_\_\_\_

**SANITARY CONTROL EASEMENT:**

Purpose, Restrictions, and Uses of Easement:

1. The purpose of this easement is to protect the water supply of the well described and located below by means of sanitary control.
2. The construction and operation of underground petroleum and chemical storage tanks and liquid transmission pipelines, stock pens, feedlots, dump grounds, privies, cesspools, septic tank or sewage treatment drainfields, improperly constructed water wells of any depth, and all other construction or operation that could create an insanitary condition within, upon, or across the property subject to this easement are prohibited within this easement. For the purpose of the easement, improperly constructed water wells are those wells which do not meet the surface and subsurface construction standards for a public water supply well.
3. The construction of tile or concrete sanitary sewers, sewer appurtenances, septic tanks, storm sewers, and cemeteries is specifically prohibited within a 50-foot radius of the water well described and located below.
4. This easement permits the construction of homes or buildings upon the Grantor's property as long as all items in Restrictions Nos. 2 and 3 are recognized and followed.
5. This easement permits normal farming and ranching operations, except that livestock shall not be allowed within 50 feet of the water well.

The Grantor's property subject to this Easement is described in the documents recorded at:

Volume \_\_\_\_\_, Pages \_\_\_\_\_ of the Real Property Records of \_\_\_\_\_ County, Texas.

Property Subject to Easement:

All of that area within a 150 foot radius of the water well located \_\_\_\_\_ feet at a radial of \_\_\_\_\_ degrees from the \_\_\_\_\_ corner of Lot \_\_\_\_\_, of \_\_\_\_\_ a Subdivision of Record in Book \_\_\_\_\_, Page \_\_\_\_\_ of the \_\_\_\_\_ County Plat Records, \_\_\_\_\_ County, Texas.

**TERM:**

This easement shall run with the land and shall be binding on all parties and persons claiming under the Grantor(s) for a period of two years from the date that this easement is recorded; after which time, this easement shall be automatically extended until the use of the subject water well as a source of water for public water systems ceases.

**ENFORCEMENT:**

Enforcement of this easement shall be proceedings at law or in equity against any person or persons violating or attempting to violate the restrictions in this easement, either to restrain the violation or to recover damages.

**INVALIDATION:**

Invalidation of any one of these restrictions or uses (covenants) by a judgement or court order shall not affect any of the other provisions of this easement, which shall remain in full force and effect.

FOR AND IN CONSIDERATION, of the sum of One Dollar (\$1.00) and for other good and valuable consideration paid by the Grantee to the Grantor(s), the receipt of which is hereby acknowledged, the Grantor does hereby grant and convey to Grantee and to its successors and assigns the sanitary control easement described in this easement.

GRANTOR(S)

By: \_\_\_\_\_

**ACKNOWLEDGMENT**

STATE OF TEXAS            §  
  §  
COUNTY OF \_\_\_\_\_ §

BEFORE ME, the undersigned authority, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared \_\_\_\_\_ known to me to be the person(s) whose name(s) is(are) subscribed to the foregoing instrument and acknowledged to me that \_\_\_\_\_ executed the same for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary Public in and for  
THE STATE OF TEXAS  
My Commission Expires: \_\_\_\_\_

\_\_\_\_\_  
Typed or Printed Name of Notary

Recorded in \_\_\_\_\_ Courthouse, \_\_\_\_\_, Texas on \_\_\_\_\_, 20\_\_\_\_

§290.47(c) Appendix C; Sample Sanitary Control Easement Document for a Public Water Well.

SANITARY CONTROL EASEMENT

DATE: \_\_\_\_\_, 20\_\_\_\_

GRANTOR(S): \_\_\_\_\_

GRANTOR'S ADDRESS: \_\_\_\_\_

GRANTEE: \_\_\_\_\_

GRANTEE'S ADDRESS: \_\_\_\_\_

**SANITARY CONTROL EASEMENT:**

Purpose, Restrictions, and Uses of Easement:

1. The purpose of this easement is to protect the water supply of the well described and located below by means of sanitary control.
2. The construction and operation of underground petroleum and chemical storage tanks and liquid transmission pipelines, stock pens, feedlots, dump grounds, privies, cesspools, septic tank or sewage treatment drainfields, improperly constructed water wells of any depth, and all other construction or operation that could create an insanitary condition within, upon, or across the property subject to this easement are prohibited within this easement. For the purpose of the easement, improperly constructed water wells are those wells which do not meet the surface and subsurface construction standards for a public water supply well.
3. The construction of tile or concrete sanitary sewers, sewer appurtenances, septic tanks, storm sewers, and cemeteries is specifically prohibited within a 50-foot radius of the water well described and located below.
4. This easement permits the construction of homes or buildings upon the Grantor's property as long as all items in Restrictions Nos. 2 and 3 are recognized and followed.
5. This easement permits normal farming and ranching operations, except that livestock shall not be allowed within 50 feet of the water well.

The Grantor's property subject to this Easement is described in the documents recorded at:

Volume \_\_\_\_\_, Pages \_\_\_\_\_ of the Real Property Records of \_\_\_\_\_ County, Texas.

Property Subject to Easement:

All of that area within a 150 foot radius of the water well located \_\_\_\_\_ feet at a radial of \_\_\_\_\_ degrees from the \_\_\_\_\_ corner of Lot \_\_\_\_\_, of \_\_\_\_\_ a Subdivision of Record in Book \_\_\_\_\_, Page \_\_\_\_\_ of the \_\_\_\_\_ County Plat Records, \_\_\_\_\_ County, Texas.

**TERM:**

This easement shall run with the land and shall be binding on all parties and persons claiming under the Grantor(s) for a period of two years from the date that this easement is recorded; after which time, this easement shall be automatically extended until the use of the subject water well as a source of water for public water systems ceases.

**ENFORCEMENT:**

Enforcement of this easement shall be proceedings at law or in equity against any person or persons violating or attempting to violate the restrictions in this easement, either to restrain the violation or to recover damages.

**INVALIDATION:**

Invalidation of any one of these restrictions or uses (covenants) by a judgement or court order shall not affect any of the other provisions of this easement, which shall remain in full force and effect.

FOR AND IN CONSIDERATION, of the sum of One Dollar (\$1.00) and for other good and valuable consideration paid by the Grantee to the Grantor(s), the receipt of which is hereby acknowledged, the Grantor does hereby grant and convey to Grantee and to its successors and assigns the sanitary control easement described in this easement.

GRANTOR(S)

By: \_\_\_\_\_

**ACKNOWLEDGMENT**

STATE OF TEXAS           §  
  §  
COUNTY OF \_\_\_\_\_ §

BEFORE ME, the undersigned authority, on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_, personally appeared \_\_\_\_\_ known to me to be the person(s) whose name(s) is(are) subscribed to the foregoing instrument and acknowledged to me that \_\_\_\_\_ executed the same for the purposes and consideration therein expressed.

\_\_\_\_\_  
Notary Public in and for  
THE STATE OF TEXAS  
My Commission Expires: \_\_\_\_\_

\_\_\_\_\_  
Typed or Printed Name of Notary

Recorded in \_\_\_\_\_ Courthouse, \_\_\_\_\_, Texas on \_\_\_\_\_, 20\_\_

**JOE R. SMITH**  
Tyler County  
Criminal District Attorney

December 13, 2013


TO: Jackie Skinner  
Tyler County Auditor

FROM: Joe R. Smith  
Criminal District Attorney  
Tyler County, Texas

RE: Paula Gibbs & Dana Broom  
Pay Increase

Jackie,

Effective January 1, 2014, Paula Gibbs & Dana Broom is to receive a \$5,000 annual increase to their current gross salary. Money can be taken out of District Attorney Hot Check Fund and/or District Attorney Seizure Fund.

  
\_\_\_\_\_  
JOE R. SMITH



Tyler County, TX  
 Date Range: 1/1/2012 - 12/31/2012

# Tyler County, TX Cash Position Report

2012

Fund	Beginning Cash Balance	Receipts	Disbursements	Ending Cash Balance
010: GENERAL FUND	3,438,938.02	9,263,353.61	7,980,244.74	4,722,046.89
011: ADVALOREM TAXES CLEARING	0.00	0.00	0.00	0.00
012: TC CHAPTER 19	0.00	15,007.00	11,255.25	3,751.75
015: U. S. MARSHALL PRISONER REFU	0.00	0.00	0.00	0.00
016: TC COLLECTION SP	0.00	10,811.41	8,104.83	2,706.58
020: GENERAL ROAD & BRIDGE	0.00	2,614,179.02	2,614,179.02	0.00
021: ROAD & BRIDGE I	302,673.39	704,462.93	673,031.65	334,104.67
022: ROAD & BRIDGE II	252,443.87	610,173.15	684,975.87	177,641.15
023: ROAD & BRIDGE III	856,435.95	897,453.11	797,760.98	956,128.08
024: ROAD & BRIDGE IV	814,634.26	810,568.41	816,996.05	808,206.62
025: TYLER CO AIRPORT	46,296.28	39,760.32	67,143.22	18,913.38
026: TYLER CO. RODEO ARENA/FAIRG	27,278.96	21,070.37	8,851.21	39,498.12
027: TDHCA OWNER OCCUPIED HOME	0.00	0.00	0.00	0.00
028: ECONOMIC DEVELOPMENT	26,833.21	10,555.06	7,334.41	30,053.86
029: BENEVOLENCE FUND	(84.71)	279.71	195.00	0.00
030: DIST CL'K STATE APPROP	48,243.35	85.54	0.00	48,328.89
031: COUNTY CLERK RMP	224,901.44	57,984.27	28,266.98	254,618.73
032: C D A FORFEITURE	16,339.31	3,350.71	3,521.48	16,168.54
033: SHERIFF FORFEITURE	20,952.39	33.92	2,645.29	18,341.02
034: DISTRICT CLERK RMP	5,780.69	3,059.48	4,817.06	4,023.11
035: TEMPLE FOUND/ARE YOU O K GR	0.00	0.00	0.00	0.00
036: LIBRARY FUND	981.38	12,938.07	11,327.37	2,592.08
037: T C COLLECTION CENTER	94,550.35	235,642.22	164,902.21	165,290.36
038: VIOLENCE AGAINSTWOMEN SPEC	4,177.44	158,296.32	162,473.76	0.00
039: TXCDBG SMALL BUSINESS LOAN	0.00	1,672.50	1,672.50	0.00
040: TXCDBG WATER IMPROVEMENTS	0.00	0.00	0.00	0.00
041: PEACE OFFICER SERVICE FEES	23,143.87	796.29	0.00	23,940.16
042: HELP AMERICA VOTE ACT GRANT	(9,571.78)	9,571.78	0.00	0.00
043: JAIL INTEREST & SINKING	1,009,984.02	5,791.37	5,076.78	1,010,698.61
044: COURTHOUSE SECURITY	112,961.47	16,187.18	26,092.58	103,056.07
045: COUNTY-RMP	67,763.45	5,269.44	2,475.00	70,557.89
046: STATE-CRIME STOPPERS	471.49	4.65	3.60	472.54
047: COUNTY-WIDE RIGHT-OF-WAY FL	648,387.15	1,149.65	0.00	649,536.80
048: EMERGENCY DISASTER RELIEF	1,849,668.48	3,279.67	0.00	1,852,948.15
049: C D A TRUST	5,976.45	51,108.45	55,970.65	1,114.25
050: C D A FEES	39,307.11	5,939.82	7,261.70	37,985.23
051: CDA STATE APPROPRIATIONS FU	33,926.45	60.14	0.00	33,986.59
052: ALTERNATE DISPUTE RESOLUTIC	600.17	6,046.75	5,880.31	766.61
053: ADULT PROBATION	206,571.83	432,115.63	469,106.94	169,580.52
054: JUVENILE PROBATION	19,596.11	347,031.86	317,238.34	49,389.63
055: STATE-CRIM JUSTICE PLANNING	4.50	38.00	36.00	6.50
056: STATE-JUDICIAL EDUCATION	10.28	184.11	155.19	39.20



Tyler County, TX *As of*  
 Date Range: 1/1/2013 - 12/13/2013

# Tyler County, TX Cash Position Report

*2013*

Fund	Beginning Cash Balance	Receipts	Disbursements	Ending Cash Balance
010: GENERAL FUND	4,722,046.89	8,345,761.55	7,808,496.76	5,259,311.68
011: ADVALOREM TAXES CLEARING	0.00	0.00	0.00	0.00
012: TC CHAPTER 19	3,751.75	0.00	300.00	3,451.75
015: U. S. MARSHALL PRISONER REFU	0.00	0.00	0.00	0.00
016: TC COLLECTION SP	2,706.58	44.44	0.00	2,751.02
020: GENERAL ROAD & BRIDGE	0.00	2,807,348.97	2,620,122.96	187,226.01
021: ROAD & BRIDGE I	334,104.67	834,642.25	805,020.82	363,726.10
022: ROAD & BRIDGE II	177,641.15	594,547.85	532,566.78	239,622.22
023: ROAD & BRIDGE III	956,128.08	880,209.23	782,652.93	1,053,684.38
024: ROAD & BRIDGE IV	808,206.62	764,481.37	614,733.43	957,954.56
025: TYLER CO AIRPORT	18,913.38	15,229.84	26,700.41	7,442.81
026: TYLER CO. RODEO ARENA/FAIRG	39,498.12	21,895.71	26,909.92	34,483.91
027: TDHCA OWNER OCCUPIED HOME	0.00	0.00	0.00	0.00
028: ECONOMIC DEVELOPMENT	30,053.86	10,572.62	6,680.75	33,945.73
029: BENEVOLENCE FUND	0.00	95.00	0.00	95.00
030: DIST CL'K STATE APPROP	48,328.89	101.24	13.37	48,416.76
031: COUNTY CLERK RMP	254,618.73	74,842.07	38,138.69	291,322.11
032: C D A FORFEITURE	16,168.54	33.00	604.44	15,597.10
033: SHERIFF FORFEITURE	18,341.02	21.95	11,262.81	7,100.16
034: DISTRICT CLERK RMP	4,023.11	1,973.78	2,589.68	3,407.21
035: TEMPLE FOUND/ARE YOU O K GR	0.00	0.00	0.00	0.00
036: LIBRARY FUND	2,592.08	12,594.00	14,911.14	274.94
037: T C COLLECTION CENTER	165,290.36	222,275.32	206,560.30	181,005.38
038: VIOLENCE AGAINSTWOMEN SPEC	0.00	24,988.24	24,988.24	0.00
039: TXCDBG SMALL BUSINESS LOAN	0.00	0.00	0.00	0.00
040: TXCDBG WATER IMPROVEMENTS	0.00	0.00	0.00	0.00
041: PEACE OFFICER SERVICE FEES	23,940.16	1,500.46	6.70	25,433.92
042: HELP AMERICA VOTE ACT GRANT	0.00	31,194.00	0.00	31,194.00
043: JAIL INTEREST & SINKING	1,010,698.61	3,605.35	18,248.94	996,055.02
044: COURTHOUSE SECURITY	103,056.07	12,258.20	43,972.05	71,342.22
045: COUNTY-RMP	70,557.89	9,845.06	4,550.09	75,852.86
046: STATE-CRIME STOPPERS	472.54	0.25	472.79	0.00
047: COUNTY-WIDE RIGHT-OF-WAY FL	649,536.80	3,960.31	2,779.58	650,717.53
048: EMERGENCY DISASTER RELIEF	1,852,948.15	7,263.96	512.73	1,859,699.38
049: C D A TRUST	1,114.25	39,265.77	24,611.98	15,768.04
050: C D A FEES	37,985.23	3,496.74	6,730.35	34,751.62
051: CDA STATE APPROPRIATIONS FU	33,986.59	27,576.31	1,659.40	59,903.50
052: ALTERNATE DISPUTE RESOLUTIC	766.61	5,028.05	5,704.66	90.00
053: ADULT PROBATION	169,580.52	334,928.02	376,998.88	127,509.66
054: JUVENILE PROBATION	49,389.63	324,074.02	300,881.27	72,582.38
055: STATE-CRIM JUSTICE PLANNING	6.50	0.00	6.50	0.00
056: STATE-JUDICIAL EDUCATION	39.20	597.84	591.44	45.60



# TYLER COUNTY AUDITOR

*Jackie Skinner*

100 W. Bluff Room 110 Woodville, Texas 75979  
409.283.3652 fax: 409.283.6305 jskinner.aud@co.tyler.tx.us

December 13, 2013

To: Honorable Commissioner's Court

Attached is a request from Criminal District Attorney Joe Smith to increase the salary of Paula Gibbs and Dana Broom. He is requesting the increase to be paid out of the Hot Check fund or the District Attorney Forfeiture Fund.

The amounts to cover this would be as follows:

Paula Gibbs      4,195.00 Annual Increase  
                         320.92 FICA Match (7.65 %)  
                         463.97 Retirement Match (11.06)  
                         11.33 Worker's Compensation (0.0027)  
                         13.60 Unemployment (0.3240941)  
**\$ 5,004.82 Total Amount**

Dana Broom      4,195.00 Annual Increase  
                         320.92 FICA Match (7.65 %)  
                         463.97 Retirement Match (11.06)  
                         11.33 Worker's Compensation (0.0027)  
                         13.60 Unemployment (0.3240941)  
**\$ 5,004.82 Total Amount**

The annual expense for the increase for both employees would be \$ 10,009.64. The Hot Check Fund has a cash balance of \$ 34,751.62. The DA is currently paying one part time employee out of the Hot Check Fund with an annual cost of approximately \$ 4,720.00.

The Hot Check Fund has a balance of \$ 34,751.62. This amount would fund the pay increase and the part time person for 2 years. The income that the Hot Check Fund generated for 2012 was \$ 5,939.82 and as of December 13, 2013 the 2013 revenue collected to date is \$ 3,496.74. The income would not continue to support the pay increase.

The Forfeiture Fund has a balance of \$ 15,597.10. This fund receives money based on seized property that is awarded to the DA. When the property is awarded and then sold the proceeds are deposited in this fund.

The District Attorney can use the Hot Check Fund and Forfeiture Fund to supplement salaries without Commissioner's Court approval.

I spoke with John Fuller with Texas Association of Counties legal department and asked if the County would be required to continue to pay this supplement if the monies became unavailable. He stated Commissioner's Court set the salaries for County employees and it would be at their discretion.

Respectfully Submitted,

*Jackie Skinner*







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Respectfully Submitted,



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Tyler County, TX

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034: DISTRICT CLERK RMP	4,023.11	1,973.78	2,589.68	3,407.21
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050: C D A FEES	37,985.23	3,496.74	6,730.35	34,751.62
* 051: CDA STATE APPROPRIATIONS FU	<u>33,986.59</u>	> <u>27,576.31</u>	1,659.40	<u>59,903.50</u>
052: ALTERNATE DISPUTE RESOLUTIC	766.61	5,028.05	5,704.66	90.00
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054: JUVENILE PROBATION	49,389.63	324,074.02	300,881.27	72,582.38
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# Tyler County, TX Cash Position Report

Tyler County, TX

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056: STATE-JUDICIAL EDUCATION	10.28	184.11	155.19	39.20



Tyler County, TX

2013

# Detail Report Account Detail

Date Range: 01/01/2013 - 12/13/2013

Account	Name	Beginning Balance	Total Activity	Ending Balance			
<b>Fund: 032 - C D A FORFEITURE</b>							
<u>032-10100</u>	TREASURER'S CHECKING	16,168.54	-571.44	15,597.10			
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>	<b>Project Account</b>	<b>Amount</b>	<b>Running Balance</b>
01/11/2013	APPKT00416	107122	Riley, Terry - Reserve Constable SEC REI PM	Riley, Terry - Reserve Constable		-100.00	16,068.54
01/31/2013	GLPKT01108	JN00418	Interest Allocation			2.24	16,070.78
01/31/2013	GLPKT01108	JN00419	Interest Allocation			2.24	16,073.02
01/31/2013	GLPKT01113	JN00420	Interest Allocation			-2.24	16,070.78
02/28/2013	GLPKT01182	JN00427	Interest Allocation			1.77	16,072.55
03/31/2013	GLPKT01268	JN00449	Interest Allocation			1.93	16,074.48
04/30/2013	GLPKT01376	JN00481	Interest Allocation			2.20	16,076.68
04/30/2013	GLPKT01384	JN00484	Interest Allocation			-2.20	16,074.48
04/30/2013	GLPKT01386	JN00485	Interest Allocation			2.22	16,076.70
05/03/2013	APPKT00596	108283	Colmesneil ISD SEC REI PMT	Colmesneil ISD		-500.00	15,576.70
05/31/2013	GLPKT01466	JN00489	Interest Allocation			2.39	15,579.09
06/30/2013	GLPKT01558	JN00504	Interest Allocation			2.31	15,581.40
07/31/2013	GLPKT01685	JN00551	Interest Allocation			3.14	15,584.54
08/30/2013	GLPKT01772	JN00560	Interest Allocation			3.16	15,587.70
09/30/2013	GLPKT01898	JN00611	Interest Allocation			3.07	15,590.77
10/31/2013	GLPKT01988	JN00621	Interest Allocation			3.25	15,594.02
11/30/2013	GLPKT02056	JN00626	Interest Allocation			3.08	15,597.10
<u>032-21010</u>	Accounts Payable Pending	0.00	0.00	0.00			
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>	<b>Project Account</b>	<b>Amount</b>	<b>Running Balance</b>
01/11/2013	APPKT00403	12/10/12	SERVICE OF SUBPOENAS/CDA SEC PBL	Riley, Terry - Reserve Constable		-100.00	-100.00
01/11/2013	APPKT00416	107122	Riley, Terry - Reserve Constable SEC PMT	Riley, Terry - Reserve Constable		100.00	0.00
05/03/2013	APPKT00586	16486	GET HOOKED ON FISHING NOT DRUGS/CDA	Colmesneil ISD		-500.00	-500.00
05/03/2013	APPKT00596	108283	Colmesneil ISD SEC PMT	Colmesneil ISD		500.00	0.00
<u>032-35100</u>	INTEREST ON INVESTMENTS	0.00	-28.56	-28.56			
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>	<b>Project Account</b>	<b>Amount</b>	<b>Running Balance</b>
01/31/2013	GLPKT01108	JN00418	Interest			-2.24	-2.24
01/31/2013	GLPKT01108	JN00419	Interest			-2.24	-4.48
01/31/2013	GLPKT01113	JN00420	Interest			2.24	-2.24
02/28/2013	GLPKT01182	JN00427	Interest			-1.77	-4.01
03/31/2013	GLPKT01268	JN00449	Interest			-1.93	-5.94
04/30/2013	GLPKT01376	JN00481	Interest			-2.20	-8.14
04/30/2013	GLPKT01384	JN00484	Interest			2.20	-5.94



Tyler County, TX

2012

# Detail Report Account Detail

Date Range: 01/01/2012 - 12/31/2012

Account	Name		Beginning Balance	Total Activity	Ending Balance		
<b>Fund: 032 - C D A FORFEITURE</b>							
<u>032-10100</u>	TREASURER'S CHECKING		16,339.31	-170.77	16,168.54		
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>	<b>Project Account</b>	<b>Amount</b>	<b>Running Balance</b>
01/01/2012	ZDET2012-01-01		NOW ACCT INT			2.83	16,342.14
03/09/2012	APPKT00012	103730	Riley, Terry - Reserve Constable SEC REI PM	Riley, Terry - Reserve Constable		-50.00	16,292.14
03/09/2012	APPKT00012	103730	Riley, Terry - Reserve Constable SEC REI PM	Riley, Terry - Reserve Constable		-50.00	16,242.14
03/23/2012	APPKT00031	103930	GET HOOKED ON FISHING-CISD SEC REI PM	GET HOOKED ON FISHING-CISD		-500.00	15,742.14
05/24/2012	APPKT00114	104574	Riley, Terry - Reserve Constable SEC REI PM	Riley, Terry - Reserve Constable		-50.00	15,692.14
06/30/2012	GLPKT00501	JN00267	Interest Allocation			2.17	15,694.31
07/31/2012	GLPKT00594	JN00338	Interest Allocation			2.23	15,696.54
08/16/2012	GLPKT00641	JN00351	Interest Allocation-FEBRUARY,MARCH,APRI			9.34	15,705.88
08/23/2012	CLPKT00121	Cashiering Packet: CL	Cashiering Packet: CLPKT00121			3,321.64	19,027.52
08/31/2012	GLPKT00686	JN00359	Interest Allocation			2.74	19,030.26
09/30/2012	GLPKT00766	JN00373	Interest Allocation			2.69	19,032.95
10/05/2012	APPKT00278	106103	Korloth, Sue P.C. SEC REI PMT	Korloth, Sue P.C.		-2,871.48	16,161.47
10/31/2012	GLPKT00859	JN00380	Interest Allocation			2.39	16,163.86
11/30/2012	GLPKT00925	JN00394	Interest Allocation			2.33	16,166.19
12/31/2012	GLPKT01013	JN00409	Interest Allocation			2.35	16,168.54
<u>032-21010</u>	Accounts Payable Pending		0.00	0.00	0.00		
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>	<b>Project Account</b>	<b>Amount</b>	<b>Running Balance</b>
03/09/2012	APPKT00009	21702	MITCHELL, BRODERICK SEC PBL	Riley, Terry - Reserve Constable		-50.00	-50.00
03/09/2012	APPKT00009	21702A	HUNNICUT, HEATHER SEC PBL	Riley, Terry - Reserve Constable		-50.00	-100.00
03/09/2012	APPKT00012	103730	Riley, Terry - Reserve Constable SEC PMT	Riley, Terry - Reserve Constable		50.00	-50.00
03/09/2012	APPKT00012	103730	Riley, Terry - Reserve Constable SEC PMT	Riley, Terry - Reserve Constable		50.00	0.00
03/23/2012	APPKT00028	16413	HOOKED ON FISHING/TCSO SEC PBL	GET HOOKED ON FISHING-CISD		-500.00	-500.00
03/23/2012	APPKT00031	103930	GET HOOKED ON FISHING-CISD SEC PMT	GET HOOKED ON FISHING-CISD		500.00	0.00
05/24/2012	APPKT00114	104574	Riley, Terry - Reserve Constable SEC PMT	Riley, Terry - Reserve Constable		50.00	50.00
05/25/2012	APPKT00109	22,302VLL	SERVICE CAUSE#22302/CDA SEC PBL	Riley, Terry - Reserve Constable		-50.00	0.00
10/05/2012	APPKT00269	11,414:8/12-30/12	CAUSE #11,414/CDA SEC PBL	Korloth, Sue P.C.		-2,871.48	-2,871.48
10/05/2012	APPKT00278	106103	Korloth, Sue P.C. SEC PMT	Korloth, Sue P.C.		2,871.48	0.00
<u>032-32529</u>	DIST. ATTY FORFEITURES AWARDED		0.00	-3,321.64	-3,321.64		
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>	<b>Project Account</b>	<b>Amount</b>	<b>Running Balance</b>
08/23/2012	CLPKT00121	R00000708	City of W R00000708 City of Woodville			-3,321.64	-3,321.64
<u>032-35100</u>	INTEREST ON INVESTMENTS		0.00	-29.07	-29.07		



Tyler County, TX

2012

# Detail Report Account Detail

Date Range: 01/01/2012 - 12/31/2012

Account	Name	Beginning Balance	Total Activity	Ending Balance			
Fund: 050 - C D A FEES							
050-10100	TREASURER'S CHECKING	39,307.11	-1,321.88	37,985.23			
Post Date	Packet Number	Source Transaction	Description	Vendor	Project Account	Amount	Running Balance
01/01/2012	ZDET2012-01-01		MISC			75.00	39,382.11
01/01/2012	ZDET2012-01-01		A/P CHECKS #103350-103371			-206.68	39,175.43
01/01/2012	ZDET2012-01-01		DA FEE			348.94	39,524.37
01/01/2012	ZDET2012-01-01		A/P CHECKS #103134-103147			-241.14	39,283.23
02/01/2012	ZDET2012-02-01		A/P CHECKS #103442-103455			-275.58	39,007.65
02/27/2012	GLPKT00032	JN00035	NET SALARIES			-181.16	38,826.49
02/27/2012	GLPKT00032	JN00036	FICA			-19.96	38,806.53
02/27/2012	GLPKT00032	JN00044	A/P Checks for Payroll 2/29/12			-5.56	38,800.97
02/29/2012	GLPKT00067	JN00061	Payroll DTF			-181.16	38,619.81
02/29/2012	GLPKT00068	JN00063	Payroll DTF			181.16	38,800.97
03/12/2012	CLPKT00016	Cashiering Packet: CL	Cashiering Packet: CLPKT00016			1,147.49	39,948.46
03/15/2012	APPKT00021	DFT0000024	TYLER COUNTY GENERAL FUND SEC REI PM	TYLER COUNTY GENERAL FUND		-23.30	39,925.16
03/15/2012	APPKT00021	DFT0000026	TYLER CO. GENERAL FUND SEC REI PMT	TYLER CO. GENERAL FUND		-6.50	39,918.66
03/15/2012	APPKT00022	103795	TYLER COUNTY PAYROLL SEC REI PMT	TYLER COUNTY PAYROLL		-211.34	39,707.32
03/27/2012	GLPKT00012	JN00014	A/P Checks for Payroll 2/27/2012			-206.68	39,500.64
03/27/2012	GLPKT00033	JN00032	A/P Checks for Payroll 2/27/2012			206.68	39,707.32
03/30/2012	APPKT00040	103958	TYLER CO. GENERAL FUND SEC REI PMT	TYLER CO. GENERAL FUND		-5.56	39,701.76
03/30/2012	APPKT00040	103960	TYLER COUNTY GENERAL FUND SEC REI PM	TYLER COUNTY GENERAL FUND		-19.96	39,681.80
03/30/2012	APPKT00040	103961	TYLER COUNTY PAYROLL SEC REI PMT	TYLER COUNTY PAYROLL		-181.16	39,500.64
03/31/2012	GLPKT00176	JN00130	Payroll 3/30/12			25.52	39,526.16
03/31/2012	GLPKT00177	JN00131	March Payroll Taxes 3/15/2012			29.80	39,555.96
03/31/2012	GLPKT00396	JN00200	March Payroll Taxes 3/15/2012			-29.80	39,526.16
03/31/2012	GLPKT00398	JN00202	Payroll 3/30/12			-25.52	39,500.64
04/10/2012	CLPKT00022	Cashiering Packet: CL	Cashiering Packet: CLPKT00022			524.90	40,025.54
04/13/2012	APPKT00060	104066	TYLER CO. GENERAL FUND SEC REI PMT	TYLER CO. GENERAL FUND		-5.56	40,019.98
04/13/2012	APPKT00060	104068	TYLER COUNTY GENERAL FUND SEC REI PM	TYLER COUNTY GENERAL FUND		-19.96	40,000.02
04/13/2012	APPKT00064	104215	TYLER COUNTY PAYROLL SEC REI PMT	TYLER COUNTY PAYROLL		-181.16	39,818.86
04/30/2012	APPKT00078	104267	TYLER COUNTY PAYROLL SEC REI PMT	TYLER COUNTY PAYROLL		-211.34	39,607.52
04/30/2012	APPKT00080	104269	Tyler County Payroll SEC REI PMT	Tyler County Payroll		-6.50	39,601.02
04/30/2012	APPKT00080	104269	Tyler County Payroll SEC REI PMT	Tyler County Payroll		-23.30	39,577.72
05/15/2012	APPKT00099	104376	TYLER COUNTY PAYROLL SEC REI PMT	TYLER COUNTY PAYROLL		-181.16	39,396.56
05/15/2012	APPKT00098	104387	Tyler County Payroll SEC REI PMT	Tyler County Payroll		-19.96	39,376.60
05/15/2012	APPKT00098	104387	Tyler County Payroll SEC REI PMT	Tyler County Payroll		-5.56	39,371.04
05/18/2012	APPKT00105	104527	TDCAA SEC REI PMT	TDCAA		-60.00	39,311.04
05/18/2012	APPKT00105	104527	TDCAA SEC REI PMT	TDCAA		-75.00	39,236.04

December 13, 2013

To: Honorable Commissioner's Court

Attached is a request from Criminal District Attorney Joe Smith to increase the salary of Paula Gibbs and Dana Broom. He is requesting the increase to be paid out of the Hot Check fund or the District Attorney Forfeiture Fund.

The amounts to cover this would be as follows:

Paula Gibbs ▲ \$ 5,000.00 Annual Increase  
382.50 FICA Match (7.65 %)  
553.00 Retirement Match (11.06)  
150.00 Worker's Comp. & Unemployment  
**6,085.50 Total Amount**

Dana Broom ▲ \$ 5,000.00 Annual Increase  
382.50 FICA Match (7.65%)  
553.00 Retirement Match (11.06)  
150.00 Worker's Comp. & Unemployment  
**6,085.50 Total Amount**

The annual expense for 2014 for both employees would be \$ 12,171.00. The Hot Check Fund has a cash balance of \$ 34,751.62. The DA is currently paying one part time employee out of the Hot Check Fund with an annual cost of approximately \$ 4,720.00.

The Hot Check Fund has a balance of \$ 34,751.62. This amount would fund the pay increase and the part time person for 2 years. The income that the Hot Check Fund generated for 2012 was \$ 5,939.82 and as of December 13, 2013 the 2013 revenue collected to date is \$ 3,496.74. The income would not continue to support the pay increase.

The Forfeiture Fund has a balance of \$ 15,597.10. This fund receives money based on seized property that is awarded to the DA. When the property is awarded and then sold the proceeds are deposited in this fund.

The District Attorney can use the Hot Check Fund and Forfeiture Fund to supplement salaries without Commissioner's Court approval.

I spoke with John Fuller with Texas Association of Counties legal department and asked if the County would be required to continue to pay this supplement if the monies became unavailable. He stated Commissioner's Court set the salaries for County employees and it would be at their discretion.

Respectfully Submitted,



**Detail Report**

Date Range: 01/01/2013 - 12/13/2013

Account		Name				Date Range: 01/01/2013 - 12/13/2013		
<u>032-35100</u>		INTEREST ON INVESTMENTS - Continued				Beginning Balance	Total Activity	Ending Balance
Post Date	Packet Number	Source Transaction	Description	Vendor	0.00	-28.56	-28.56	
					Project Account	Amount	Running Balance	
04/30/2013	GLPKT01386	JN00485	Interest			-2.22	-8.16	
05/31/2013	GLPKT01466	JN00489	Interest			-2.39	-10.55	
06/30/2013	GLPKT01558	JN00504	Interest			-2.31	-12.86	
07/31/2013	GLPKT01685	JN00551	Interest			-3.14	-16.00	
08/30/2013	GLPKT01772	JN00560	Interest			-3.16	-19.16	
09/30/2013	GLPKT01898	JN00611	Interest			-3.07	-22.23	
10/31/2013	GLPKT01988	JN00621	Interest			-3.25	-25.48	
11/30/2013	GLPKT02056	JN00626	Interest			-3.08	-28.56	

**Department: 000 - BASIC OPERATIONS**

Account		Name				Date Range: 01/01/2013 - 12/13/2013		
<u>032-000-48000</u>		MISCELLANEOUS EXPENSE				Beginning Balance	Total Activity	Ending Balance
Post Date	Packet Number	Source Transaction	Description	Vendor	0.00	600.00	600.00	
					Project Account	Amount	Running Balance	
01/11/2013	APPKT00403	12/10/12	SERVICE OF SUBPOENAS/CDA	Riley, Terry - Reserve Constable		100.00	100.00	
05/03/2013	APPKT00586	16486	GET HOOKED ON FISHING NOT DRUGS/CDA	Colmesneil ISD		500.00	600.00	

<b>Total Department: 000 - BASIC OPERATIONS:</b>	Beginning Balance: 0.00	Activity: 600.00	Ending Balance: 600.00
<b>Total Fund: 032 - C D A FORFEITURE:</b>	Beginning Balance: 16,168.54	Activity: 0.00	Ending Balance: 16,168.54
<b>Grand Totals:</b>	Beginning Balance: 16,168.54	Activity: 0.00	Ending Balance: 16,168.54

**Detail Report**

Date Range: 01/01/2012 - 12/31/2012

Account	Name	Beginning Balance	Total Activity	Ending Balance
<u>032-35100</u>	INTEREST ON INVESTMENTS - Continued	0.00	-29.07	-29.07
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>
01/01/2012	ZDET2012-01-01		NOW ACCT INT	
06/30/2012	GLPKT00501	JN00267	Interest	
07/31/2012	GLPKT00594	JN00338	Interest	
08/16/2012	GLPKT00641	JN00351	Interest	
08/31/2012	GLPKT00686	JN00359	Interest	
09/30/2012	GLPKT00766	JN00373	Interest	
10/31/2012	GLPKT00859	JN00380	Interest	
11/30/2012	GLPKT00925	JN00394	Interest	
12/31/2012	GLPKT01013	JN00409	Interest	

**Department: 000 - BASIC OPERATIONS**

Account	Name	Beginning Balance	Total Activity	Ending Balance
<u>032-000-48000</u>	MISCELLANEOUS EXPENSE	0.00	3,521.48	3,521.48
<b>Post Date</b>	<b>Packet Number</b>	<b>Source Transaction</b>	<b>Description</b>	<b>Vendor</b>
03/09/2012	APPKT00009	21702	MITCHELL, BRODERICK	Riley, Terry - Reserve Constable
03/09/2012	APPKT00009	21702A	HUNNICUT, HEATHER	Riley, Terry - Reserve Constable
03/23/2012	APPKT00028	16413	HOOKED ON FISHING/TCSO	GET HOOKED ON FISHING-CISD
05/25/2012	APPKT00109	22,302VLL	SERVICE CAUSE#22302/CDA	Riley, Terry - Reserve Constable
10/05/2012	APPKT00269	11,414:8/12-30/12	CAUSE #11,414/CDA	Korioth, Sue P.C.

**Total Department: 000 - BASIC OPERATIONS: Beginning Balance: 0.00 Activity: 3,521.48 Ending Balance: 3,521.48**

**Total Fund: 032 - C D A FORFEITURE: Beginning Balance: 16,339.31 Activity: 0.00 Ending Balance: 16,339.31**

**Grand Totals: Beginning Balance: 16,339.31 Activity: 0.00 Ending Balance: 16,339.31**

Detail Report

Date Range: 01/01/2012 - 12/31/2012

Account	Name				Vendor	Beginning Balance	Total Activity	Ending Balance
050-29999	Due To Other Funds - Continued					0.00	0.00	0.00
Post Date	Packet Number	Source Transaction	Description	Vendor	Project Account	Amount	Running Balance	
11/29/2012	APPKT00349	INV0006086	PAYROLL TRANSFER	TYLER COUNTY PAYROLL		211.34	211.34	
11/30/2012	PYPKT00137	PYPKT00137 - ppd 11	a/p 11/30/2012			-211.34	0.00	
12/12/2012	APPKT00370	INV0006509	PAYROLL TRANSFER	TYLER COUNTY PAYROLL		181.16	181.16	
12/14/2012	PYPKT00143	PYPKT00143 - ppd 12	ppd 12/12/2012			-181.16	0.00	
12/27/2012	APPKT00384	INV0006592	PAYROLL TRANSFER	TYLER COUNTY PAYROLL		120.76	120.76	
12/28/2012	PYPKT00147	PYPKT00147 - ppd 12	a/p 12/28/2012			-120.76	0.00	
<b>050-32528</b>						0.00	-5,240.50	-5,240.50
DIST. ATTY FEES								
Post Date	Packet Number	Source Transaction	Description	Vendor	Project Account	Amount	Running Balance	
01/01/2012	ZDET2012-01-01		DA FEE			-348.94	-348.94	
03/12/2012	CLPKT00016	R00000120 District A	R00000120 District Attorney - CDA Report			-1,147.49	-1,496.43	
04/10/2012	CLPKT00022	R00000181 District A	R00000181 District Attorney - CDA Report			-524.90	-2,021.33	
05/18/2012	CLPKT00047	R00000315 CDA Rep	R00000315 CDA Report			-376.95	-2,398.28	
07/06/2012	CLPKT00086	R00000470 CDA REP	R00000470 CDA REPORT - DISTRICT ATTY			-382.07	-2,780.35	
08/01/2012	CLPKT00105	R00000613 Miscellan	R00000613 Miscellaneous Receipt			-492.00	-3,272.35	
08/29/2012	CLPKT00125	R00000743	R00000743 CDA REPORT			-194.80	-3,467.15	
09/27/2012	CLPKT00145	R00000879	R00000879 CDA - Report			-314.29	-3,781.44	
10/31/2012	CLPKT00168	R00001027	R00001027 CDA Report			-860.00	-4,641.44	
10/31/2012	CLPKT00168	R00001027	R00001027 CDA Report			-291.13	-4,932.57	
11/01/2012	CLPKT00169	R00001029	R00001029 CDA Report			-75.00	-5,007.57	
11/02/2012	GLPKT00928	JN00395	TYLER CO. ADULT SUPERVISION			-37.83	-5,045.40	
12/10/2012	CLPKT00210	R00001209	R00001209 District Attorney			-195.10	-5,240.50	
<b>Department: 000 - BASIC OPERATIONS</b>								
<b>050-000-40050</b>						0.00	5,001.02	5,001.02
PARTIME SALARIES								
Post Date	Packet Number	Source Transaction	Description	Vendor	Project Account	Amount	Running Balance	
01/01/2012	ZDET2012-01-01		GROSS SALARIES			224.00	224.00	
01/01/2012	ZDET2012-01-01		GROSS SALARIES			192.00	416.00	
02/01/2012	ZDET2012-02-01		GROSS SALARIES			256.00	672.00	
02/29/2012	PYPKT00007	PYPKT00007 - PPD 2	PPD 2/29/12			223.96	895.96	
03/15/2012	PYPKT00010	PYPKT00010 - ppd 0	ppd 03/15/2012			261.30	1,157.26	
03/15/2012	GLPKT00552	JN00293	PAYROLL PROCESS CORRECTION 3/15/1			-17.14	1,140.12	
03/15/2012	GLPKT00552	JN00293	PAYROLL PROCESS CORRECTION 3/15/1			-20.16	1,119.96	
03/30/2012	PYPKT00014	PYPKT00014 - ppd 0	ppd 03/30/2012			223.96	1,343.92	
03/30/2012	GLPKT00554	JN00304	PAYROLL PROCESS CORRECTION 3/30/12			-14.68	1,329.24	
03/30/2012	GLPKT00554	JN00304	PAYROLL PROCESS CORRECTION 3/30/12			-17.28	1,311.96	
04/13/2012	PYPKT00020	PYPKT00020 - ppd 0	ppd 04/13/2012			206.68	1,518.64	
04/13/2012	GLPKT00556	JN00315	PAYROLL PROCESS CORRECTION 4/13/12			-14.68	1,503.96	
04/30/2012	PYPKT00029	PYPKT00029 - ppd 0	ppd 04/30/2012			224.58	1,728.54	
05/15/2012	PYPKT00034	PYPKT00034 - ppd 0	ppd 5/11/2012			192.50	1,921.04	
05/30/2012	PYPKT00040	PYPKT00040 - ppd 5/	a/p ppd 05/25/2012			192.50	2,113.54	



# TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 101 / Woodville, Texas

Wednesday  
December 18, 2013  
9:00 a.m.

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

*"Managers help people see themselves as they are. Leaders help people to see themselves better than they are." Jim Rohn*

### ➤ CALL TO ORDER

- Establish quorum

### I. CONSIDER/APPROVE

- A. Budget amendments/line item transfers** – *J. Skinner*
- B. Appointing Dennis Moffett** as Commissioner of ESD #7 – *M. Marshall*
- C. Granting Easements** for Seneca Water Corporation – *M. Nash*
- D. Accepting gift from William James Beattie of one (1) two meter/70cm** Amateur Radio antenna and associated Radio frequency coaxial cable with attached radio frequency connectors located on the Sheriff's Department radio tower at Doucette, Tyler County, Texas – *D. Freeman*
- E. Hot Check Fund and DA Forfeiture Fund** as the only Revenue Source to fund salary increases for DA's office – *J. Skinner*

### II. EXECUTIVE SESSION

Consult with District Attorney and/or his legal staff in executive session held in accordance with Texas Government Codes 555.071(1)(A), (2) regarding pending and/or contemplated litigation, and/or 551.074, regarding personnel matters, and/or property acquisition.

### ➤ 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 December 13 2013 Time 4:00 p.m.

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

By: *James Brown* (Deputy)