

TYLER COUNTY COMMISSIONERS COURT
SPECIAL MEETING
May 23, 2014 ---- 8:30 a.m.

THE STATE OF TEXAS ON THIS THE 23rd day of May, 2014 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
MATT O'NEAL	ADULT PROBATION OFFICER
JOE R. SMITH	CRIMINAL DISTRICT ATTORNEY

A motion was made by **Commissioner Marshall** to approve the change orders for **ESD #7 project** for IKE Round 2.2, as presented by David Waxman and Ken Jones. The motion was seconded by **Commissioner Walston**. Goodwin Lassiter, now GLS, will be paying \$16,245.00 of the cost. The grant will pay \$16,775. All voted yes and none no. SEE ATTACHED

Commissioner Marshall motioned to adopt the resolution supporting a grant request for **Violence Against Women Special Prosecutor**, operated September 1, 2014 through August 31, 2015. The motion was seconded by **Commissioner Walston**. All voted yes and none no. SEE ATTACHED RESOLUTION

Commissioner Marshall motioned to adopt the resolution supporting the **Crime Victims Coordinator grant application**, operated from September 1, 2014 through August 31, 2015. The motion was seconded by **Commissioner Nash**. All voted yes and none no. SEE ATTACHED RESOLUTION

A motion was made by **Commissioner Nash** and seconded by **Commissioner Walston** to accept a Right of Way from Charles and Barbara Soileau on CR 1135. All voted yes and none no. SEE ATTACHED DEDICATION OF ROAD EASEMENT

Executive session was not held.

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

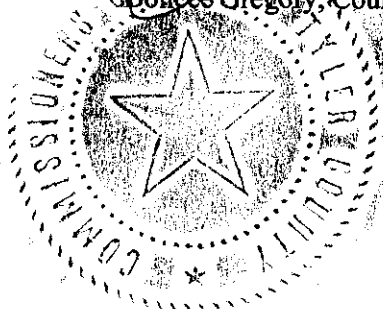
THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED: 9:15 a.m.

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 May 23, 2014.

Witness my hand and seal of office on this the 6th day of June, 2014.

Attest


Donece Gregory, County Clerk, Tyler County, Texas





NO. _____ TIME 1:00pm

**Texas General Land Office
Disaster Recovery**

5/21/14
 GREGG COUNTY CLERK
 TYLER COUNTY, TEXAS
Ann Leffine

**Construction Contract Change Order Request
Form**

Engineer: Goodwin-Lasiter-Strong 1609 South Chestnut, Suite 202 Lufkin, Texas 75901 Phone No.: (936) 637-4900	Owner Tyler County 300 W. Bluff Woodville, TX 75979 Phone No.: (409) 283-7013	Contractor: Cox Contractors, Inc. 4720 E. Main Nacogdoches, Texas 75961 Agreement Date: 12/13/13 Phone No.: (936) 564-6500
Date: 5/21/14 Project Code No.: 203033 Bid Package No.: 3	Contract For (Project Description): Colmesneil Volunteer Fire Department	GLO Contract No.: 220191 Change Order No.: 001

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Description of Changes: Quantities, Units, Unit Prices, Change in Completion Scheduled, Etc.	Decrease in Contract Price	Increase in Contract Price
1	Add asphalt paving		\$ 24,782.00
2	Add rough carpentry, acoustical ceiling, paint, plumbing, electrical		\$ 8,238.00
3	Add door hardware		\$500.00

<u>Change in Contract Price</u>		<u>Change in Contract Time (Calendar Days)</u>	
Original Contract Price:	\$ 412,100.00	Original Contract Time:	180 days
Previous Change Order(s): No. 0 to No. 0	NA	Net Change From Previous Change Orders:	0 days
Contract Price Prior to this Change Order:	\$ 412,100.00	Contract Time Prior to this Change Order:	180 days
Net Increase/Decrease of this Change Order:	\$ 33,520.00	Net Increase/Decrease of this Change Order:	15 days
Contract Price With all Approved Change Orders:	\$ 445,620.00	Contract Time With all Change Orders:	195 days
Cumulative Percent Change in Contract Price (+/-): 8.13%		Grantee Contract End Date: (mm/dd/yy)	12/31/15
Construction Contract Start Date: (mm/dd/yy)	02/10/14	Construction Contract End Date: (mm/dd/yy)	08/29/14

COUNTY OF TYLER
 HURRICANE ROUND 2.2
 CONTRACT NO. LO 13-176-000-7289
 ACCOUNT NO. DRS220191
 CONTRACT DATES: November 12, 2012 to December 31, 2015

GLO \$5,681,060.00

REPORT DATE: 05/08/2014

INCLUDES DRAWDOWN NO. 06

<u>PROJECT ACTIVITY</u>	<u>APPROVED BUDGET</u>	<u>EXPENDED</u>	<u>BALANCE</u>	<u>OBLIGATED UNEXPENDED</u>	<u>ACTUAL BALANCE</u>	<u>ADJUSTED BALANCE</u>
4. STREET IMPROVEMENTS	\$4,308,348.00	\$354,220.56	\$3,954,127.44	\$3,724,221.48	\$229,905.96	\$229,905.96
A. CR 1325 - Precinct 1	\$180,000.00	\$0.00	\$180,000.00			
B. MLK Road - Precinct 1	\$910,000.00	\$0.00	\$910,000.00			
C. CR 2770/CR 2775 - Precinct 2	\$795,000.00	\$177,543.74	\$617,456.26			
D. CR 2375 - Precinct 2	\$260,000.00	\$0.00	\$260,000.00			
E. County Roads near Doucette - Precinct 3	\$480,000.00	\$144,656.50	\$335,343.50			
F. County Roads near Spurger - Precinct 3	\$498,348.00	\$32,020.32	\$466,327.68			
G. CR 4005 Precinct 3	\$75,000.00	\$0.00	\$75,000.00			
H. CR 4700/CR 4550 - Precinct 4	\$735,000.00	\$0.00	\$735,000.00			
I. CR 4650 - Precinct 4	\$375,000.00	\$0.00	\$375,000.00			
10. FIRE PROTECTION FACILITIES & EQUIPMENT	\$414,604.00	\$89,817.80	\$324,786.20	\$322,282.20	\$2,504.00	\$2,504.00
24. ACQUISITION	\$64,000.00	\$3,700.00	\$60,300.00	\$63,000.00	(\$2,700.00)	(\$2,700.00)
35. ENVIRONMENTAL - FIRE PROTECTION FACILITY	\$2,000.00	\$0.00	\$2,000.00	\$0.00	\$2,000.00	\$2,000.00
TOTAL GLO FUNDS TO GRANTEE	\$4,788,952.00	\$447,738.36	\$4,341,213.64	\$4,109,503.68	\$231,709.96	\$231,709.96
30. ENGINEERING	\$528,245.00					
33. PROJECT DELIVERY	\$340,863.00					
35. ENVIRONMENTAL	\$23,000.00					
TOTAL GRANT FUNDS	\$5,681,060.00					

CONTRACTS:

*ADMINISTRATION: DAVID J. WAXMAN, INC.	\$ 340,863.00
*ENGINEERING: GOODWIN-LASITER, INC.	\$ 528,245.00
*ENVIRONMENTAL:	\$ 23,000.00
ACQUISITION (LAND)	\$ 63,000.00
FIRE STATION CONST: COX CONSTRUCTION	\$ 412,100.00
MATHEWS/APAC, INC.	\$ 3,219,379.04
LONGVIEW BRIDGE & ROAD (Culverts/Bridge)	\$ 859,063.00

Payments to Contractor - Cox

1.) \$52,134.98
2.) \$34,191.23
3.) \$ 3,491.59

Payments to Contractor - Longview Brid

1.) \$116,219.92
2.) \$238,000.64

RESOLUTION

NO. _____ TIME: 1:20pm

State of Texas §

County of Tyler §

4/27/15 3:37
DONECE GREGORY, COUNTY CLERK
TYLER COUNTY, TEXAS
Donece Gregory

WHEREAS, The Tyler County Commissioners Court finds it in the best interest of the citizens of Tyler County that the **Violence Against Women Special Prosecutor** be operated **September 1, 2014 thru August 31, 2015**; and

WHEREAS, Tyler County Commissioners Court agrees to provide the minimum matching percentage for the said project as required by the Office of the Governor, Criminal Justice Division, **Violence Against Women Act (VAWA)** Solicitation for grant application; and

WHEREAS, Tyler County Commissioners Court agrees that in the event of loss or misuse of the Criminal Justice Division funds, Tyler County Commissioners Court assures that the funds will be returned to the Criminal Justice Division in full.

WHEREAS, Tyler County Commissioners Court designates the County Judge as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, **BE IT RESOLVED** that Tyler County Commissioners Court approves submission of the grant application for the **Violence Against Women Special Prosecutor** to the Office of the Governor, Criminal Justice Division.

PASSED AND APPROVED by the Tyler County Commissioners Court this 23RD day of MAY 2014.

Jacques L. Blanchette
Jacques L. Blanchette, County Judge

Martin Nash
Martin Nash, Commissioner Pct. 1

Mike Marshall
Mike Marshall, Commissioner Pct. 3

Rusty Hughes
Rusty Hughes, Commissioner Pct. 2

Jack Walston
Jack Walston, Commissioner Pct. 4

ATTEST: Donece Gregory
Donece Gregory, County Clerk

Grant Application Confirmation Number: **23082-05**

RESOLUTION

NO. _____ TIME: 1:00pm

State of Texas §

County of Tyler §

MAY 26 2014
DONECE GREGORY, COUNTY CLERK
TYLER COUNTY, TEXAS
Donece Gregory

WHEREAS, The Tyler County Commissioners Court finds it in the best interest of the citizens of Tyler County that the **Crime Victims Coordinator** be operated **September 1, 2014 through August 31, 2015**; and

WHEREAS, Tyler County Commissioners Court agrees to provide the minimum matching percentage for the said project as required by the Office of the Governor, Criminal Justice Division, **Victims of Crime Act (VOCA)** grant application; and

WHEREAS, Tyler County Commissioners Court agrees that in the event of loss or misuse of the Criminal Justice Division funds, Tyler County Commissioners Court assures that the funds will be returned to the Criminal Justice Division in full.

WHEREAS, Tyler County Commissioners Court designates the County Judge as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED that Tyler County Commissioners Court approves submission of the grant application for the **Crime Victims Coordinator** to the Office of the Governor, Criminal Justice Division.

PASSED AND APPROVED by the Tyler County Commissioners Court this 23RD day of MAY 2014.

James V. Marchetti
Tyler County Judge

Martin Nash
Martin Nash, Commissioner Pct. 1

Mike Marshall
Mike Marshall, Commissioner Pct. 3

Rusty Hughes
Rusty Hughes, Commissioner Pct. 2

Jack Walston
Jack Walston, Commissioner Pct. 4

ATTEST: Donece Gregory
Donece Gregory, County Clerk

Grant Application Confirmation Number: **28154-01**



TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 101 / Woodville, Texas

Friday,
May 23, 2014
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

"The longest journey begins with the first step" Unknown

> CALL TO ORDER

- Establish quorum

I. CONSIDER/APPROVE

- A. Change orders for ESD#7 for IKE Round 2.2-** *M. Marshall*
- B. Resolution for Violence Against Women Special Prosecutor** be operated September 1, 2014 through August 31, 2015 – *J. Smith*
- C. Resolution that the Crime Victims Coordinator** be operated September 1, 2014 through August 31, 2014 – *J. Smith*
- D. Granting Right of Way on CR 1135 to Charles and Barbara Soileau** to widen the road 50 ft. – *M. Nash*

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 May 20 2014 Time 8:45 AM

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

By: *Dana Sofone* (Deputy)



TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 101 / Woodville, Texas

Friday,
May 23, 2014
9:00 a.m.

All + Joe,
Jackie, Sharon, Matt

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 longest journey begins with the first step" Unknown

➤ CALL TO ORDER

- Establish quorum

I. CONSIDER/APPROVE

m/w

A. **Change orders** for ESD#7 for IKE Round 2.2- *M. Marshall*

— Goodwin Lassiter will be pay

David Waxman Architect, Ken Fac

m/w

B. **Resolution** for Violence Against Women Special Prosecutor be operated September 1, 2014 through August 31, 2015 – *J. Smith*

m/w

C. **Resolution** that the Crime Victims Coordinator be operated September 1, 2014 through August 31, 2015 – *J. Smith*

N/w

D. **Granting Right of Way** on CR 1135 ^{from} Charles and Barbara Soileau to widen the road 50 ft. – *M. Nash*
to correct Road

II. EXECUTIVE SESSION

NONE

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** *N/A 9:15 AM*

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 _____ 2014 Time _____

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

By: _____ (Deputy)

14-2159

DEDICATION OF ROAD EASEMENT

THE STATE OF TEXAS
COUNTY OF Tyler County

THAT Charles and Barbara Soileau of CR 1135

hereinafter called GRANTOR for and in
Consideration of the sum of One and NO/100 (\$1.00) dollars, the receipt of which is
Hereby acknowledged, have Granted, Sold and Conveyed, and by these presents do
Grant, Sell and convey unto THE PUBLIC and to the COUNTY
COMMISSIONERS OF TYLER COUNTY, TEXAS, PRECINCT NO. 1 THE
FREE AND UNINTERRUPTED USE, LIBERTY, PRIVILEGE AND EASEMENT
OF PASSING IN AND ALONG A CERTAIN WAY ACROSS A CERTAIN
TRACT OF LAND SITUATED IN TYELR COUNTY, TEXAS, described as
follows, to wit:

(SEE ATTACHED)

Right-of-way of the road as described in the attached "Exhibit", known as CR 1135 ; may be widened to 50ft. as required by the specifications of the
County of Tyler.

For the same consideration, Grantor does further grant, bargain, sell and convey
unto the Grantee the right to grade, excavate and use the soil from said right-of-way
to construct and repair said road; the right to surface the same with any material
Grantee deems suitable for the purpose; the right to install or construct all bridges,
cattle gaps, culverts, gates, drainage ditches and other facilities necessary or
desirable in the maintenance of said road; and the right to cut any timber located
upon said right-of-way and use or remove the same.

Hereby granting free ingress, egress, regress to and for the said Grantee, their
successors, heirs and assigns and their tenants, by foot, wagon, automobile and
other vehicles as by them shall be necessary or convenient at all times and seasons
forever, in, along upon and out of said way, in common with us, our heirs and
assigns, and our tenants.

TO HAVE AND TO HOLD all and singular the said rights and privileges
aforesaid to the said Grantee, their successors, heirs, and assigns, to their proper use
and behalf, in common with us, our heirs and assigns, and our tenants.


Charles B. Soileau


Barbara P. Soileau

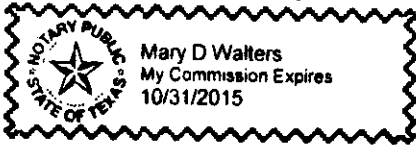
THE STAE OF TEXAS)(
COUNTY OF TYLER)(

Before me, the undersigned authority, on this day personally appeared

Charles B. Saileau

Known to me to be the person(s) whose name(s) is (are) subscribed to the foregoing instrument, and acknowledged to me that Charles B. Saileau executed the same for T he purpose and consideration therein expressed.

Given under my hand and seal of office this 20th day of May 2014.



Mary D. Walters
Notary Public in and for the State of Texas

THE STATE OF TEXAS)(
COUNTY OF TYLER)(

Before me, the undersigned authority on this day personally appeared

Barbara P. Saileau

Known to me to be the person(s) whose name(s) is (are) subscribed to the foregoing instrument, and acknowledged to me that Barbara P. Saileau executed the same for the purpose and consideration therein expressed.

Given under my hand and seal of office this 20th day of May 2014.

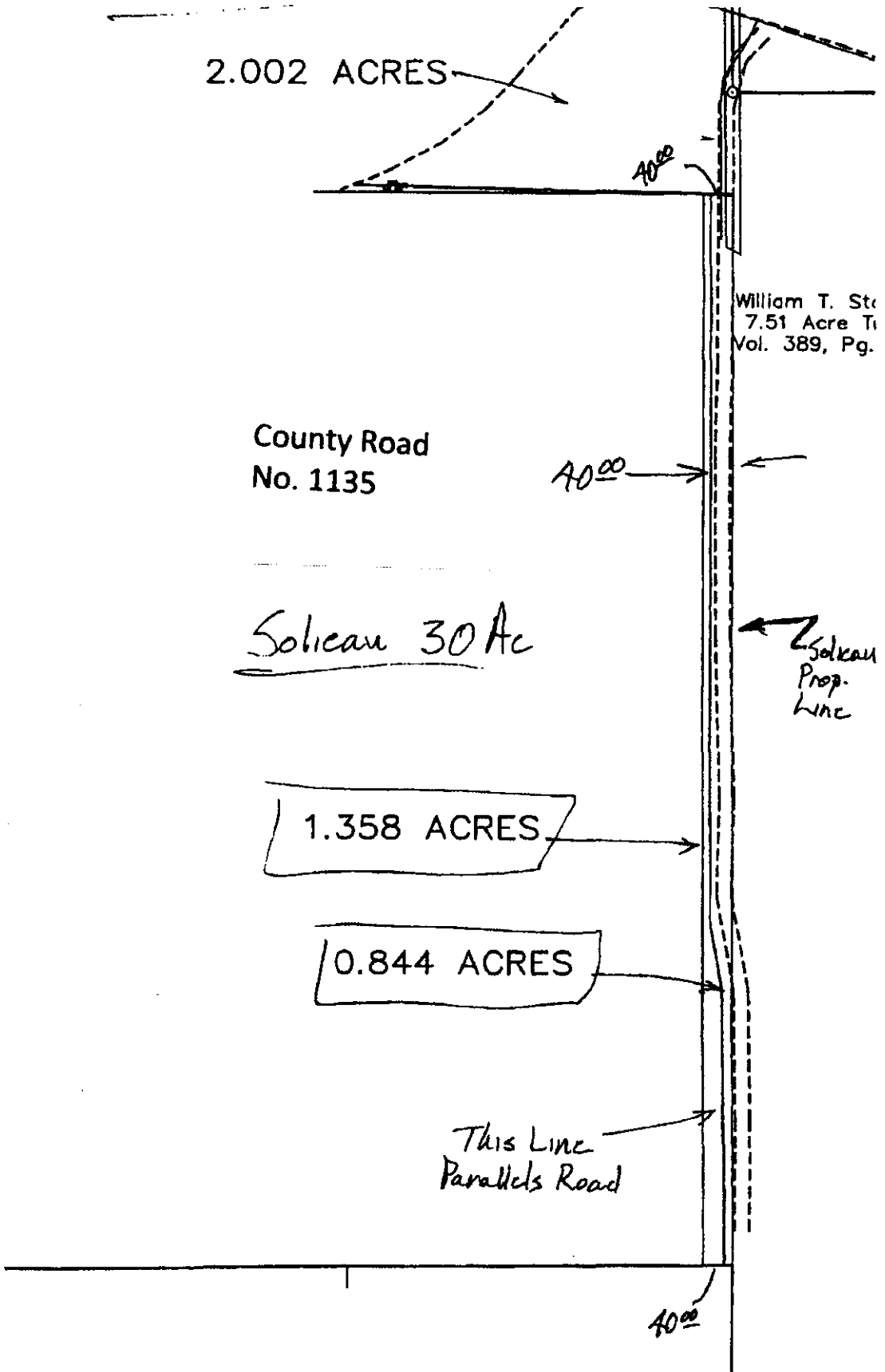
THE STATE OF TEXAS)(
COUNTY OF TYLERS)(

Mary D. Walters
NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS
Mary D Walters
My Commission Expires
10/31/2015

Before me, the undersigned authority on this day 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 purpose and consideration therein expressed.

Given under my hand and seal of office this ___ day of _____ 200__.



THIS INSTRUMENT WAS RECEIVED
IN OUR OFFICE IN THIS CONDITION.

DEDICATION OF ROAD EASEMENT

THE STATE OF TEXAS
COUNTY OF Tyler County

THAT Charles and Barbara Soileau of CR 1135

hereinafter called GRANTOR for and in

Consideration of the sum of One and NO/100 (\$1.00) dollars, the receipt of which is Hereby acknowledged, have Granted, Sold and Conveyed, and by these presents do Grant, Sell and convey unto THE PUBLIC and to the COUNTY COMMISSIONERS OF TYLER COUNTY, TEXAS, PRECINCT NO. 1 THE FREE AND UNINTERRUPTED USE, LIBERTY, PRIVILEGE AND EASEMENT OF PASSING IN AND ALONG A CERTAIN WAY ACROSS A CERTAIN TRACT OF LAND SITUATED IN TYLER COUNTY, TEXAS, described as follows, to wit:

(SEE ATTACHED)

Right-of-way of the road as described in the attached "Exhibit", known as CR 1135; may be widened to 50ft. as required by the specifications of the County of Tyler.

For the same consideration, Grantor does further grant, bargain, sell and convey unto the Grantee the right to grade, excavate and use the soil from said right-of-way to construct and repair said road; the right to surface the same with any material Grantee deems suitable for the purpose; the right to install or construct all bridges, cattle gaps, culverts, gates, drainage ditches and other facilities necessary or desirable in the maintenance of said road; and the right to cut any timber located upon said right-of-way and use or remove the same.

Hereby granting free ingress, egress, regress to and for the said Grantee, their successors, heirs and assigns and their tenants, by foot, wagon, automobile and other vehicles as by them shall be necessary or convenient at all times and seasons forever, in, along upon and out of said way, in common with us, our heirs and assigns, and our tenants.

TO HAVE AND TO HOLD all and singular the said rights and privileges aforesaid to the said Grantee, their successors, heirs, and assigns, to their proper use and behalf, in common with us, our heirs and assigns, and our tenants.

WITNESS our hand this 23RD day of MAY 2014.

James G. Touchette ✓

✓

COUNTY CLERK'S MEMO
PORTIONS OF THIS DOCUMENT NOT
LEGIBLE AND/OR REPRODUCIBLE WHEN
RECEIVED, BUT RECORDED AT CUS
TOMER'S REQUEST
[Signature]
DEPUTY

This instrument was received in our office in this condition.

FILED FOR RECORD
AT 9:30 O'CLOCK A. M
ON THE 9 DAY OF June
A.D., 2014
Vol. 1099 Page 966
In the Official Public Records

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE,
RENTAL OR USE OF THE DESCRIBED REAL PROPERTY
BECAUSE OF COLOR OR RACE IS INVALID AND UNENFOR-
CIBLE UNDER FEDERAL LAW.



STATE OF TEXAS } OFFICIAL PUBLIC
COUNTY OF TYLER } RECORD

I hereby certify that this instrument was FILED
on the date and at the time stamped hereon by
me and was duly RECORDED in the Volume
and Page of the named RECORDS of Tyler
County, Texas, as stamped hereon by me.

Donece Gregory
COUNTY CLERK, TYLER COUNTY, TEXAS

BY *Erinanne Spitt*
DEPUTY

Donece Gregory
COUNTY CLERK
TYLER COUNTY, TEXAS

*E-Commissioner Court
Minutes
May 23*

*1099
/ 966
14-2/59*