

To Merchants Bonding Company

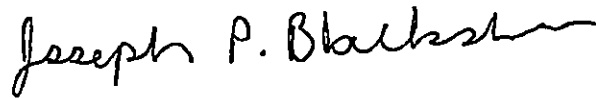
From Tyler County

Date 1/10/25

RE: Section 9 Bond – Lakeland Ranch

The value reduction from \$1,074,872 to cover paving only for \$451,045 for Section 9.

Regards,

A handwritten signature in cursive script that reads "Joseph P. Blacksh". The signature is written in black ink and is positioned above the typed name "Tyler County".

Tyler County

To SureTec Bonding Company

From Tyler County

Date 1/10/25

RE: Section 5 Bond – Lakeland Ranch

The value reduction from \$547,276 to cover paving only for \$177,765 for Section 5.

Regards,

*Joseph P. Blush*

Tyler County

To SureTec Bonding Company

From Tyler County

Date 1/10/25

RE: Section 5 Bond – Lakeland Ranch

The value reduction from \$547,276 to cover paving only for \$177,765 for Section 5.

Regards,

*Joseph P. Blakeslee*

Tyler County

To Merchants Bonding Company

From Tyler County

Date 1/10/25

RE: Section 9 Bond – Lakeland Ranch

The value reduction from \$1,074,872 to cover paving only for \$451,045 for Section 9.

Regards,

*Joseph P. Blackshear*

Tyler County



## TYLER COUNTY COMMISSIONERS COURT

100 West Bluff Street, Commissioners Courtroom, Room 101  
Woodville, Texas & Livestream

*Tuesday, November 12, 2024 - 10:00 AM*

**Joe Blacksher**  
Commissioner, Pct. 1

**Doug Hughes**  
Commissioner, Pct. 2

**Milton Powers**  
County Judge  
**Donece Gregory**  
County Clerk

**Mike Marshall**  
Commissioner, Pct. 3

**Charles "Buck" Hudson**  
Commissioner, Pct. 4

**NOTICE** Is hereby given that a **Regular Meeting** of the Tyler County Commissioners Court will be held on the date stated above, at which time the following subjects will be considered and/or discussed.

### Livestream Information

Pursuant to the March 23, 2020 Suspension Order by Governor Abbott, this Commissioners Court meeting will be held via teleconference and livestreamed to protect the public, staff and members from potential exposure to the Coronavirus (COVID-19). The public may view this meeting live at the following YouTube location:  
<https://www.youtube.com/channel/UCRw3Two1plzOmoO4dL8Ing/videos?view=2&flow=grid> (Current meeting will have a red LIVE icon.) Additionally, a recording of the meeting will be posted to the Tyler County website ([www.co.tyler.tx.us](http://www.co.tyler.tx.us)) on the home page and the Public Notices Calendar page soon after the meeting.

### Public Comments Information

Citizens are encouraged to speak to either their County Commissioner or the County Judge regarding matters of specific concern. Additionally, members of the public are limited to the role of observer unless they have signed up in advance to make comments. Persons who wish to make comments must notify the County Clerk's office at 409-283-2281 **no later than 1 hour prior to actual meeting time**. You will be asked your name, the phone number you will be calling in from, and the topic you wish to bring before the Court. You will then be provided instructions to dial-in to this meeting to make your public comments at the designated time. Following the Court's customary guidelines, each member shall be allowed a maximum of **five (5) minutes** to make his/her remarks. Discussion on any specific topic will be restricted to 30 minutes total for all speakers on that topic to comment. Time for each speaker shall be maintained by the County Clerk or such other designated representative of the Commissioners Court.

## Agenda

### CALL TO ORDER

- Establish Quorum
- Acknowledge Guests

- Pledge of Allegiance\* - Buck Hudson
- Invocation\* - Buck Hudson

*\*It is the practice of this governing body to exercise an invocation and pledge of allegiance. Anyone present who is uncomfortable with this practice is invited to either mute their phone line or step outside of the Courtroom then join us again, following the invocation and/or pledge.*

- 1. PUBLIC COMMENTS** Only those individuals who have notified the Court **prior** to the meeting will be recognized to make public comments. See the instructions included above.
- 2. TABLED ITEMS FROM PREVIOUS MEETING –**

- A. Approve the Purchase of Vocality ROIP LTE (NA) FirstNet Retail Pack, 1 Port Activ for Tyler County Emergency Management to be Paid Out of Contingency – Joe Blacksher

2. CONSENT AGENDA

The items listed within the CONSENT AGENDA are deemed to be of a routine nature and are not scheduled for individual consideration by the Commissioner Court. However, any member of the Court retains the option to remove any one or more item(s) from the CONSENT AGENDA and to have the item(s) individually considered.

- A. Minutes from Previous Meetings - none

B. Monthly Reports:

1. Probation a. Adult b. Juvenile
2. Clerk a. District-09/24 b. County
3. Extension a. CEA(Ag/NR) b. CEA(FCH)
4. Auditor a. Auditor b. Budget
5. Justice of the Peace - Pct. 1
6. Nutrition Center a. Sign In b. Activity c. Contract Services

3. RESOLUTIONS/PROCLAMATIONS/ORDERS

- A. Veteran's Day Proclamation for Tyler County on November 11, 2024 – Judge Powers

4. CONSIDER/APPROVE/INFORMATIONAL

- A. Budget Amendment/Line-Item Transfers – Judge Powers/Jackie Skinner, Tyler County Auditor
- B. Accounts Payable/County Bills - Judge Powers/Jackie Skinner, Tyler County Auditor
- C. Tyler County Treasurer's Report – Judge Powers/Leann Monk, Tyler County Treasurer
- D. Acceptance of Monthly Donation from Riley Funeral Home for Senior Activities at the Tyler County Nutrition Center – Joe Blacksher
- E. Collection of a Hotel Occupancy Tax for Tyler County with a Rate to Be Set by the Court – Judge Powers/Leann Monk, Tyler County Treasurer
- F. Set 2025 Regular Term Days and Dates for Commissioners Court Fiscal Year – Judge Powers
- G. Bond for Tim Scroggins, Constable, Precinct 1 – Judge Powers
- H. Appoint Savannah Bourge to Child Welfare Board – Judge Powers/Terry Allen, Juvenile Probation
- I. Reimbursement to Tyler County Youth Baseball for Supplies in the Amount of \$6,141.84 – Mike Marshall
- J. Acceptance of the Presentation of the 2023 Independent Audit by Crowe, LLP – Judge Powers
- K. Service for Generators by Stewart & Stevenson (2 Portable Trailers, 2 Radio Towers and EOC Generators) for Tyler County Emergency Management – Judge Powers/John Settlocker, Emergency Management Coordinator
- L. Resolution of the Commissioners Court Authorizing the Submission of a TXCDBG Program Application and Commitment of Match Funds – Judge Powers/Lesley Waxman, David J. Waxman, Inc.
- M. Restructure SB22 Money for D.A. Office – Charles Hudson/Lucas Babin, Tyler County District Attorney
- N. Appointment of Brent Marcum to the Southeast Texas Groundwater Board of Directors – Judge Powers
- O. Appoint a Rating Committee for Selection of a Grant Administrator for Professional Administrator Services to Prepare the Application and Administer the Grant, If Awarded, for the Community Wildfire Defense Grant (CWDG) Project(s) As Part of Funding Announcement USDA FS-2024-CWDG-SGSF Which is Managed by the National Forest Service (NFS) – Judge Powers
- P. Appoint a Rating Committee for Selection of a Grant Administrator for Professional Grant Administrative Services to Assist in the Application, Project Implementation and Administration for the GLO CDBG-MIT Local Hazard Mitigation Plan Program (LHMPP) Grant Program – Judge Powers
- Q. Begin the Procurement Process for Request for Proposals for Procurement of Professional Administrator Services to Prepare the application and Administer the Grant, If Awarded, for the TDA CDBG FY 2025-2026 – Judge Powers
- R. Begin the Procurement Process for Request for Qualifications for Engineering Services for TDA CDBG FY 2025-2026 – Judge Powers

- S. **Begin the Procurement Process for Request for Proposals for Procurement of Professional Administrator Services to Prepare the Application and Administer the Grant, If Awarded, for the GLO Disaster Recover Reallocation Program (DRRP) -Judge Powers**
- T. **Begin the Procurement Process for Request for Qualifications for Engineering Services for the GLO Disaster Recover Reallocation Program (DRRP) – Judge Powers**
- U. **Appoint a Rating Committee for Selection of a Grant Administrator for TDA CDBG FY 2025-2026 – Judge Powers**
- V. **Appoint a Rating Committee for Selection of an Engineer for TDA CDBG FY 2025-2026 - Judge Powers**
- W. **Appoint a Rating Committee for Selection of a Grant Administrator for GLO Disaster Recover Reallocation Program (DRRP) -Judge Powers**
- X. **Appoint a Rating Committee for Selection of an Engineer for GLO Disaster Recover Reallocation Program (DRRP) – Judge Powers**
- Y. **Transfer of Funds from General Fund to Emergency Disaster Relief Fund to Reimburse Emergency Disaster Fund While Waiting on FEMA Reimbursement – Judge Powers**
- Z. **Consideration and Possible Action to Approve Change, a Change Order to Add Two (2) Concrete Piers and Associated Grade Beams for New Cover Extension, Material/Labor to Replace Existing Storm Drains Under Cover, and/or Labor to Replace Existing Storm Drains Under Cover, and/or Labor to Replace Existing Storm Drains Under Cover with Material Provided by County for the Rodeo Grounds Site Improvements 2023 ARPA Funds Projects – Doug Hughes/Jeff Leavins, P E LEAD)**
- AA. **Appointment of Scott Miller as ESD Commissioner to ESD #8 – Joe Blacksher**
- BB. **Reduction of Bond Amounts for Lakeland Ranch Sections 1-9 Reflecting the Total Amount Incomplete Work. The New Bond Amounts Will Be Considered Approved When Presented to and Approved by the Precinct 1 Commissioner – Joe Blacksher**
- CC. **Discuss and Take Possible Action on a Contingency Fee Contract with Linebarger Goggan Blair & Sampson, LLP for the Collection of County Justice of the Peace Courts’ Debts and Account Receivables – Judge Powers/Jackie Skinner, Tyler County Auditor**
- DD. **Discuss and Take Possible Action on an Order Authorizing the Collection Fee of 30% of Debts and Account Receivables for the Justice of the Peace Courts – Judge Powers/Jackie Skinner, Tyler County Auditor**
- EE. **Discuss and Take Possible Action Approving the Resolution Authorizing the Execution of the County Contract with the Linebarger Law Firm for the Collection of County Justice of the Peace Courts’ Account Receivables – Judge Powers/Jackie Skinner, Tyler County Auditor**
- FF. **Canvass Local Option Election Results for Justice of Peace/Commissioner Pct #1: For or Against the **Legal Sale of Malt Beverages and Wine for Off Premise Consumption Only – Judge Powers/Donece Gregory, Tyler County Clerk****
- GG. **Canvass Local Option Election Results for Justice of Peace/Commissioner Pct 2: for or Against **Letting Horses Mules, Jacks, Jennets, Donkeys, Hogs, Sheep, or Goats Running at Large – Judge Powers/Donece Gregory, Tyler County Clerk****

**5. COMMENTS BY COURT MEMBERS PERTAINING TO MATTERS OF COUNTY GOVERNMENT**

**6. EXECUTIVE SESSION**

*Held in accordance with Texas Government Codes 551.071 regarding pending and/or contemplated litigation, and/or 551.074, regarding personnel matters, and/or property acquisition and/or consult with legal counsel.*

- A. **Formal Action Following Executive Session, if Needed – Judge Powers**

**» 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 I posted a true and correct copy of said Notice in the Tyler County Courthouse at 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 551.041.

*Executed on: November 7, 2024 at 7:00 pm*

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

*By: Kelly Jobe, Deputy County Clerk*



**TYLER COUNTY COMMISSIONERS COURT  
REGULAR MEETING  
November 12, 2024 — 10:00 a.m.**

**THE STATE OF TEXAS** ON THIS THE 12th day of November, 2024 the Commissioners' Court in and for Tyler County, Texas convened in a Regular Meeting at the Commissioners Courtroom in Woodville, Texas, the following members of the Court present, to wit:

<b>MILTON POWERS</b>	<b>COUNTY JUDGE, presiding</b>
<b>DOUG HUGHES</b>	<b>COMMISSIONER, PCT. #2</b>
<b>MIKE MARSHALL</b>	<b>COMMISSIONER, PCT. #3</b>
<b>BUCK HUDSON</b>	<b>COMMISSIONER, PCT. #4</b>
<b>KELLY JOBE</b>	<b>DEPUTY COUNTY CLERK, Ex-Officio</b>

The following were absent: Commissioner Blacksher, but participating via phone thereby constituting a quorum. In addition to the above were:

<b>JACKIE SKINNER</b>	<b>COUNTY AUDITOR</b>
<b>LEANN MONK</b>	<b>COUNTY TREASURER</b>
<b>BROOKE MONTALBANO</b>	<b>ASST. CRIMINAL DISTRICT ATTORNEY</b>

Judge Powers called the meeting to order. Commissioner Hudson led the Pledge of Allegiance to the American Flag and then delivered the invocation.

**PUBLIC COMMENTS:** Brandon Yarbrough, fire chief for the City of Ivanhoe, spoke in favor of FirstNet radios. Reliable communication tools are needed to form a "crucial bridge" between various radio communication devices among various first responder agencies. He asserted that during emergencies time and clarity are of the essence.

**TABLED ITEMS FROM PREVIOUS MEETING(S):** A motion was made by Commissioner Hughes to remove from tabled to discuss and take action. Commissioner Marshall seconded the motion. The starting cost is aprx. \$5900.00. The county auditor stated the "hiccup" was paying a cell phone allowance using employee's personal cell phone. She agreed the solution was to use hand held radios. Judge Powers and Commissioner Blacksher interjected the departments' budget would determine the use. Commissioner Marshall motioned to approve the purchase of Vocality ROIP (radio over IP) LTE (NA) FirstNet retail pack, 1 port active for Tyler County Emergency Management to be paid out of Contingency. Commissioner Hughes seconded the motion. All commissioners voted yes and none no. SEE ATTACHED

**CONSENT AGENDA:**  
Minutes were not presented.

A motion was made by Commissioner Hudson and seconded be Commissioner Marshall to accept the monthly reports from Juvenile Probation, District Clerk, Extension department, County Auditor and Nutrition Center. All commissioners voted yes and none no. SEE ATTACHED

**RESOLUTIONS/PROCLAMATIONS/ORDERS**

Judge Powers read aloud the Veteran's Day Proclamation for Tyler County on November 11, 2024. A motion was made by Commissioner Marshall and seconded be Commissioner Hughes to proclaim November 11, 2024 as a day to honor all veterans and wear an article of red clothing as recognition. He requested veterans present in the meeting to stand for an applause of appreciation All commissioners voted yes and none no. SEE ATTACHED

**CONSIDER/APPROVE/INFORMATIONAL**

Commissioner Marshall motioned to approve the budget amendment/line-item transfer, as presented by the County Auditor. The motion was seconded by Commissioner Hudson. All commissioners voted yes and none no. SEE ATTACHED

A motion was made by **Commissioner Hudson** and seconded by **Commissioner Marshall** to set 2025 Regular Term days and dates for Commissioners Court fiscal year. All commissioners voted yes and none no. SEE ATTACHED

A motion was made by **Commissioner Hudson** and seconded by **Commissioner Marshall** to approve the official bond for Tim Scroggins, as Constable, Precinct 1. All commissioners voted yes and none no. SEE ATTACHED

**Commissioner Marshall** motioned to appoint Savannah Bourge to Child Welfare Board, as recommended by Terry Allen, Juvenile Probation. The motion was seconded by **Commissioner Hughes**. All commissioners voted yes and none no.

**Commissioner Marshall** motioned to reimburse Tyler County Youth Baseball for supplies in the amount of \$6,000, being the maximum allowed by the budget. The motion was seconded by **Commissioner Hudson**. All commissioners voted yes and none no. SEE ATTACHED

Darla Dear presented the 2023 independent audit. The county received an unmodified opinion meaning the highest level of assurance that can be received that no material misstatements; and all disclosures have been made with general acceptable accounting principles. A motion was made by **Commissioner Marshall** to accept the presentation of the 2023 Independent Audit by Crowe, LLP. **Commissioner Hughes** seconded the motion. All commissioners voted yes and none no. SEE ATTACHED

A motion was made by **Commissioner Marshall** to approve to have service for generators by Stewart & Stevenson (2 Portable Trailers, 2 Radio Towers and EOC Generators) for Tyler County Emergency Management, as recommended by John Settlocker, Emergency Management Coordinator. The motion was seconded by **Commissioner Hughes**. All commissioners voted yes and none no. SEE ATTACHED

**Commissioner Marshall** motioned to adopt the resolution of the commissioners court authorizing the submission of a TXCDBG Program Application and Commitment of Matching Funds. **Commissioner Hudson** seconded the motion. All commissioners voted yes and none no. SEE ATTACHED

A motion was made by **Commissioner Marshall** and seconded by **Commissioner Marshall** to approve the restructure SB22 money for the District Attorney's Office; moving money from the first assistant position and reallocate in the future. Brooke stated they will "let the commissioners know". All commissioners voted yes and none no.

A motion was made by **Commissioner Hudson** and seconded by **Commissioner Marshall** to approve the appointment of Brent Marcum to the Southeast Texas Groundwater Board of Directors. All commissioners voted yes and none no.

**Commissioner Marshall** motioned to appoint a rating committee for selection of a Grant Administrator for professional administrator services to prepare the application and administer the grant, if awarded, for the Community Wildfire Defense Grant (CWDG) Project(s) as part of funding announcement USDA FS-2024-CWDG-SGSF which is managed by the National Forest Service (NFS), being John Settlocker, Jackie Skinner and Commissioner Blacksher. **Commissioner Hudson** seconded the motion. All commissioners voted yes and none no.

A motion was made by **Commissioner Hudson** to appoint a rating committee for selection of a grant administrator for professional grant administrative services to assist in the application, project implementation and administration for the GLO CDBG-MIT Local Hazard Mitigation Plan Program (LHMPP) Grant Program:

A motion was made by **Commissioner Hughes** to begin the procurement process for Request for Proposals for procurement of professional administrator services to prepare the application and administer the grant, if awarded, for the **GLO Disaster Recover Reallocation Program (DRRP)**. The County Auditor stated this is from reallocated money from previous disasters. **Commissioner Marshall** seconded the motion. All commissioners voted yes and none no.

A motion was made by **Commissioner Hughes** and seconded by **Commissioner Blacksher** to begin the procurement process for request for qualifications for engineering Services for the **GLO Disaster Recover Reallocation Program (DRRP)**. **Commissioner Marshall** seconded the motion. All commissioners voted yes and none no.

**Commissioner Hughes** motioned to appoint a rating committee for selection of a **Grant Administrator for TDA CDBG FY 2025-2026**: John Settlocker, Jackie Skinner and **Commissioner Blacksher**. **Commissioner Marshall** seconded the motion. All commissioners voted yes and none no.

**Commissioner Hughes** to appoint a rating committee for selection of an **Engineer for TDA CDBG FY 2025-2026**: John Settlocker, Jackie Skinner and **Commissioner Blacksher**. **Commissioner Hudson** seconded the motion. All commissioners voted yes and none no.

**Commissioner Hughes** motioned to appoint a rating committee for selection of a **Grant Administrator for GLO Disaster Recover Reallocation Program (DRRP)**: John Settlocker, Jackie Skinner and **Commissioner Blacksher**. **Commissioner Marshall** seconded the motion. All commissioners voted yes and none no.

A motion was made by **Commissioner Marshall** to appoint a rating committee for selection of an **Engineer for GLO Disaster Recover Reallocation Program (DRRP)**: John Settlocker, Jackie Skinner and **Commissioner Blacksher**. **Commissioner Hughes** seconded the motion. All commissioners voted yes and none no

A motion was made by **Commissioner Marshall** to approve the transfer of funds from General Fund to **Emergency Disaster Relief Fund** to reimburse emergency disaster fund while waiting on FEMA Reimbursement. **Commissioner Hughes** seconded the motion. All commissioners voted yes and none no.

A motion was made by **Commissioner Hughes** to consideration and possible take action to approve a Change Order to add two (2) concrete piers and associated grade beams for the new cover extension, material/labor to replace existing storm drains under cover, and/or labor to replace existing storm drains under cover, and/or labor to replace existing storm drains under cover with material provided by the county for the **rodeo grounds site improvements 2023 ARPA Funds Projects**. **Commissioner Marshall** seconded the motion. After receiving an update, a motion was made by **Commissioner Marshall** to approve 2a and 2b. **Commissioner Hughes** seconded the motion. All commissioners voted yes and none no.

A motion was made by **Commissioner Hughes** and seconded be **Commissioner Marshall** to appoint **Scott Miller** as **ESD Commissioner to ESD #8**. All commissioners voted yes and none no.

**Commissioner Marshall** motioned to allow reduction of bond amounts for **Lakeland Ranch Sections 1-9** reflecting the total amount incomplete work. The new bond amounts will be considered approved when presented to and approved by the Precinct 1 Commissioner. **Commissioner Hughes** seconded the motion. All commissioners voted yes and none no. SEE ATTACHED

**Commissioner Hughes** motioned to approve contingency fee contract with **Linebarger Goggan Blair & Sampson, LLP** for the collection of county Justice of the Peace courts' debts and account receivables.

Commissioners Court  
November 12, 2024

A motion was made by **Commissioner Marshall** and seconded by **Commissioner Hughes** to table canvassing the **Local Option Election results for Justice of Peace/Commissioner Pct #1: For or Against the Legal Sale of Malt Beverages and Wine for Off Premise Consumption Only**. **Commissioner Marshall** seconded the motion. All commissioners voted yes and none no.

**Commissioner Hughes** motioned to table the canvassing **Local Option Election Results for Justice of Peace/Commissioner Pct 2: for or Against Letting Horses Mules, Jacks, Jennets, Donkeys, Hogs, Sheep, or Goats Running at Large**. **Commissioner Marshall** seconded the motion. All commissioners voted yes and none no.

**COMMENTS BY COURT MEMBERS PERTAINING TO MATTERS OF COUNTY GOVERNMENT:**  
**Commissioner Blacksher** expressed appreciation for the confidence placed in him by members of the court.

**EXECUTIVE SESSION:** not held

A motion was made by **Commissioner Hudson** and seconded **Commissioner Marshall** that the meeting be adjourned. All commissioners voted yes and none voted no.

**THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED: 11:00 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 November 12, 2024.

Witness my hand and seal of office on this the 9th day of December, 2024.

Attest:   
Donece Gregory, County Clerk

