

SCANNED

**NOTICE OF MEETING (•) OF THE**

**COMMISSIONERS COURT OF JACK COUNTY, TEXAS**

• Assistive Listening Devices Available on Request for Use During Court Session

Notice is hereby given that a Meeting of the above named Commissioners Court will be held on **Friday the 7th day of September, 2012, at 9:00 o'clock a.m.**, in the County Courthouse, Jacksboro, Texas, at which time the following subjects\* will be discussed and appropriate action taken, to-wit:

These subjects may or may not be discussed in the order shown. All items listed below as part of the called "Consent Agenda Items" require no deliberation by the Court. Each Court member has the prerogative of removing an item from this agenda so that it may be considered separately.

1. PUBLIC FORUM:

2. PAYMENT OF CLAIMS:

3. CONSENT AGENDA ITEMS:

- (a) Approval of Minutes of Meeting of August 31, 2012;
- (b) Approval of Performance Bond for Reserve Deputy Sheriff Kimberly K. Watson;
- (c) Authorize Advertising for Bids for Fuel and Lubricants for FY13 for Sheriff's Department and Commissioner Precincts;
- (d) Authorize Advertising for Bids on Maintainer in the Heavy Equipment Fund;
- (e) Authorize Advertising for Bids for Rock and Road Materials for Commissioner Precincts for FY13;
- (f) Continuation of Current \$10 (Statutory Maximum) Charge on Vehicle Registration for Benefit of Road and Bridge Fund;
- (g) Annual support of Trout Stocking Program at Fort Richardson SHP (\$300);
- (h) Adopt Tax Roll for FY13 as finalized by the Jack County Appraisal District;
- (i) Set Annual Jury Fee for Petit or Grand Jury Service in Jack County for FY13 at \$6.00 for the first day of service and \$30.00 for every day of service thereafter or as may be set hereafter by the State Comptroller (Government Code, (§61.001));
- (j) Setting of Fees for Sheriff and Constable Office for FY13;
- (k) Contribution to Jack County Water Soil Conservation District (\$1,000);
- (m) Adoption of Resolution in Support of County Application for Funds under the Texas Indigent Defense Grant Program;
- (n) Ratification of action previously approved regarding the substitution of securities pledged by County Depository;

4. TIMED AGENDA:

9:00 AM – Public Hearing on Proposed County Budget for FY13;

- 5. Set County Compensation, Expenses, and Allowances for Elected County and Precinct Officers for FY13;
- 6. Set Salary Schedules for County Employees for FY13;
- 7. Adoption of Participation Rate in the Texas County & District Retirement System for the FY13;
- 8. Adoption of Tax Discounts as Allowed by Law: Homestead (§11.13 Property Tax Code) and Discount for Early Payment (§31.05[b] Property Tax Code);
- 9. Adjustments in Proposed Budget for FY13 and Adoption of Budget;
- 10. Adopt Tax Rates to Fund Budget for FY13;
- 11. Consider ratification of the amount of property taxes collected for FY13 be increased by as much as \$430,647 over those of last year and by the adoption of a tax rate of as much as \$0.432664;
- 12. Set County Holidays for FY13 as:

Election Day:	November 6, 2012
Veteran's Day:	November 12, 2012
Thanksgiving:	November 22 & 23, 2012
Christmas:	December 24 – 26, 2012
New Years:	December 31, 2012 & January 1, 2013
President's Day:	February 18, 2013
Good Friday:	March 29, 2013
Memorial Day:	May 27, 2013
Independence Day:	July 4, 2013
Labor Day:	September 2, 2013
Employee's Birthday:	To Be Determined by Dept. Head

- 13. Discussion of Commissioner Precinct Operations:

BY \_\_\_\_\_  
JANICE ROBINSON, County Clerk  
JACK COUNTY, TEXAS  
DEPUTY

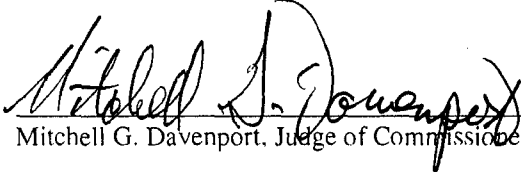
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14. Update on Courthouse Repair Project 2011 details;
15. Budget Workshop FY 13;
16. Consideration of steps, measures, and plan for restoration/renovation of Courthouse lawn, sprinkler system, and landscaping;
17. Discussion of Courthouse Interior Repair Project 2012;
18. Update by County Judge on County Redistricting Plan and Maps;
19. FUTURE AGENDA ITEMS; AND;
20. ADJOURNMENT.

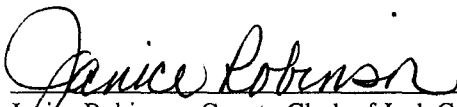
Dated this the 31st day of August, 2012

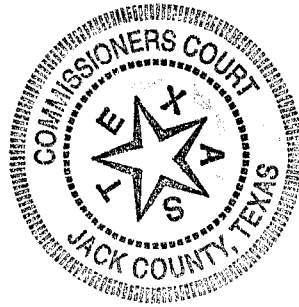
Commissioners Court of Jack County, Texas

  
\_\_\_\_\_  
Mitchell G. Davenport, Judge of Commissioners Court

I, the undersigned, County Clerk, do hereby certify that the above Notice of Meeting of the above named Commissioners Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said Notice on the bulletin board at the Courthouse door of Jack County, Texas, at a place readily accessible to the general public at all times on the 31st day of August, 2012, and said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Dated this the 31st day of August, 2012

  
\_\_\_\_\_  
Janice Robinson, County Clerk of Jack County, Texas



SCANNED

MINUTES

On this the 7<sup>th</sup> day of September, 2012 the Commissioners Court of Jack County, Texas met in Regular session at 9:00 a.m. with the following elected officials present:

James A. Logan, Commissioner Pct. 1  
James L Brock, Commissioner Pct. 2  
James L. Cozart, Commissioner Pct. 3  
Terry Ward, Commissioner Pct. 4  
Mitchell G. Davenport, County Judge

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SEP 10 2012  
JANICE ROBINSON, County Clerk  
JACK COUNTY, TEXAS  
BY \_\_\_\_\_ DEPUTY

PUBLIC FORUM

One member of the public was present.

PAYMENT OF ACCOUNTS AND CLAIMS

All accounts and claims were submitted to the Court for approval. Those submitted were approved and entered into the computer of the County Treasurer on motion of Commissioner Ward and seconded by Commissioner Cozart. The motion carried unanimously.

CONSENT AGENDA ITEMS:

- (a) Approval of Minutes of Meeting of August 31, 2012;
- (b) Approval of Performance Bond for Reserve Deputy Sheriff Kimberly K. Watson;
- (c) Authorize Advertising for Bids for Fuel and Lubricants for FY13 for Sheriff's Department and Commissioner Precincts;
- (d) Authorize Advertising for Bids on Maintainer in the Heavy Equipment Fund;
- (e) Authorize Advertising for Bids for Rock and Road Materials for Commissioner Precincts for FY13;
- (f) Continuation of Current \$10 (Statutory Maximum) Charge on Vehicle Registration for
- (g) Benefit of Road and Bridge Fund;
- (h) Annual support of Trout Stocking Program at Fort Richardson SHP (\$300);
- (i) Adopt Tax Roll for FY13 as finalized by the Jack County Appraisal District;
- (j) Set Annual Jury Fee for Petit or Grand Jury Service in Jack County for FY13 at \$6.00 for the first day of service and \$30.00 for every day of service thereafter or as may be set hereafter by the State Comptroller (Government Code, (§61.001));
- (k) Setting of Fees for Sheriff and Constable Office for FY13;
- (l) Contribution to Jack Soil and Water Conservation District (\$1,000);
- (m) Adoption of Resolution in Support of County Application for Funds under the Texas Indigent Defense Grant Program;
- (n) Ratification of action previously approved regarding the substitution of securities pledged by County Depository;

Judge Davenport made a motion to approve the Consent Agenda Items. Commissioner Cozart seconded and the motion carried unanimously.

9:00 AM – TIMED AGENDA

A Public Hearing was held on the Proposed FY13 County Budget. One member of the public was present and spoke to the Court.

SET COUNTY COMPENSATION, EXPENSES, AND ALLOWANCES FOR FY13

Commissioner Cozart made a motion to keep all compensation, expenses and allowances for FY13 the same as the previous budget. Commissioner Ward seconded and the motion carried unanimously.

SET SALARY SCHEDULES FOR COUNTY EMPLOYEES FOR FY13

Commissioner Cozart made a motion to set the salary schedules for County Employees for FY13 the same as the previous budget. Commissioner Ward seconded and the motion carried unanimously.

TEXAS COUNTY & DISTRICT RETIREMENT SYSTEM FY13

Commissioner Cozart made a motion to adopt the participation rate in the Texas County & District Retirement System for FY13. Commissioner Logan seconded and the motion carried unanimously.

TAX DISCOUNTS AS ALLOWED BY LAW

Commissioner Cozart made a motion to adopt Tax Discounts as allowed by law for Homestead (§11.13 Property Tax Code) and Discount for Early Payment (§31.05[b] Property Tax Code). Commissioner Logan seconded and the motion carried unanimously.

ADJUSTMENTS AND ADOPTION OF PROPOSED FY13 BUDGET

Judge Davenport made a motion to adopt the FY13 Proposed Budget. Commissioner Brock seconded the motion with Commissioner Ward voting for. Commissioner Cozart voted against and Commissioner Logan abstained from voting. The motion passed.

ADOPT TAX RATES TO FUND BUDGET FOR FY13

Commissioner Cozart made a motion to adopt the effective tax rate. Commissioner Logan seconded and the motion carried unanimously.

Budget Workshop FY 13

After considerable discussion regarding staffing in the JP Office it was decided that Glenda Lamberson from the DPS Office will work part-time in the JP Office and DPS Office until further notice. Commissioner Logan made a motion to leave the FY13 Budget as is with Judge Dunlap and Holly Scrogum as full-time and Marlene Hughes as part-time. Commissioner Cozart seconded the motion and the motion carried unanimously.

TABLED ITEMS BELOW

Motion was made by Judge Davenport to table the following items until the Commissioners Court meeting on Monday, September 10, 2012. Commissioner Cozart seconded and the motion carried unanimously.

Consider ratification of the amount of property taxes collected for FY13 be increased by as much as \$430,647 over those of last year and by the adoption of a tax rate of as much as \$0.432664;

Set County Holidays for FY13 as:

Election Day:	November 6, 2012
Veteran's Day:	November 12, 2012
Thanksgiving:	November 22 & 23, 2012
Christmas:	December 24 - 26, 2012
New Years:	December 31, 2012 & January 1, 2013
President's Day:	February 18, 2013
Good Friday:	March 29, 2013
Memorial Day:	May 27, 2013
Independence Day:	July 4, 2013
Labor Day:	September 2, 2013
Employee's Birthday:	To Be Determined by Dept. Head

Discussion of Commissioner Precinct Operations;

Update on Courthouse Repair Project 2011 details;

Consideration of steps, measures, and plan for restoration/renovation of Courthouse lawn, sprinkler system, and landscaping;

Discussion of Courthouse Interior Repair Project 2012;

Update by County Judge on County Redistricting Plan and Maps;

ADJOURN

There being no further business motion was made by Commissioner Cozart to adjourn and seconded by Judge Davenport. The motion carried unanimously.

*James A. Logan*  
James A. Logan, Commissioner Pct. #1

*James Brock*  
James Brock, Commissioner Pct. #2

*James L. Cozart*  
James L. Cozart, Commissioner Pct. #3

*Terry Ward*  
Terry Ward, Commissioner Pct. #4

ATTEST:

*Janice Robinson*  
Janice Robinson, County Clerk

*Mitchell G. Davenport*  
Mitchell G. Davenport, County Judge



**IN THE COMMISSIONERS COURT  
OF JACK COUNTY, TEXAS**

**ORDER SETTING TAX RATES AND LEVYING TAXES**

On the 7<sup>th</sup> day of September, 2012, at a regular meeting of the Commissioners' Court of Jack County, Texas, the Court considered setting tax rates for, the 2012 tax year, for both the general operating fund, debt service, and county special fund.

The following motion was offered by Commissioner Cozart and seconded by Commissioner Ward: "I move that property taxes be increased by the adoption of a tax rate of \$0.418903 per \$100 of evaluation for the 2012 tax year."

Adopted by the following vote:

<b>Aye</b>	<b>Nay</b>
<u>James Logan</u>	<u>None</u>
<u>James L. Brock</u>	
<u>James L. Cozart</u>	
<u>Terry Ward</u>	
<u>Mitchell G. Davenport</u>	

The Court found that the FY13 rates should be at 100% of evaluation and 27.0441 cents for the general operating fund, 6.2368 cents for the debt service, and 8.6094 cents for the county special fund; all per \$100 value of evaluation.

**IT IS THEREFORE ORDERED** that the tax rates for the FY13 (2012) tax year are 27.0441 cents for the general operating fund, 6.2368 cents for debt service, and 8.6094 cents for the county special fund; all per \$100 value evaluation and on 100% of evaluated value.

**THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.**

**THE TAX RATE WILL DECREASE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$24.73.**

**IT IS FURTHER ORDERED** that taxes are accordingly levied for the 2012 tax year.

**SIGNED** on this the 7<sup>th</sup> day of September, 2012.

Mitchell G. Davenport  
Mitchell G. Davenport,  
County Judge of Jack County, Texas

James L. Brock  
James L. Brock,  
County Commissioner, Prct. 2, Jack County

Terry Ward  
Terry Ward,

James Logan  
James Logan,  
County Commissioner, Prct. 1, Jack County

James L. Cozart  
James L. Cozart,  
County Commissioner, Prct. 3, Jack County

SCANNED



\_\_\_\_\_ O'CLOCK \_\_\_\_\_ M.

SEP 07 2012

# Western Surety Company

JANICE ROBINSON, County Clerk  
JACK COUNTY, TEXAS  
DEPUTY

## CONTINUATION CERTIFICATE

Western Surety Company hereby continues in force Bond No. 68655351 briefly described as RESERVE DEPUTY SHERIFF COUNTY OF JACK

\_\_\_\_\_ ,  
for KIMBERLY K. WATSON

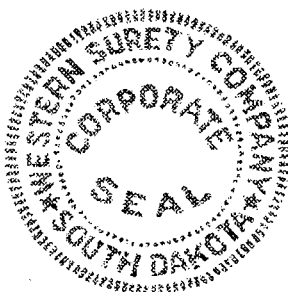
\_\_\_\_\_ , as Principal,  
in the sum of \$ TEN THOUSAND AND NO/100 Dollars, for the term beginning October 03 , 2012 , and ending October 03 , 2013 , subject to all the covenants and conditions of the original bond referred to above.

This continuation is issued upon the express condition that the liability of Western Surety Company under said Bond and this and all continuations thereof shall not be cumulative and shall in no event exceed the total sum above written.

Dated this 06 day of June , 2012 .

WESTERN SURETY COMPANY

By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President



**THIS "Continuation Certificate" MUST BE FILED WITH THE ABOVE BOND.**

# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Bruflat of Sioux Falls,  
State of South Dakota, its regularly elected Senior Vice President,  
as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

One RESERVE DEPUTY SHERIFF COUNTY OF JACK  
bond with bond number 68655351  
for KIMBERLY K. WATSON  
as Principal in the penalty amount not to exceed: \$10,000.00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

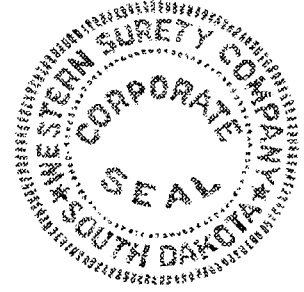
In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Senior Vice President Paul T. Bruflat with the corporate seal affixed this 06 day of June, 2012.

ATTEST

L. Nelson  
L. Nelson, Assistant Secretary

WESTERN SURETY COMPANY  
By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss



On this 06 day of June, 2012, before me, a Notary Public, personally appeared Paul T. Bruflat and L. Nelson who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Senior Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.



D. Krell  
Notary Public

My Commission Expires November 30, 2012



**2013 Jack County Resolution  
Indigent Defense Grant Program**

WHEREAS, under the provisions of the Fair Defense Act, 77th Regular Session, counties are eligible to receive grants from the Texas Indigent Defense Commission to provide improvements in indigent defense services in the county; and

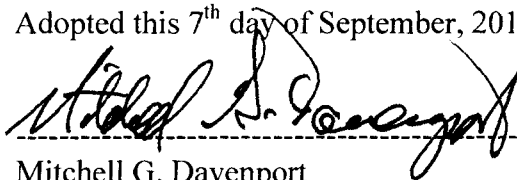
WHEREAS, this grant program will assist the county in the implementation of the provisions of the Fair Defense Act and the improvement of the indigent criminal defense services in this county; and

WHEREAS, Jack County Commissioners Court has agreed that in the event of loss or misuse of the funds, Jack County Commissioners assures that the funds will be returned in full to the Texas Indigent Defense Commission.

NOW THEREFORE, BE IT RESOLVED and ordered that the County Judge of this county is designated as the Authorized Official to apply for, accept, decline, modify, or cancel the grant application for the Indigent Defense Formula Grant Program and all other necessary documents to accept said grant; and

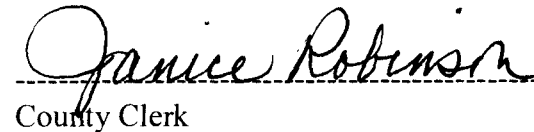
BE IT FURTHER RESOLVED that the County Judge is designated as the Program Director and contact person for this grant and the County Auditor is designated as the Financial Officer for this grant.

Adopted this 7<sup>th</sup> day of September, 2012.

  
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Mitchell G. Davenport  
County Judge

Attest:

  
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County Clerk



FILED FOR RECORD

\_\_\_\_\_ O'CLOCK \_\_\_\_\_ M.

OCT 23 2012

JANICE ROBINSON, County Clerk  
JACK COUNTY, TEXAS

BY \_\_\_\_\_ DEPUTY