

On Monday, January 26, 1987, the honorable Commissioners' Court met in a regular session. In the absence of Judge Royce Smith, the meeting was called to order by Commissioner Billy Joe McGee. Also absent was Commissioner R. E. Smith. Those present were:

Billy J. McGee	Commissioner, Prct. # 2
Eldridge Ellison	Commissioner, Prct. # 3
Chester Cox, Sr.	Commissioner, Prct. # 4
Nadine Gary	County Clerk

Robert Howard, Chief Executive Officer of First State Bank, and Robert Russell, Vice President, met with the Court concerning the bids for County Depository. Mr. Howard questioned the Court as to which of the two options the County had selected. Commissioner Billy McGee answered that the C.P.A. felt she should not make a recommendation for the County. Commissioner Chester Cox made motion, seconded by Commissioner Eldridge Ellison to accept the following option: Motion carried.

1. The Bank will charge a rate equal to one and one-half percent below the prime rate of Republic Bank, Dallas (National Prime) per annum (simple interest) from date of the valid warrants and overdrafts of the County originating during the ensuing two-year period. The rate will not exceed 6% during the term of this contract.

2. All funds of the County will be deposited in non-interest bearing accounts at the Bank and drawn on by checks and vouchers from time to time free of service charge.

3. The Bank will charge interest on overdrafts from the date of payment; however, the County will pay such overdrafts with proceeds from warrants or from other sources within three business days from payment of the overdraft.

4. Refunding warrants (renewals) will be subject to the terms and conditions as outlined in Number one (1) above.

Bills were made ready for payment; motion was made by Commissioner Chester Cox, seconded by Commissioner Eldridge Ellison, to approve payment. All voted for.

Tax Assessor-Collector Diane Husband and ~~and~~ Delinquent Tax Attorney Richard King, with the Firm of Kalame, Linbarger and Graham, met with the Court concerning the collection of delinquent taxes. A Resolution providing for the imposition of an additional penalty on delinquent taxes was presented. Mrs. Husband explained that if the Commissioners vote to allow us to impose a 15 per-cent to delinquent taxes, it will take the burdon off of the people who pay their taxes on time, and place it on those who do not pay their taxes. Commissioner Chester Cox made a motion to allow a 15 per-cent penalty to be

441

placed on delinquent taxes; Commissioner Eldridge Ellison seconded the motion, and motion carried. See attached Resolution.

Vernon H. Griffin, a resident of Shawnee Shores Subdivision, met with the court, asking them to approve a petition requesting that nine tenths of a mile of road located 12 miles south of Hemphill off Highway 87 on Six Mile Creek, be accepted as a Farm to Market Road. Commissioner Eldridge Ellison made a motion to accept the petition and to forward it to officials in Austin. Commissioner Chester Cox seconded the motion, and all voted for.

Also residents of Sam Rayburn Estates met with the Court again with a petition requesting that the County Line Road located off Highway 83 West out of Pineland be accepted as a Farm to Market Road. Commissioner Chester Cox made a motion to accept the petition and forward it to Austin also. Motion was seconded by Commissioner Eldridge Ellison. Motion carried.

Motion was made by Commissioner Ellison, seconded by Commissioner Cox to compensate the County Officials on a Salary Basis for the year 1987. Motion carried.

Vince Sherlock met with the Court requesting assistance from the County in distributing the commodities to the public. He said the Commissioners had agreed to help, but he needed more assistance. Commissioner Chester Cox promised one of his employees could help distribute commodities in March, and Commissioner McGee promised assistance then also.

Wilbert Bragg, newly elected J.P. Prct. # 2 made a recent trip to school in Austin. He asked for reimbursement for mileage on the trip. Commissioner Chester Cox made motion, seconded by Commissioner Eldridge Ellison to reimburse him the regular 20¢ per mile for making the trip. Motion carried. Mr. Bragg also asked the court to add the money they would pay for his insurance to his salary, since he does not need the coverage. No action was taken on this at this time. During the week of January 11-16, 1987, Mr. Bragg completed a forty hour course in the duties of the office of the Justice of the Peace.

The minutes of the last meeting were read by Nadine Gary, County Clerk. Commissioner Cox made motion, seconded by Commissioner Ellison to approve the reading of the minutes. Motion carried.

Commissioner Eldridge Ellison made motion, seconded by Commissioner Chester Cox that meeting adjourn. Motion carried.

Billy M. By
COMMISSIONER, PRCT. # 2

Chester D. Cox
COMMISSIONER PRCT. # 4

E. Ellison
COMMISSIONER, PRCT. # 3

Nadine Gary
COUNTY CLERK



A RESOLUTION

providing for the imposition of an
additional penalty on delinquent taxes

WHEREAS THE Commissioners Court of Sabine County has contracted with an attorney to collect its delinquent taxes pursuant to the authority granted in Section 6.30 of the Property Tax Code; and

WHEREAS said contract provides that said attorney is to be paid a fee of 15% of all delinquent taxes, penalty and interest that are collected; and

WHEREAS Section 33.07 of the Property Tax Code provides that an additional penalty secured by a tax lien may be imposed to defray the cost of collection, not to exceed 15% of the taxes, penalty and interest due;

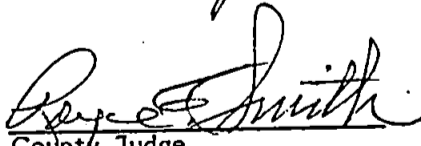
NOW, THEREFORE, BE IT RESOLVED BY THE Commissioners Court of Sabine County, pursuant to the provisions of Section 33.07 of the Property Tax Code, that:

1. The tax collector of this jurisdiction is hereby directed to cause to be mailed, as expeditiously as possible, notices to all delinquent taxpayers, where addresses are available, of the additional penalty to be imposed, as hereinafter set forth, on all taxes delinquent as of this date;

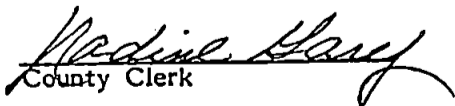
2. The tax collector is directed to annually mail notices during the month of May to all current year delinquent taxpayers advising them of the additional penalty, as hereinafter set forth, to be imposed as of July 1 on all unpaid current year delinquent taxes;

3. Effective 31 days after the tax collector has mailed the hereinabove referenced notices, with respect to taxes delinquent for 1985 and prior years, an additional penalty of 15% of the taxes, penalty and interest shall be incurred; furthermore, taxes becoming delinquent during 1987 and thereafter shall not incur this additional penalty until July 1 of the year in which they become delinquent.

Passed and approved this the 26 day of January,
1987.


County Judge

Attest:


County Clerk

44

TEXAS JUSTICE COURT TRAINING CENTER

**SOUTHWEST TEXAS STATE UNIVERSITY
San Marcos, Texas 78666
(512) 245-2349**

January 21, 1987

Hon. Royce C. Smith
Sabine County
P. O. Box 716
Hemphill, Texas 75948

Dear Judge Smith:

During the week of January 11-16, 1987, Judge Herman W. Bragg successfully completed a forty hour course in the duties of the office of Justice of the Peace. Article 5972 of the Texas Revised Civil Statutes and Supreme Court effective September 1, 1985 requires each newly elected/appointed Justice of the Peace to complete a forty hour course in the duties of the Justice of the Peace office and to also complete a twenty hour course each year thereafter. This article affects all justices who took office since August 30, 1963. This training program is provided at virtually no cost to the county through a grant from the Texas Supreme Court.

We at the Training Center realize how important it is to you and the people you serve to insure that your county Justices of the Peace are properly trained and equipped to carry out the duties and obligations of the office. As almost ninety percent of our citizenry have their one and only contact with a lower court judge, it is imperative that this contact be as judicious as possible.

You may wish to enter this letter in the minutes of your next commissioners court meeting in order that it may become a permanent record. If we at the Training Center can ever be of assistance, please do not hesitate to call.

Sincerely,



Scott C. Smith
Executive Director