COMMISSIONERS COURT AGENDA Tuesday, March 25, 2025 9:30 a.m.



Striving for Excellence

COMMISSIONERS COURT Neal Franklin, County Judge Commissioner Christina Drewry, Precinct 1 Commissioner John Moore, Precinct 2 Commissioner J Scott Herod, Precinct 3 Commissioner Ralph Caraway Sr, Precinct 4



COUNTY OF SMITH COMMISSIONERS COURT 200 E. Ferguson, Suite 100 Tyler, Texas 75702

Phone: (903) 590-4605

Fax: (903) 590-4615

Pursuant to Chapter 551 of the Texas Government Code, this notice is to advise that a regular meeting of the **Smith County Commissioners Court** will be held at **9:30 a.m. on Tuesday**, **March 25, 2025**, in the **Smith County Commissioners Courtroom** on the 1st floor of the **Smith County Courthouse Annex**, 200 E. Ferguson, Tyler, Texas.

Questions regarding this agenda should be directed to Commissioners Court Administrative Assistant at 903-590-4605. The agenda is available on the County's website (<u>http://www.smith-county.com</u>).

CALL TO ORDER DECLARE A QUORUM PRESENT DECLARE LEGAL NOTICES POSTED AND COURT DULY CALLED INVOCATION PLEDGE OF ALLEGIANCE

PUBLIC COMMENT: Members of the public who have previously filled out a participation form have an opportunity to address the Commissioners Court on agenda items. The Court is unable to deliberate on non-agenda items. If you desire to request a matter on a future agenda, you may make the request to a member of Commissioners Court. Individual comments are limited to a maximum of three (3) minutes. If you wish to address the Court, obtain a public participation form at the Commissioners Court entryway and submit the completed form to a staff member before the meeting begins. Please be mindful of the Commissioners Court Rules of Procedure, Conduct and Decorum when making your comments and/or attending public meetings.

OPEN SESSION:

RESOLUTIONS

1. Consider and take necessary action to adopt a resolution proclaiming April 2025, as "Child Abuse Prevention Month" in Smith County.

PRESENTATIONS

2. Receive presentation from Gollob, Morgan, Peddy on FY24 Annual Comprehensive Financial Report.

COURT ORDERS

PURCHASING

3. Consider and take necessary action to approve a one (1) year renewal option and amendment with Teeco Safety, Inc. for contract 05-22, Fleet Vehicle Equipment and installation and authorize the county judge to sign all related documentation.

SHERIFF'S OFFICE

4. Consider and take necessary action regarding plans for the 2025 Countywide Cleanup program in Smith County.

FIRE MARSHAL'S OFFICE

5. Consider and take necessary action to authorize the sale of fireworks for San Jacinto Day.

HUMAN RESOURCES

6. Consider and take necessary action to approve the acceptance of donations pursuant to Texas Local Government Code, Section 81.032.

RECURRING BUSINESS

AUDITOR'S OFFICE

- 7. Accept monthly Auditor/Treasurer report and Executive Summary for February 2025.
- 8. Consider and take necessary action to approve and/or ratify payment of accounts, bills, payroll, transfer of funds, amendments, and health claims.

EXECUTIVE SESSION: For purposes permitted by Texas Government Code, Chapter 551, entitled Open Meetings, Sections 55 1.071, 55 1.072, 551.073, 551.074, 551.0745, 551.075, and 551.076. The Commissioners Court reserves the right to exercise its discretion and may convene in executive session as authorized by the Texas Government Code, Section 551.071, et seq., on any of the items listed on its formal or briefing agendas.

ADJOURN

SMITH COUNTY COURTHOUSE ANNEX ACCESSIBILTY STATEMENT FOR

DISABLED PERSONS This meeting site is accessible to disabled persons as follows: Entrance to the Courthouse Annex is accessible through the front entrance on the south side of the Courthouse Annex located at 200 E. Ferguson. A wheelchair ramp provides access to the front entrance. The Commissioners Courtroom is on the first floor. If any special assistance or accommodations are needed in order to attend a Commissioners Court meeting, please contact Commissioners Court staff at 903-590-4605, in advance, so accommodations can be arranged.

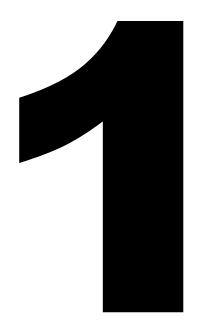
Date: 3/21/2025

al Franklini

NEAL FRANKLIN, COUNTY JUDGE

Time: 2:00 p

Posted By: Jennafer Bell



Submission Date: 03/14/2025	Submitted by: Jennafer Bell		
Meeting Date: 03/25/2025	Department: Commissioners Court		
Item Requested is: For Action/Consideration For Discussion/Report			
Title: Resolution : Child Abu	use Prevention Month		
Agenda Category:Briefing SessionRecurring BusinessCourt OrdersResolutionPresentationExecutive Session			
Agenda Wording: Consider and take nec "Child Abuse Preventic	essary action to adopt a resolution proclaiming April 2025, as on Month" in Smith County.		
Background: This request came from Tonya Fuller with DFPS.			
Financial and Operational Impact:			
Attachments: Yes 🖌 No	Is a Budget Amendment Necessary? Yes No		
Does Document Require Signature? Yes 🖌 No 🗌			
Return Signed Documents to the following:			
Name: Casey Murphy El	Email: cmurphy@smith-county.com		
Name: Jennafer Bell El	Email: jbell2@smith-county.com		
Name: Ei	Email:		
Name: Ei	mail:		

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SUBMIT

Office Use Only Agenda Item # _

Smith County Commissioners Court Intion

At a regular meeting of the Smith County Commissioners Court held at the Smith County Courthouse Annex,

Tyler, Texas, at which a quorum was present, the following Resolution was adopted:

WHEREAS, in Smith County we believe children thrive in safe, stable, nurturing families within their communities; and

WHEREAS, sadly, child maltreatment is a significant public health issue. Communities that lack accessible supports and resources and are disproportionately affected by poverty can experience increased risk factors that lead to child abuse and neglect; and

WHEREAS, in fiscal year 2024, there were 144,189 completed investigations of child abuse or neglect in Texas, and 1,368 of those were from Smith County. There were 53,543 confirmed victims of abuse or neglect in Texas, and 735 of those were from Smith County. Out of the 9,220 Texas children removed from their homes, 122 children were from Smith County; and

WHEREAS, each year, the month of April is dedicated to recognizing the critical work being done across Texas to combat child abuse. Child abuse prevention occurs every day through the diligent work and tireless advocacy by Tyler/Smith families, friends, neighbors, houses of faith, advocacy groups, nonprofit organizations, schools, healthcare providers, social workers, and government agencies to support children and families in every community; and

WHEREAS, we must all work together to strengthen our communities and build localized supports that are accessible, contribute to the wellbeing of the entire community and keep children and families safe and together.

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners Court of the County of Smith, Texas, through adoption of this Resolution does hereby proclaim April 2025, as

"Child Abuse Prevention Month"

in Smith County. Together, we can create a brighter future for children, families and communities and ensure tomorrows leaders have the support they need to thrive and reach their potential.

WITNESS OUR HANDS THIS 25th day of March, A.D. 2025

Neal Franklin

County Judge

Christina Drewry Commissioner, Precinct 1 John Moore Commissioner, Precinct 2

J Scott Herod Commissioner, Precinct 3

Ralph Caraway Sr. Commissioner, Precinct 4



Submission Date: 3/13/2025	Submitted by: Ann Wilson		
Meeting Date: 3/25/25 Department: Auditor			
Item Requested is: For Action/Conside	ration For Discussion/Report		
Title: Presentation of FY24 Annu	al Comprehensive Financial Report		
Agenda Category:Briefing SessionRecurring BusinessCourt OrdersResolutionPresentationExecutive Session			
Agenda Wording: Receive Presentation from Gollob, Morgan, Peddy on FY24 Annual Comprehensive Financial Report			
Background:			
Financial and Operational Impact:			
Attachments: Yes No	udget Amendment Necessary? Yes No 🖌		
Does Document Require Signature? Yes	No 🖌		
Return Signed Documents to the following:			
Name: Email:			

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Submission Date: 3/10/2025	Submitted by: Christina Haney		
Meeting Date: 03/18/2025	Department: Purchasing		
Item Requested is: 🖌 For Action/Con			
Title: 1 year renewal 05-22 F	Fleet Vehicle Upfitting		
Agenda Category:Image: Briefing SessionImage: Recurring BusinessImage: Order of Court OrdersImage: ResolutionImage: Order of Court Order of Court OrdersImage: ResolutionImage: Order of Court Order of Court Order of Court OrderImage: ResolutionImage: Order of Court Order of Court OrderImage: ResolutionImage: Order of Court Order of Court OrderImage: ResolutionImage: Order of Court OrderImage: Resolution <tr< td=""></tr<>			
Agenda Wording: Consider and take necessary action to approve a one (1) year renewal option and amendment with Teeco Safety, Inc. for contract 05-22, Fleet Vehicle Equipment and installation and authorize the County Judge to sign all related documentation.			
Background: On 4/05/2022 Commissioners Court approved a contract with Teeco Safety, Inc. for fleet vehicle equipment and installation. This contract includes upfitting for all Smith County fleet vehicles (LE, Road & Bridge, etc.) Examples of upfitting are lights, sirens, bumpers, cages and installation of IT related equipment. The awarded contract was for one (1) year with four (4), one (1) year renewal options. We are requesting to exercise the third renewal option. This is not an exclusive contract.			
Financial and Operational Impact:			
Attachments: Yes 🖌 No	s a Budget Amendment Necessary? Yes No 🖌		
Does Document Require Signature? Yes 🖌 No 🗌			
Return Signed Documents to the following:			
	Email:		
	nail:		
	Email:		
Name: Em	nail:		

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CONTRACT

RFP 05-22 VEHICLE EQUIPMENT & INSTALLATION 2025 AMENDMENT NO. 1

STATE OF TEXAS} COUNTY OF SMITH}

WHEREAS, The RFP package <u>05-22 Vehicle Equipment & Installation</u> including the Cover Sheet, Instructions, Specifications, and Price Proposal Sheet(s) and Addenda for- the item(s) being published for Sealed Request For Proposal (RFP), were solicited pursuant to Texas Local Government Code 262.021; and

WHEREAS, The Smith County Commissioners Court as the governing body of Smith County did on <u>April 5, 2022</u> award a contract to <u>Teeco Safety</u>. Inc., for RFP 05-22 in quantities and at prices as set forth in the RFP and contract package;

WHEREAS, On the _____ day of ______, 2025, for good a valuable consideration the following Amendment to the Agreement between Smith County and Teeco Safety, Inc for approved and accepted, and shall be fully incorporated in this Agreement; and

THEREFORE, Know all men by these present, that this contract is entered into by Smith County, hereinafter called ("COUNTY") and the undersigned Vendor, hereinafter called ("VENDOR").

THAT IN ACCORDANCE with Bid package <u>**RFP 05-22**</u> in every particular and herein incorporated by reference, the Vendor will perform in accordance with the terms thereof and the County agrees to make payment for such items or services purchased on appropriate Purchase Orders in accordance with the terms of said RFP package which is made a part of this contract and incorporated herein for all purposes contingent on respective equipment, materials and supplies/services covered by any claims that (1) conform to the attached specifications, (2) the equipment, materials and supplies/services were delivered in good condition, (3) services contracted for the Commissioners Court have been satisfactorily performed.

Texas Law to Apply

This Contract shall be construed under and in accordance with the Laws of the State of Texas, and all obligations of the parties created by this contract are performable in Smith County, Texas.

Prior Agreements Superseded

This Contract, with the entire RFP package incorporated herein including any required supporting literature, brochures and/or data sheets or sample, constitutes the sole agreement of

the parties to the agreement and supersedes any prior understandings or written or oral agreements, if any, between the parties respecting the subject matter of this contract.

Amendment

No future amendments, modifications or alterations of the terms of this contract shall be binding unless same is in writing, dated subsequent to the date of this contract, and duly executed by authorized representatives of each party.

The parties hereby agree that the following provision of the "Standard Terms & Conditions" shall be amended as follows:

"6. Quantities indicated in the proposal are estimated based upon the base available information. Quantities listed are estimates only, no minimum or maximum is guaranteed. Smith County reserves the right to increase or decrease the quantities by any amount deemed necessary to meet its needs without adjustments to the contracted percentage"

The parties hereby agree that the following provision of the "Special Terms and Conditions" shall be amended as follows:

"Renewal Options

Smith County reserves the right to exercise an option to renew the contract of the vendor for an additional four (4) one-year periods, provided such option is agreed upon by both parties. If the County exercises the right in writing, the awarded vendor shall update and submit any legal documents required during the initial solicitation by no later than thirty (30) calendar days prior to the commencement of the option period. These documents, if applicable, will be specified in the Special Conditions and include, but are not limited to, Insurance Certificates and Performance Bonds and must be in force for the full period of the option. If the updated documents are not submitted by the awarded vendor in complete form within the time specified, the County will rescind its option and seek a new solicitation.

A price adjustment may be considered by the County at its sole discretion, at any time during the life of this contract. Vendor shall substantiate any price increase in writing and should include appropriate justifications as to the reasons for the price increase. (e.g., Manufacturer's direct cost, postage rates, Wage/Labor rates, etc.) The County reserves the right to accept or reject any/all of the price redetermination as it deems in the best interest of the county."

"Secondary/Alternative Award

The County reserves the right to award in lump sum or to multiple proposers as primary, secondary and tertiary award winners. Secondary or alternate proposers serve in a backup capacity. In the event the primary is unable to honor the terms and conditions of the contract, the secondary proposer may be called. If the secondary proposer is unable to

honor the terms and conditions of the contract the alternate may be called. The primary vendor is the first contact. Smith County reserves the right to use another vendor if it deems to be in its best interest.

In the event the secondary or alternate proposers are called upon, they will offer the goods and services at their awarded percentage, or better. Any attempt to increase the contract price may be cause to remove the proposer from the contract."

Approved this, day of	, 2025,
By:	SMITH COUNTY
Authorized Agent	Neal Franklin, County J

udge Smith County, Texas



Submission Date: 3/12/2025	Submitted by: Jennafer Bell		
Meeting Date: 3/25/2025	Department: SO/Environmental Crimes		
Item Requested is: 🖌 For Action/Conside	ration For Discussion/Report		
Title: 2025 Countywide Cleanup program			
Agenda Category:Image: Briefing SessionImage: Recurring BusinessImage: Order of Court OrdersImage: ResolutionImage: Order of Court Order of Court OrdersImage: ResolutionImage: Order of Court Order of Court Order of Court OrderImage: ResolutionImage: Order of Court Order of Court Order of Court OrderImage: ResolutionImage: Order of Court Order of Court Order of Court OrderImage: ResolutionImage: Order of Court Order of Court OrderImage: ResolutionImage: Order of Court			
Agenda Wording: Consider and take necessary action regarding plans for the 2025 Countywide Cleanup program in Smith County.			
Background: Deputy Johnson will speak if needed.			
Financial and Operational Impact: _{NA}			
Attachments: Yes No Is a B	udget Amendment Necessary? Yes No 🖌		
Does Document Require Signature? Yes No 🖌			
Return Signed Documents to the following:			
Name: Email:			
Name: Email:	l:		
Name: Email:			
Name: Email:			

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Smith Countywide Cleanup March 31- May 5, 2025 VOUCHERS AVAILABLE FOR SMITH COUNTY RESIDENTS

The Smith Countywide Cleanup program allows residents to take one truckload of bulky items to the Greenwood Farms Landfill for free! Vouchers are available in-person only at the Courthouse Annex, 200 E. Ferguson in Tyler, or any of the Justice of the Peace/Constable Offices throughout the County.

CLEAN UP YOUR PROPERTY FOR FREE AND HELP KEEP MOSQUITOS AWAY!

The landfill is located at 12920 FM 2767, Tyler

6:30 a.m.- 4:30 p.m. Monday-Friday 6:30 a.m.-noon Saturday

Only 1 free mattress per voucher

Additional mattress cost \$50

<u>Items not accepted:</u> hazardous waste, pesticides, herbicides, solvents, gasoline, oils, acid, batteries, asbestos, wet paint, freon, whole tires, televisions, computers, refrigerators and freezers.

Visit: www.smith-county.com

Call: 903-590-4904 or 903-590-4905



Submission Date: 3/19/2025	Submitted by: Jennafer Bell	
Meeting Date: 3/25/2025	Department: FMO	
Item Requested is: For Action/Consideration For Discussion/Report		
Title: Fireworks: San Jacinto	Day	
Agenda Category:Briefing SessionO Recurring BusinessO Court OrdersO ResolutionO PresentationO Executive Session		
Agenda Wording: Consider and take neces Day.	sary action to authorize the sale of fireworks for San Jacinto	
Background:		
Financial and Operational Impact:		
Attachments: Yes 🖌 No 🗌 Is	a Budget Amendment Necessary? Yes No	
Does Document Require Signature? Yes 🖌 No 🗌		
Return Signed Documents to the following:		
Name: Jennafer Bell Ema	ail: jbell2@smith-county.com	
Name: Chad Hogue Ema	Email: chogue@smith-county.com	
Name: T Wilson Ema	Email: twilson@smith-county.com	
Name: Ema	ail:	

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STATE OF TEXAS

COUNTY OF SMITH

IN THE COMMISSIONERS COURT

ORDER AUTHORIZING SAN JACINTO DAY FIREWORK SALES 2025

§

§ §

WHEREAS, the Commissioners Court of Smith County is authorized under the Texas Occupations Code § 2154.202(h)(2), to issue an order allowing retail fireworks permit holders to sell fireworks to the public in celebration of San Jacinto Day; and

WHEREAS, on the 25th day of March, 2025, the Commissioners Court of Smith County has determined that conditions are favorable to issue such an Order.

NOW, THEREFORE, BE IT ORDERED BY THE SMITH COUNTY COMMISSIONERS COURT THAT the sale of fireworks to the public by retail fireworks permit holders is <u>AUTHORIZED</u> during the San Jacinto Day period beginning April 16, 2024 and ending midnight, April 21, 2024, subject to the following restrictions:

1. This order expires on the date the Texas Fire Service or the Smith County Fire Marshal determines drought conditions exist in the County or midnight, April 21, 2024, whichever is earlier.

APPROVED AND ADOPTED THIS 25th DAY OF MARCH, 2025 BY THE SMITH COUNTY COMMISSIONERS COURT.

NEAL FRANKLIN County Judge

CHRISTINA DREWRY COMMISSIONER, PRECINCT 1 JOHN MOORE COMMISSIONER, PRECINCT 2

J SCOTT HEROD COMMISSIONER, PRECINCT 3 RALPH CARAWAY, SR COMMISSIONER, PRECINCT 4

ATTEST: ______ KAREN PHILLIPS, COUNTY CLERK



Submission Date: 3/20/25	Submitted by: E. Delmas		
Meeting Date: 3/25/25	Department: HR		
Item Requested is: 🖌 For Action/Consider	ration For Discussion/Report		
Title: County Government Month/ Hea	IthFair Employee Appreciation Donations		
Agenda Category:Image: Briefing SessionImage: Cell ResolutionImage: Court Orders PresentationImage: Cell ResolutionImage: Cell ResolutionImage: Cell PresentationImage: Cell ResolutionImage: Cell ResolutionImage: Cell PresentationImage: Cell ResolutionImage: Cell ResolutionImage: Cell PresentationImage: Cell ResolutionImage: Cell ResolutionImage: Cell PresentationImage: Cell ResolutionImage: Cell R			
Agenda Wording: Consider and take necessary action to approve the acceptance of donations pursuant to Texas local government code 81.032.			
Background: In honor of county government month and to show our employees our appreciation our office has reached out to our local community and vendors and we received the following donations.			
See spreadsheet attached.			
Financial and Operational Impact:			
Attachments: Yes 🖌 No 🗌 Is a Bu	idget Amendment Necessary? Yes No 🖌		
Does Document Require Signature? Yes No 🖌			
Return Signed Documents to the following:			
Name: Email:			

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1	County Government Month Donations		
2			
3	3 Organization Donation		
4	Iglesias Law Firm	20 gift bags from Cole and Co.	
5	Grand Slam	(5) movie pass, (5) laser tag pass, (10) 1 hour bowling pass	
6	Gaudy Me	(1) \$25 Card	
7	Ricks on the Square	(1) \$50 Gift Card	
8	Lyric	(1) Chick Fil A Card \$50	
9	Symetra Life	(8) Gift Cards \$25	
10	Optum RX	(5) Prizes \$40	
11	Stealth/AMWINS	(4) \$50 gift cards	
12	Superior Vision	(2) Designer Sunglasses	
13	Linebarger Goggan Blair & Sampson, LLP	(1) Gift Basket	
14	Hospitality ER	Gift Basket, Ice Cream Truck	
15	Honest RX	Ipad	
16	FlairData	(3) \$100 Gift Cards	
17	In-Telecom		
18	SC 9-1-1 Network	4 Gift packs	
19	Brinson	Gift Cards	



Submission Date: 2/7/2025	Submitted by: Kalisha Boyd			
Court Date: 3/25/2025	Department: Auditor			
Description of Previous Cour	rt Action Taken: (Including date of actions)			
The offices of the Smith County Auditor and Treasurer regularly submit the monthly report for the court's review, acceptance and approval.				
Item Requested is: For Action/ Consideration Discussion/Report				
Item: (Brief statement as you wish the item to appear on the agenda)				
	er report and Executive Summary for February 2025.			
Background: (Details of Reques	st)			
Financial and Operational Impact				
Attachments: Yes <u>×</u> No	Is a Budget Amendment Necessary?			
	NO NO			
Reviewed By:	Reviewer's Signature and Date Reviewed:			
County Auditor				
Legal Department				
Purchasing Director				
Chief Technical Officer				
Other Relevant Reviewers(s):				

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Item	Received	Bv:

AGENDA ITEM # _____



AFFIDAVIT

IN ACCORDANCE WITH LOCAL GOVERNMENT CODE 114.025, THE COUNTY AUDITOR HEREBY SUBMITS THE MONTHLY UNAUDITED FINANCIAL REPORT & EXECUTIVE SUMMARY FOR THE PERIOD ENDING FEBRUARY 28, 2025.

Jan N. Wilson

Ann W. Wilson, CPA, Smith County Auditor

IN ACCORDANCE WITH LOCAL GOVERNMENT CODE 114.026, THE COUNTY TREASURER HEREBY SUBMITS THE COUNTY TREASURER'S REPORT FOR THE REPORTING PERIOD STATED ABOVE.

Kelli R. White

Kelli R. White, County Treasurer

THE COMMISSIONERS COURT CERTIFIES THE MONTHLY AUDITOR/TREASURER REPORT FOR THE PERIOD ENDING FEBRUARY 28, 2025 SUBMITTED ON MARCH 25, 2025.

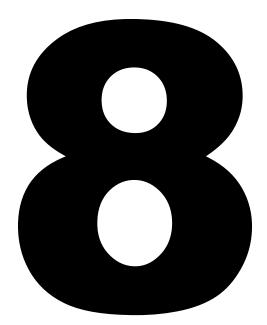
SMITH COUNTY JUDGE

COMMISSIONER, PRECINCT #1

COMMISSIONER, PRECINCT #2

COMMISSIONER, PRECINCT #3

COMMISSIONER, PRECINCT #4



Submission Date:	Submitted by: Jennafer Macmillan		
Meeting Date: Weekly	Department: Auditor		
Item Requested is: For Action/Cons	ideration 🖌 For Discussion/Report		
Title: Weekly Bill Pay			
Agenda Category: O Briefing Session O Court Orders Presentation	 Recurring Business Resolution Executive Session 		
Agenda Wording: Consider and take necessary action to approve and/or ratify payment of accounts, bills, payroll, transfer of funds, amendments, and health claims.			
Background:			
Financial and Operational Impact:			
Attachments: Yes 🖌 No 🔤 Is a	a Budget Amendment Necessary? Yes No		
Does Document Require Signature? Yes 🖌 No 🗌			
Return Signed Documents to the following:			
Name: Ema	il:		

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Smith County Budget Transfer Request FY25

Submit to Auditor's Office -- Requests received after 12:00 (noon) on Tuesday of any week will be held until the following week's Commissioners Court meeting (if court action is necessary).

DEPARTMENT:

JP1 & JP3

TRANSFER FROM:

Account Name	Account Number	Amount	
Autopsies	10.409.4600.608	\$25,000.00	

TRANSFER TO:

Account Name	Account Number	Amount
JP#1	10.455.4600.608	\$15,000.00
JP#3	10.457.4600.608	\$10,000.00

BRIEF EXPLANATION FOR REQUEST:

Cover autopsy expenses.

Department Head:

Auditor's Office

		Kalisha Boyd	3/21/25
Signature	Date	Signature	Date
Name (Please Print)		Approved by Commissioners Court	Date