

**COMMISSIONERS COURT AGENDA**  
**Tuesday, September 9, 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**

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Phone: (903) 590-4605

Fax: (903) 590-4615

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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, September 9, 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 (<http://www.smith-county.com>).

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**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:**

**PUBLIC HEARING:**

1. Receive input regarding the FY26 Proposed Budget; discuss and consider the same.

***COURT ORDERS***

**COMMISSIONERS COURT**

2. Consider and take necessary action to adopt the FY26 Proposed Budget.
3. Consider and take necessary action to adopt the 2025 Maintenance & Operating Tax Rate.
4. Consider and take necessary action to adopt the 2025 Debt Service Rate.
5. Consider and take necessary action to ratify the property tax increase from raising more revenue from property taxes than in the previous year.
6. Consider and take necessary action to adopt the FY26 Salary Scales.

***RESOLUTION***

7. Discuss and take necessary action to adopt a resolution proclaiming September 2025, as "Childhood Cancer Awareness Month" in Smith County.

***COURT ORDERS***

**COMMISSIONERS COURT**

8. Consider and take necessary action to give the East Texas Council of Governments (ETCOG) permission to include Smith County in a Consortium feasibility study and authorize the county judge to sign all related documentation.
9. Consider and take necessary action to approve a Smith County Indigent Defense Agreement for appeals with David Colley and authorize the county judge to sign all related documentation.

**TREASURER'S OFFICE**

10. Consider and take necessary action to approve the 2025-2026 Investment Policy as written.

***RECURRING BUSINESS***

**ROAD AND BRIDGE**

11. Consider and take necessary action to authorize the county judge to sign the:
  - a. Re-Plat for Hosid Estates, Precinct 4,
  - b. Re-Plat for Pine Trail Shores, Section A, Precinct 1, and
  - c. Final Plat for the Mimosa Trail Subdivision, Precinct 3.

## **COMMISSIONERS COURT**

12. Receive monthly reports from Smith County departments.

## **AUDITOR'S OFFICE**

13. 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 551.071, 551.072, 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.

### **SECTION 551.071 CONSULTATION WITH ATTORNEY**

### **SECTION 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT**

### **SECTION 551.074 PERSONNEL MATTERS**

### **SECTION 551.071 CONSULTATION WITH ATTORNEY**

14. Deliberation and consultation with attorney regarding Texas Tax Code, Chapter 312 tax abatement guidelines and criteria and discussion regarding commercial or financial offers, incentives, or information within Smith County and the downtown area.
15. Deliberation and consultation regarding the employment, evaluation, and duties of the Smith County Animal Control and Shelter Supervisor.

## **OPEN SESSION:**

## **COURT ORDERS**

## **COMMISSIONERS COURT**

16. Consider and take necessary action regarding the employment, evaluation, and duties of the Smith County Animal Control and Shelter Supervisor.

## **ADJOURN**

### **SMITH COUNTY COURTHOUSE ANNEX ACCESSIBILITY 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: 9/2/2025

Time: 4:30 p



**NEAL FRANKLIN, COUNTY JUDGE**

Posted By: Jennafer Bell



1

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/25/2025	<b>Submitted by:</b> K. Perkins
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Budget
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> Public Hearing - FY26 Proposed Budget	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Receive input regarding the FY26 Proposed Budget; discuss and consider the same.	
<b>Background:</b> First of Six Agenda Items for FY 26 Budget Adoption	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>
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**SUBMIT**

Office Use Only  
Agenda Item # \_\_\_\_\_

**2**

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/25/2025	<b>Submitted by:</b> K. Perkins
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Budget
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> FY26 Proposed Budget	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Discuss and take necessary action to adopt the FY26 Proposed Budget.	
<b>Background:</b> Second of Six Agenda Items for FY 26 Budget Adoption	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
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**ORDER OF THE COMMISSIONERS COURT OF SMITH COUNTY, TEXAS**  
**ADOPTION OF THE FY26 BUDGET &**  
**MAKING TAX LEVIES FOR SMITH COUNTY FOR TAX YEAR 2025**

**BE IT REMEMBERED** AT A REGULAR MEETING OF THE COMMISSIONERS COURT OF SMITH COUNTY, TEXAS HELD ON THE 9TH DAY OF SEPTEMBER 2025 IN A MOTION MADE BY \_\_\_\_\_ AND SECONDED BY \_\_\_\_\_, THE FY26 SMITH COUNTY BUDGET WAS ADOPTED. (\_\_\_\_ AYES & \_\_\_\_ NO)

**WHEREAS:** THE COMMISSIONERS COURT HAS CONSIDERED ALL REQUESTS FOR COUNTY EXPENDITURES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025, AND HAS BEEN PROVIDED WITH ESTIMATED REVENUES FOR SUCH YEAR BY THE COUNTY AUDITOR; AND

**WHEREAS:** THE COMMISSIONERS COURT HAS CAUSED APPROPRIATE LEGAL NOTICE OF THE PROPOSED AD VALOREM TAX RATE TO BE PUBLISHED ACCORDING TO STATE LAW; AND

**WHEREAS:** A PUBLIC HEARING WAS CONDUCTED ON SEPTEMBER 2, 2025, TO ALLOW PUBLIC COMMENT ON THE PROPOSED 2025 TAX RATE WHICH WILL FUND THE FY26 BUDGET; AND

**WHEREAS:** COMMISSIONERS COURT ACTION IS REQUIRED TO FINALLY ADOPT A BUDGET FOR THE FISCAL YEAR 2026 & TAX RATE FOR THE TAX YEAR 2025 AND TO LEVY SUCH TAX ON EACH \$100 OF ASSESSED VALUATION FOR ALL TAXABLE PROPERTY IN THE COUNTY, AS DESCRIBED BELOW:

***MAINTENANCE & OPERATIONS***

GENERAL FUND:	0.241808	APPROVE THE M & O TAX RATE:
FACILITY IMPROVEMENT FUND:	0.010000	MOTION: _____
ROAD & BRIDGE FUND:	0.042500	SECOND: _____
MAINTENANCE & OPERATIONS:	0.294308	____ AYES & ____ NO

***DEBT SERVICE***

G.O. SERIES 2018; 2019; 2020; 2021; 2022; 2023;		APPROVE DEBT SERVICE RATE:
2024; 2025	0.069923	MOTION: _____
TOTAL DEBT SERVICE	0.069923	SECOND: _____
		____ AYES & ____ NO

**TOTAL TAX RATE:     0.364231**

**APPROVED THIS 9TH DAY OF SEPTEMBER 2025.**

\_\_\_\_\_  
NEAL FRANKLIN, COUNTY JUDGE

\_\_\_\_\_  
CHRISTINA DREWRY, COMMISSIONER, PCT. 1

\_\_\_\_\_  
JOHN MOORE, COMMISSIONER, PCT. 2

\_\_\_\_\_  
J SCOTT HEROD, COMMISSIONER, PCT. 3

\_\_\_\_\_  
RALPH CARAWAY, SR., COMMISSIONER, PCT. 4

**3**

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/25/2025	<b>Submitted by:</b> K. Perkins
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Budget
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> FY26 Budget	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Discuss and take necessary action to adopt the 2025 Maintenance & Operating Tax Rate.	
<b>Background:</b> Third of Six Agenda Items for FY 26 Budget Adoption	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
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Agenda Item # \_\_\_\_\_

**4**



**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/25/2025	<b>Submitted by:</b> K. Perkins
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Budget
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> FY26 Budget	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Discuss and take necessary action to adopt the 2025 Debt Service Rate.	
<b>Background:</b> Fourth of Six Agenda Items for FY 26 Budget Adoption	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
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Office Use Only  
Agenda Item # \_\_\_\_\_

**5**

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/25/2025	<b>Submitted by:</b> K. Perkins
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Budget
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> FY26 Budget	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Discuss and take necessary action to ratify the property tax increase from raising more revenue from property taxes than in the previous year.	
<b>Background:</b> Fifth of Six Agenda Items for FY 26 Budget Adoption	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
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**6**

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/25/2025	<b>Submitted by:</b> K. Perkins
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Budget
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> FY26 Budget	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Discuss and take necessary action to adopt the FY26 Salary Scales.	
<b>Background:</b> Sixth of Six Agenda Items for FY 26 Budget Adoption	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
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**SUBMIT**

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Agenda Item # \_\_\_\_\_

7

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 08/28/2025	<b>Submitted by:</b> Casey Murphy
<b>Meeting Date:</b> 09/09/2025	<b>Department:</b> Commissioners Court
<b>Item Requested is:</b> <input checked="" type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> Resolution: "Childhood Cancer Awareness Month"	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input type="radio"/> Court Orders <input checked="" type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Discuss and take necessary action to adopt a resolution proclaiming September 2025, as "Childhood Cancer Awareness Month" in Smith County.	
<b>Background:</b> Heather Rucker, co-founder of the Gold Network of East Texas, requested the resolution for Childhood Cancer Awareness Month.	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
<b>Name:</b> jbell@smith-county.com	<b>Email:</b> cmurphy@smith-county.com
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>

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**SUBMIT**

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# *Smith County Commissioners Court*

## *Resolution*

*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**, on July 23, 2014, Heather Rucker heard the words no parent wants to hear. After learning her baby had cancer and her family began the journey of cancer treatment, Mrs. Rucker realized a new sense of purpose and passion; and

**WHEREAS**, September is Childhood Cancer Awareness Month and gold is the ribbon color for it because children are more precious than gold; and

**WHEREAS**, Mrs. Rucker connected with Paula Kimmey and Judy Nolley, also cancer moms, and they began the Gold Network of East Texas, with a mission of providing financial and emotional support to families in East Texas who are impacted by childhood cancer, including children currently in treatment, those who have completed treatment, and families who have lost a child to cancer; and

**WHEREAS**, two local events are held each year in Tyler — the Go Gold ETX held August 26 honored childhood cancer families and raised awareness in the community. The Tyler Gold Run set for September 20, is the largest annual event for the organization ran by volunteers.

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

### **“Childhood Cancer Awareness Month”**

in Smith County and encourages all community members to become aware of childhood cancer and to recognize and honor all child cancer warriors and heroes.

**WITNESS OUR HANDS THIS 9th day of September, 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



8

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/25/2025	<b>Submitted by:</b> Jennafer Bell
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Commissioners Court
<b>Item Requested is:</b> <input checked="" type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> Health Insurance Study	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Consider and take necessary action to give the East Texas Council of Governments (ETCOG) permission to include Smith County in a Consortium feasibility study and authorize the county judge to sign all related documentation.	
<b>Background:</b> This will give ETCOG permission to add Smith County to a list with other counties in a feasibility study for health insurance. ETCOG will cover the \$2500 cost to be in the study.	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
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# Employee Benefit Cooperatives

## The Concept and Application

Kaleb Holt, Division Vice President  
Health Pools, Trusts, & Coalitions



**Gallagher**

Insurance | Risk Management | Consulting

# What Is A Consortium?

- **“Consortium”**
  - Collection of employers that come together to increase marketplace leverage and manage total costs (used interchangeably with “trust”, “cooperative”, and “pool”).
- **“Multiple Employer Arrangement”**
  - A single plan that covers the employees of two or more unrelated employers.
- **“Member”**
  - Any employer participating in the consortium.

# Elements Of A Successful Consortium

- ✓ Members with a generally similar profile
- ✓ Tied together for reasons other than purchasing healthcare
- ✓ Commonality among benefit philosophy
- ✓ Collaborative working environment
- ✓ Willingness to challenge one another to improve as a group
- ✓ Desire to grow and evolve over time
- ✓ Willingness to share risk
- ✓ Viable legal pathway for consortium
- ✓ Member employers own the consortium
- ✓ Governed by members, supported by experienced partners

# Why Join A Consortium?

- More consistent renewals
- Improved predictability with larger population
- Retain underwriting profits and/or purchase less insurance
- Greater effectiveness with cost savings initiatives
  - Prescription Drugs/Pharmacy
  - Claims Management
  - Wellness
  - Disease Management
- **Control over decisions**
- **Transparency for member employers**

# Trusts, Consortiums and Cooperatives

Gallagher's Expertise and Experience

**40+**

Years

**60+**

Pool, Trust, & Coalition Clients

**Experienced**

**Impactful**

**3,000+**

Members

**500,000+**

Employees

**200+**

Experts

**0**

Failed Trusts

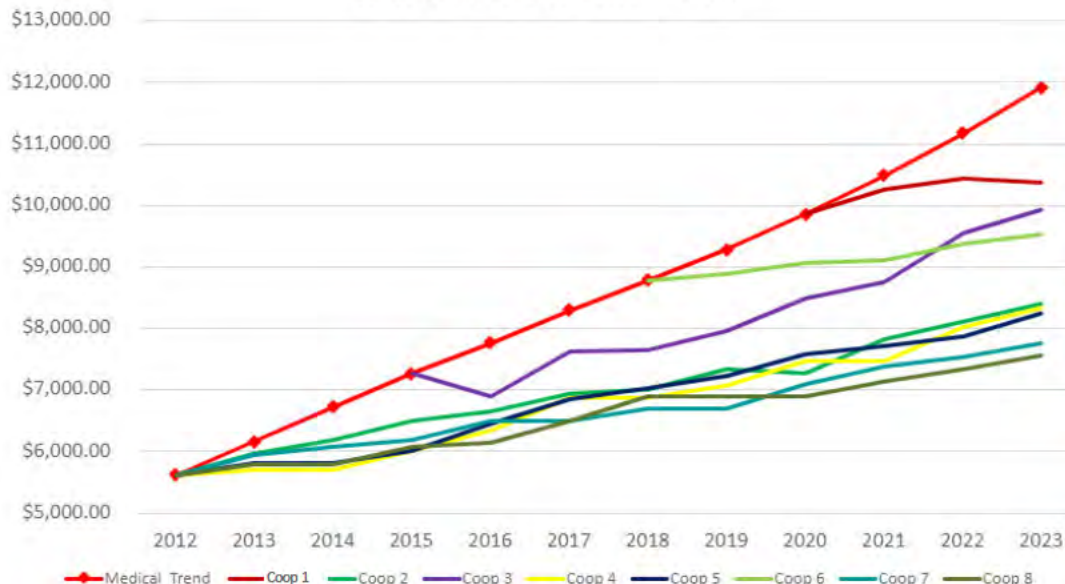
**Team**



# Trusts, Consortiums and Cooperatives

## Gallagher's Expertise and Experience

Consortium Trend vs. Actuarial Trend



Cooperative  
Administration &  
Trust Services

Financial &  
Actuarial Expertise  
and Risk  
Management

Benefit  
Consulting &  
Member Support  
Services

Innovative Group  
Purchasing  
Solutions

\*Based on the 2012 Kaiser Family Foundation Employer Health Benefits Annual Survey

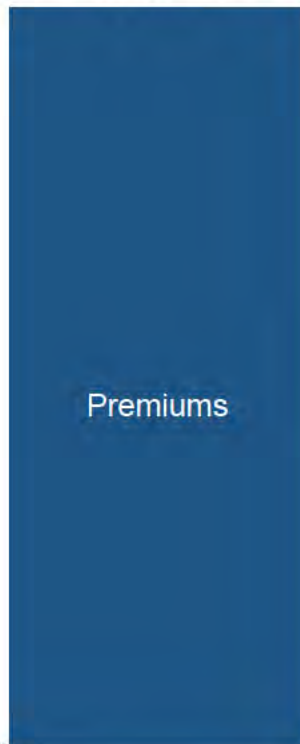
\*Annual stand-alone trend percentage from Gallagher's actuarial census



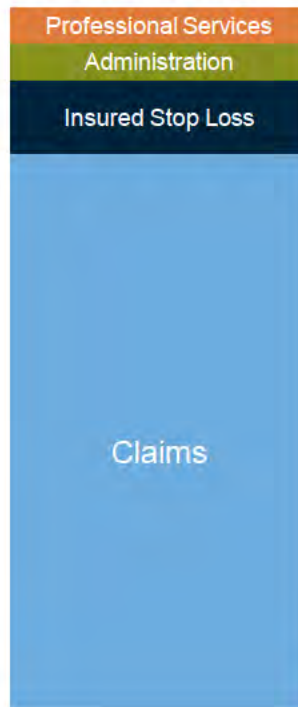
# Trusts, Consortiums and Cooperatives

## Structure Overview

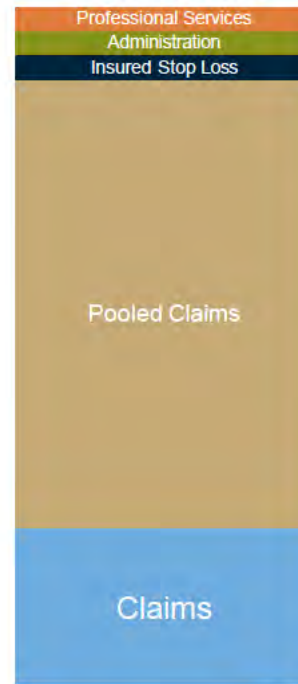
### Fully Insured



### Self-Funded

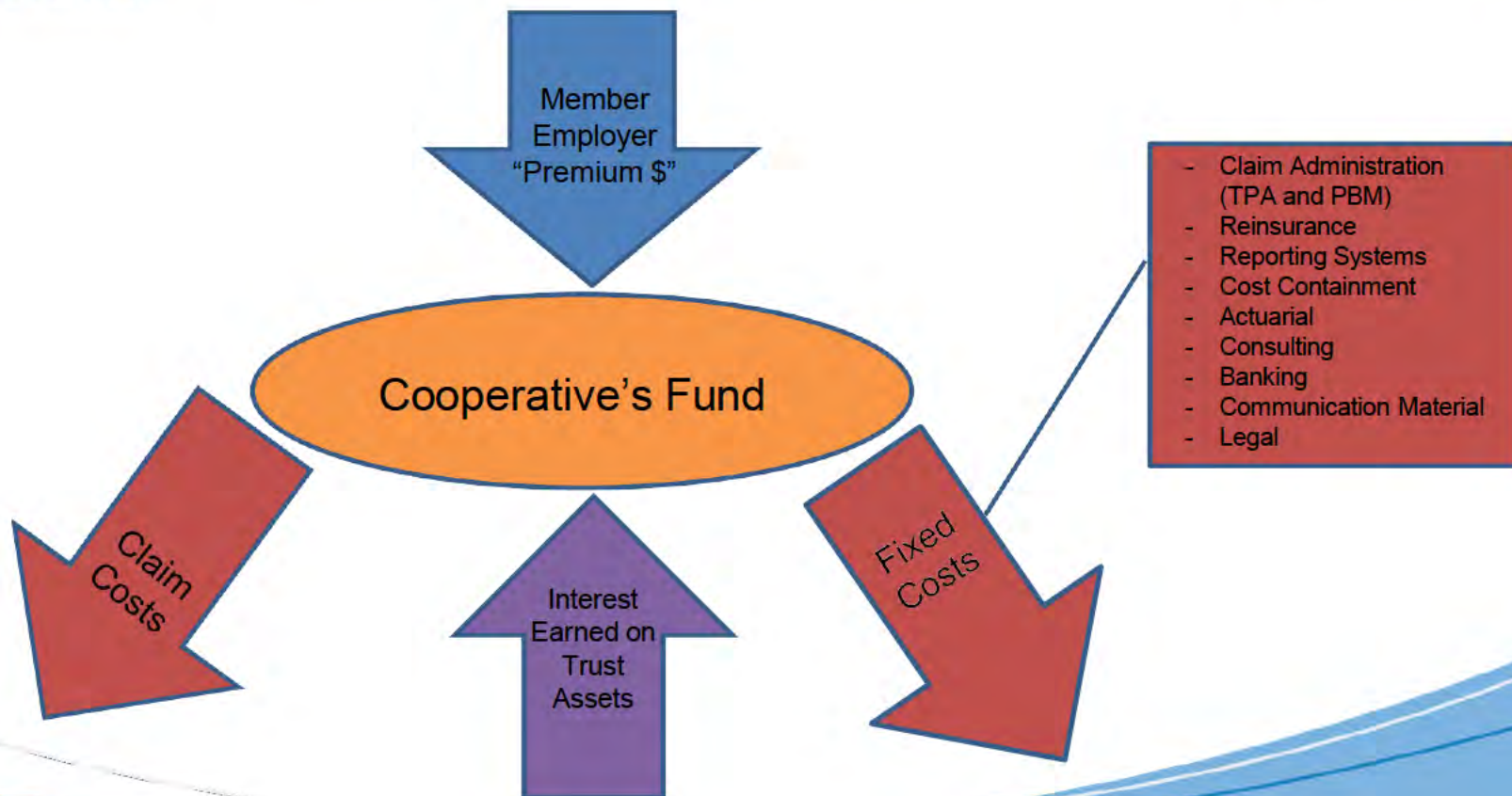


### Consortium



# Trusts, Consortiums and Cooperatives

## Structure Overview



# Establishing A Consortium

## From Concept to Launch



### Data Collection

- Benefit schedules
- Employee census
- Historical enrollment by plan
- Renewal dates
- Vendor listing
- Claim experience (if available)
- Current rates
- Historical renewal data (2-3 years)
- Historical plan changes



### Feasibility Study

- Current to projected plan costs and credibility assessment
- Network comparisons (BCBS, UHC, etc.)
- Benefit plan design(s)
- Funding vehicles and stop loss levels
- Legal requirements
- Participation requirements

Cooperative Development Step	Estimated Duration
1) Evaluation of options within a cooperative structure <ul style="list-style-type: none"> <li>a. Mechanics of a cooperative</li> <li>b. Review of cooperative models</li> <li>c. Identify efficiency opportunities               <ul style="list-style-type: none"> <li>i. Cost savings</li> <li>ii. Administrative efficiencies</li> </ul> </li> <li>d. Identify cooperative professional service providers</li> <li>e. Prospective member interest and expectation survey conducted</li> <li>f. Clarify and communicate prospective member requirements to participate in feasibility study</li> </ul>	6 Weeks
2) Data collection	8 Weeks
3) Data analysis/actuarial review <ul style="list-style-type: none"> <li>a. Initial vendor engagement</li> <li>b. Build tentative financial model</li> <li>c. Legislative/Health care reform impact measurement</li> </ul>	8 Weeks
4) Presentation of model to prospective members <ul style="list-style-type: none"> <li>a. Share information with stakeholders.</li> </ul>	4 Weeks
5) Negotiate with vendors to secure most favorable pricing and service guarantees	8 Weeks
6) Develop by-laws, trust agreement and board resolution	2 Weeks
7) Finalize financial model/present to membership/firm commitment from members	4 Weeks
8) By-laws executed and board resolutions passed by each joining member. Begin filing process with state/federal government, if necessary.	4 Weeks
9) Vendor Implementation, enrollment, on boarding, and communication	12 Weeks
10) Plan becomes effective	At Completion

# Key Decision Points For Consortium

- Establishing a governance structure and bylaws
- Appointing board members
- Determining launch/effective date
- Vetting and selecting TPA, PBM, stop loss, & other partners
- Approach to member plan designs
- Setting risk sharing approach
- Initial member commitment duration (3 – 5 years)

# Immediate Next Steps

- Communicate your interest in feasibility study participation
- Launch feasibility study
- Gather participant data (4-8 weeks)
- Develop feasibility study calculation (4-6 weeks)
- Share feasibility study results with participants
- Determine next steps

## Next Steps Discussion

# Questions?

9



**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 9/2/2025	<b>Submitted by:</b> Jennafer Bell
<b>Meeting Date:</b> 9/9/2025	<b>Department:</b> Commissioners Court
<b>Item Requested is:</b> <input checked="" type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> Smith County Indigent Defense Agreement	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Consider and take necessary action to approve a Smith County Indigent Defense Agreement for appeals with David Colley and authorize the county judge to sign all related documentation.	
<b>Background:</b>	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
<b>Name:</b> T Wilson	<b>Email:</b> twilson@smith-county.com
<b>Name:</b> J Bell	<b>Email:</b> jbell2@smith-county.com
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>

Note: This is the only form required for agenda requests, with the exception of backup materials or attachments. This form should be completed and emailed to [Agenda@smith-county.com](mailto:Agenda@smith-county.com) and include any necessary attachments. **Deadline is Monday at 12:00pm the week before the next scheduled Commissioners Court meeting. Please make sure the requested agenda item has been proactively vetted with the appropriate reviewing individuals and obtained their signature as reviewed.** Regular Court Meetings are at 9:30am on Tuesdays each week.

**SUBMIT**

Office Use Only  
Agenda Item # \_\_\_\_\_



**CONTRACT FOR LEGAL SERVICES  
FOR INDIGENT CRIMINAL DEFENDANTS**

This Contract is authorized by Texas Code of Criminal Procedure 26.04 and the Texas Administrative Code Title 1, Part 8, chapter 174, and is made by and between the parties identified below for the purpose of providing legal services to indigent defendants in the criminal courts of Smith County, Texas.

NOW THEREFORE, the Parties agree as follows:

1. Parties. The Parties are the Appointing Authority, Contracting Authority, and Contractor.
2. Appointing Authority shall mean the Honorable Judge of the 321<sup>st</sup> Judicial District Court of Smith County, who has authority to establish an indigent defense plan and approve attorneys to represent indigent defendants in criminal cases under Article 26.04, Code of Criminal Procedure.
3. Contracting Authority shall mean Smith County, Texas, acting by and through it's duly elected County Judge and Commissioners Court.
4. Attorney shall mean Attorney shall mean David Colley or a licensed and qualified attorney to whom the Attorney has delegated authority to provided services as described herein.
5. Term. The term of this contract shall be for twelve months beginning on October 1, 2025 and ending on September 30, 2026, unless sooner terminated as set forth herein. However, given that this contract must be entered into an additional month earlier, Appointing Authority shall include the additional month from September 1, 2025 through September 30, 2025 for which the parties shall be obligated under this contract and for which Attorney shall receive compensation for the additional month as described in paragraph 6 below.
6. Compensation. Attorney will receive a monthly sum of Ten Thousand and no/100 Dollars (\$10,000.00) for twelve (12) month term of this agreement totaling One Hundred Twenty Thousand and no/100 Dollars (\$120,000.00) for the term of the contract, unless the Contract is terminated sooner. Attorney will receive an additional Ten Thousand and no/100 Dollars (\$10,000.00) for the additional month of September 1, 2025 through September 30, 2025.
7. Payment of Compensation. No attorney payments shall be made until the attorney has completed an itemized voucher that has been approved by the Appointing Authority. Upon approval of an itemized voucher, the Appointing Authority shall submit the approved voucher to the Office of the Smith County Auditor for normal accounts payable processing.
8. Attorney Qualifications. By signing this Contract, Attorney represents to the Appointing Authority that he or she meets the following minimum qualifications:



- a. maintains the minimum qualifications to practice law in the State of Texas and will immediately inform the Appointing Authority of any change in status with the State Bar of Texas;
  - b. is familiar with the Texas Penal Code, the Texas Code of Criminal Procedure, the Texas Rules of Evidence, Texas Disciplinary Rules of Professional Conduct, Texas case law and the local rules of practice for the criminal courts of Smith County, Texas;
  - c. consistently demonstrates commitment to providing effective assistance of counsel and quality representation to criminal defendants;
  - d. consistently demonstrates professionalism, proficiency, and reliability in representing criminal defendants, and in dealing with the courts and opposing counsel;
  - e. is of sound mind, as well as good moral and ethical character;
  - f. has not been sanctioned by a court for failure to appear;
  - g. has not been sanctioned by a court for any type of unprofessional conduct or abusive conduct;
  - h. maintains his or her principal office in Smith County (A principal office is the commercial location where the attorney conducts the majority of his or her criminal law practice, and does not include a post office address);
  - i. maintains a secretary, receptionist, answering service or daily monitored answering machine or voice mail system at his or her principal Smith County office;
  - j. maintains a current listing in the Tyler, Texas telephone book and/or in directory assistance;
  - k. maintains a functioning fax machine on a dedicated telephone line or an e-mail address, available 24 hours a day and monitored on a daily basis;
  - l. files with the Appointing Authority a complete, accurate sworn "Application for Felony Court-Appointments," including all required attachments; and
  - m. Attorney qualifications shall equal or exceed the qualifications provided in the Indigent Defense Plan.
9. Caseload. Attorney may handle up to a maximum of 200 cases, including felonies and applications to revoke probation or proceed to final adjudication in felony cases, per year. If Attorney is appointed to 200 cases in any contract term, Attorney shall be required to notify the Appointing Authority immediately so that Attorney will not receive further appointments. This Contract shall include appointments for representation in First, Second, Third, and State Jail Felonies, but shall not include appointment for representation in capital felonies.
10. Compensation for Expenses. Counsel appointed to represent indigent defendants shall be reimbursed for reasonable and necessary expenses, including expenses for investigation and for mental health and other experts without prior court approval and same shall be reimbursed in accordance with Article 26.05(d) and Article 26.052(h) of the Texas Code of Criminal Procedure. Expenses incurred with prior court approval shall be reimbursed in accordance with Article 26.05(d) and Article 26.052(f) and (g) of the Texas Code of Criminal Procedure according to the following procedures:

- a. Procedure for Prior Court Approval of Expenses. Appointed counsel shall file with the court a pretrial request for advance payment of investigative and/or expert witness expenses to investigate potential defenses. In the discretion of the attorney, this request may be filed as an ex parte confidential request.
  - b. The request for approval of expenses must state the type of investigation to be conducted or the type of expert witness to be retained, must set out specific facts that suggest the investigation will result in admissible evidence or that the services of an expert witness are reasonably necessary to assist in the preparation of a potential defense, and shall include an itemized list of anticipated expenses for each investigator and/or expert witness. The judge shall grant the request for payment of expenses in whole or in part as far as the request is reasonable. If the judge denies the request in whole or in part, the judge shall state the reason for the denial in writing, attach the denial to the request, and submit the request and denial as a sealed exhibit to the record.
11. Independent Contractor. Attorney is not an employee of the Contracting Authority or the Appointing Authority. At most, Attorney is an independent contractor who shall complete the requirements of this Contract by Attorney's own means and methods of work, and in accordance with the Attorney's professional legal judgment, which shall be in the exclusive charge and control of the Attorney, and is not subject to control or supervision of the Appointing Authority or the Contracting Authority, except as specified in this Contract. ANY DEFENDANT IS THE CLIENT OF THE ATTORNEY - NOT THE CLIENT OF EITHER THE CONTRACTING AUTHORITY OR THE APPOINTING AUTHORITY. IT IS THE DUTY OF THE ATTORNEY AT ALL TIMES TO PROVIDE COMPETENT, ZEALOUS LEGAL SERVICES TO EACH CLIENT IN ACCORDANCE WITH RESPONSIBILITIES UNDER TEXAS LAW, INCLUDING BUT NOT LIMITED TO THE TEXAS CODE OF CRIMINAL PROCEDURE AND THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT.
12. Standard of Performance. Attorney shall, for the consideration expressed above, provide legal services to each person for whom he or she is appointed, as follows:
  - a. Provide quality, effective, competent, zealous legal representation to all clients in a professional, skilled manner consistent with the attorney's responsibilities under the Texas Disciplinary Rules of Professional Conduct, the Texas Code of Criminal Procedure, and all applicable laws.
  - b. Make every reasonable effort to contact any court-appointed client not later than the end of the first working day after the date on which the attorney is appointed and to interview the defendant as soon as practicable after the attorney is appointed.
  - c. Ensure continuity of representation of the client unless relieved or replaced in accordance with Texas Code of Criminal Procedure article 26.04(j)(2).
  - d. Attorney may assign, or delegate, at Attorney's discretion any part of the services to be provided by the Attorney under this Contract to a qualified attorney, who is works directly with Attorney or is employed with Attorney's law firm.



- e. Attorney shall not accept any payments from a client or third-party for legal services provided in a case assigned under this Contract.
- f. Attorney shall not release confidential attorney-client information or work product related to any case assigned under this Contract, except when authorized by the Texas Disciplinary Rule of Professional Conduct.
- g. Attorney shall not represent any defendant when to do so would create a conflict of interest. In the event of a conflict of interest, Attorney shall present evidence to the Appointing Authority, and if so ordered, be allowed to withdraw from representation of that defendant.

13. Continuing Requirements. In addition to the foregoing qualifications and performance standards, Attorney shall:
  - a. Submit a monthly report to be approved by the Appointing Authority, in accordance with Texas Code of Criminal Procedure 26.05. The report must include the number of cases disposed of in the previous month and the types of cases as well as the number of cases currently open and assigned by the courts.
  - b. Submit an annual report regarding percentage of practice time dedicated to appointed cases in Smith County. The report shall be in the form attached hereto as Exhibit A.
  - c. Maintain the minimum qualifications to practice law in the State of Texas and must immediately inform the Appointing Authority of any change in the status of the Attorney's law license. Upon request, Attorney shall provide Appointing Authority with proof of licensure in good standing.
14. Termination of Contract. This Contract may be terminated by the Appointing Authority for good cause, including but not limited to the following:
  - a. Appointing Authority may terminate this Contract if Attorney closes his active office for the practice of law in Smith County, Texas.
  - b. Appointing Authority may terminate this Contract if Attorney fails to perform the duties set forth in this Contract. Such failure shall be supported by judicial findings of that failure.
  - c. Attorney may terminate this Contract if Contracting Authority fails to make timely payments as specified herein.
  - d. Attorney may terminate this Contract if, for reasons beyond the control of Attorney, Attorney is unable to perform the duties required hereunder.
  - e. The Appointing Authority and Attorney may mutually terminate the Contract for force majeure or any change in the applicable or authorizing law, which renders the Contract moot.
15. Effect of Termination Upon the Attorney-Client Relationship. The attorney-client relationship commences upon the appointment of Attorney to represent any person under this Contract. In the event of termination of the Contract, the attorney-client relationship shall continue until the conclusion of the matter for which Attorney was appointed. Appointing Authority, Contracting Authority, and Attorney agree that compensation paid during the term of the Contract shall be adequate consideration for all services to be performed pursuant to the Contract, including the conclusion of any representation described in this paragraph. In the event that Attorney is no longer able or is legally not qualified to conclude such matter, the Appointing Authority shall consider whether the client remains indigent, and if so, make such other appointment as may be necessary to provide effective legal representation for the indigent person.
16. Disputes. Venue of any dispute arising under or with regard to this Contract shall be in a court of competent jurisdiction in Smith County, Texas.

DRAFT

17. Providing false information in an application for appointment under this Contract shall be grounds for immediate termination of the Contract.
18. Falsification of any report, billing documentation or other submission by the Attorney will be grounds for immediate termination of the Contract. In addition, such actions may subject the Attorney to professional discipline and/or criminal prosecution.

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Honorable Judge 321<sup>st</sup> Date

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Honorable Judge Neal Franklin Date

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David Colley Date

**10**



# SMITH COUNTY COMMISSIONERS COURT AGENDA ITEM REQUEST FORM

<b>Submission Date:</b> 08/28/25	<b>Submitted by:</b> Atonia Rawlings
<b>Meeting Date:</b> 09/09/2025	<b>Department:</b> Treasurer
<b>Item Requested is:</b> <input checked="" type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> 2025 Investment Policy	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Consider and Approve the 2025-2026 Investment Policy as written.	
<b>Background:</b> This is a yearly policy for our investment firms.	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
<b>Name:</b> Atonia Rawlings	<b>Email:</b> arawlings@smith-county.com
<b>Name:</b> Gary Barber	<b>Email:</b> gbarber@smith-county.com
<b>Name:</b> Karin Smith	<b>Email:</b> ksmith@smith-county.com
<b>Name:</b> Judge Neal Franklin	<b>Email:</b> nfranklin@smith-county.com

Note: This is the only form required for agenda requests, with the exception of backup materials or attachments. This form should be completed and emailed to [Agenda@smith-county.com](mailto:Agenda@smith-county.com) and include any necessary attachments. **Deadline is Monday at 12:00pm the week before the next scheduled Commissioners Court meeting. Please make sure the requested agenda item has been proactively vetted with the appropriate reviewing individuals and obtained their signature as reviewed.** Regular Court Meetings are at 9:30am on Tuesdays each week.

**SUBMIT**

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Agenda Item # \_\_\_\_\_



# **INVESTMENT POLICY**

**2025**

## INVESTMENT POLICY

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## **INVESTMENT POLICY**

This investment policy applies to the investment activities of the Government of the County of Smith. This policy serves to satisfy the statutory requirement of Tx. Govt. Code Title 10, Chapter 2256.005(d) (THE PUBLIC FUNDS INVESTMENT ACT) and to adopt a formal investment policy and to amend the original policy that was approved in December, 1995. This policy must be reviewed and adopted by the governing body once a year, even if there are no changes. In the event any portion of this Policy conflicts with state statutes, the Public Funds Investment Act will govern.

### **PRIMARY OBJECTIVES**

#### **Safety**

The primary objective of the County's investment activity is the preservation of capital in the overall portfolio. Each investment transaction will seek first to ensure that capital losses are avoided, whether they are from securities defaults or erosion of market value.

#### **Liquidity**

The County's investment portfolio will remain sufficiently liquid to enable the County to meet operating requirements that might be reasonably anticipated. Liquidity will be achieved by matching investment maturities with forecasted cash flow requirements and by investing in securities with active secondary markets.

#### **Yield**

The County's cash management portfolio will be designed with the objective of regularly exceeding the average rate of return on three month U.S. Treasury Bills. The investment program will seek to augment returns above this threshold consistent with risk limitations identified herein and prudent investment principles.

Funds held for future capital projects will be invested in securities that reasonably can be expected to produce enough income to offset inflationary construction cost increases. However, such funds will never be unduly exposed to market price risks or default risks that would jeopardize the assets available to accomplish their stated objective, or be invested in a manner inconsistent with applicable federal and state regulations.

### **RISK OF LOSS**

All participants in the investment process will seek to act responsibly as custodians of the public trust. They will avoid any transactions that might impair public confidence in the County's ability to govern effectively.

## **INVESTMENT STRATEGY**

The funds that shall be invested outside of the County depository bank shall be any funds/accounts deemed appropriate by the County Auditor and the County Treasurer.

The Debt Service Fund and Facility Improvement Funds are made up of several sub-funds. Each of these sub-funds, along with the other funds listed, will be invested, by matching the maturity of investments with the liabilities. The investments of these sub-funds will be made with the intention of holding to maturity, but with the ability to liquidate should funds be needed at any time. This strategy is achieved by utilizing highly liquid short term investments with a stated Final maturity of one year or less or in an approved Pool.

## **RESPONSIBILITY AND CONTROL**

### **Investment Officer**

The Treasurer of Smith County shall serve as the Investment Officer for the County. Management responsibility for the investment program is hereby delegated to the Treasurer.

The Investment Officer must attend a training class concerning responsibilities in accordance with the Public Funds Investment Act (Govt. Code, Title 10, Section 2256.008) within twelve (12) months of taking office. Training must be provided within twelve (12) months of the effective date of this act. The Investment Officer is required to have ten (10) hours of training once every two years. Training shall be provided by an independent source approved by the governing body or investment committee.

### **Investment Committee**

In addition to the Treasurer, the Auditor, County Judge and Tax Collector will serve on the Investment Committee and will act as advisors to assist the County Treasurer with implementing this Investment Policy. In addition, one disinterested party in the financial field may serve on the Committee.

The disinterested party from the financial field may be appointed by the Commissioner's Court for a term no longer than two years. If any member of the committee is unable to attend a scheduled meeting, that individual may designate an associate to attend in their stead.

## **CONFLICTS OF INTEREST**

The members making up the Investment Advisory Committee involved directly or indirectly in the investment process shall refrain from personal business activity that could conflict with proper execution of the County's investment program or which could impair their ability to make impartial investment decisions. Former members of the Committee shall not be entitled to do business with Smith County for a period of at least one (1) year from the last date served.

## **MONTHLY REPORTS**

In accordance with Texas Government Code, Title 10, Sec. 2256.023, the Treasurer will submit monthly, an investment report that summarizes the Investment portfolio. The report will explain the month's total investment return and include an appendix that discloses all transactions during the past month.

## **ANNUAL REPORTS**

In accordance with Texas Government Code, Title 10, Sec. 2256.023, the Treasurer shall present a comprehensive annual report of the investment program and investment activity.

## **MATURITY OF INVESTMENTS**

Portfolio maturities will be structured to meet the obligations of the County first and then to achieve the highest return of interest. When the county has funds that will not be needed to meet current-year obligations, maturity restraints will be imposed based upon the investment strategy for each fund. The maximum allowable stated maturity of any individual investment owned by the county is two (2) years or less. An investment can be put into an authorized Pool for an unlimited period of time.

## **PRUDENCE**

Investments shall be made with the exercise of due care, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation but for investment considering the probable safety of their own capital as well as the probable income to be derived.

## **INVESTMENTS INSTRUMENTS**

### **Active Portfolio Management**

Smith County intends to pursue active versus a passive portfolio management philosophy. That is, securities may be sold before they mature if market conditions present an opportunity for the County to benefit from the trade transactions during the past month. This report will give the market value of each investment at the time of the report. The benchmark used for comparison will be the 90-day Treasury Bill.

## **ELIGIBLE INVESTMENTS**

### **Bank Investments**

Fully collateralized Time Deposits  
Fully collateralized Certificates of Deposit

Fully collateralized interest-bearing Checking Accounts  
Collateralized Savings Accounts

### Direct Investments

Obligations of the United States of America, its agencies and instrumentalities. 1) Agencies limited to: Federal National Mortgage Association, Fannie Maes; Federal Home Loan Banks, Freddie Macs but not to exceed 30% of the total County portfolio at the time of investment.

Government National Mortgage Association. Ginnie Maes are unlimited.

Obligations of States, agencies thereof, counties, cities, and other political subdivisions of any state having been rated as to investment quality by a nationally recognized investment quality by a nationally recognized investment rating firm and having received a rating of no less than "A" or its equivalent.

Fully collateralized direct repurchase agreements with a defined termination date secured by obligations described in the first paragraph, with a market value of not less than the amount of the funds disbursed and pledged with a third party other than an agent for the pledgee. Repurchase Agreements must be purchased through a primary government securities dealer, as defined by the Federal Reserve, or a bank domiciled in Texas.

Investments in the Treasury Direct Account at the Federal Reserve Bank (Dallas).

Investments made through Texas Treasury Safekeeping Trust Company (TEXPOOL), Local Government Investment Cooperative (LOGIC), TEXSTAR, Texas Class, PFM or other Pool approved by the Advisory Committee and Commissioners Court.

Investments made through the Depository by nightly sweeping of certain accounts on deposit with said Depository.

### **DIVERSIFICATION**

In establishing specific diversifications strategies, the following general policies and constraints shall apply:

Portfolio maturities shall be staggered in a way that protects interest income from the volatility of interest rates and that avoids undue concentration or assets in a specific maturity sector. Securities shall be selected which provide for stability of income and reasonable liquidity.



## **SELECTION OF BANKS AND DEALERS**

### **Bidding Process**

Banks shall be selected for Smith County Depository through the County's banking services procurement process which shall include a formal request for proposal issued every two (2) to six (6) years. Referring to V.C.T.A., Texas Local Government Code, Chapter 117 competitive bids are solicited from at least three (3) banks as provided by this section. The bids may be solicited orally. Smith County must attempt to solicit bids initially from banks available for the investments within its boundaries. If there are not three banks available for the investments within the County, the County may solicit bids from any bank within Texas in addition to those banks, if any, that are located within the boundaries of the County.

### **Insurability**

Banks and Savings & Loan Associations seeking to establish eligibility for the County's competitive Certificate of Deposit purchase program, shall submit financial statements, evidence of Federal Insurance, and other information as required by the Treasurer and Auditor.

### **Primary Dealers & Approved List**

For brokers and dealers of government securities, the Advisory Committee shall select only those dealers reporting to the Market Reports Division of the Federal Reserve Bank of New York, also known as the "Primary Government Securities Dealers" unless a comprehensive credit and capitalization analysis reveals that other firms are adequately financed to conduct public business. All brokers and dealers must be authorized by the Treasurer, Auditor, County Judge and Commissioners. The Investment Officer will maintain information files on the brokerage firms and the brokers with which Smith County deals. The files will contain financial statements for the firms and NASD reports for the brokers and firms. These files will be updated annually and will include written verification of rating status. A list of approved brokers and firms will be maintained and Commissioners Court will approve changes. Entities doing business with Smith County in the area of investments shall have the registered principle of the firm sign an acknowledgment that they have read and understand the investment policy of Smith County and that they have taken reasonable procedures to preclude any imprudent investments being sold to Smith County.

## **SAFEKEEPING AGREEMENT**

All safekeeping arrangements shall be in accordance with a Safekeeping agreement approved by the Treasurer, Auditor, County Judge and Commissioners which clearly defines the procedural steps for gaining access to the collateral should the County of Smith determine that the County's funds are in jeopardy. The safekeeping institution, or Trustee, shall be the Federal Reserve Bank or an institution not affiliated with the firm pledging the collateral. The safekeeping agreement shall include the signatures of the County of Smith, the firm pledging the collateral, and the Trustee.

## **PLEDGED COLLATERAL DEFINED**

The County of Smith shall accept only the following securities as collateral:

FDIC insurance coverage

United States Treasuries, Agencies, and Instrumentalities

Federal Home Loan Bank Letters of Credit

Ginnie Mae Securities

Other obligations, the principal of and interest on which are unconditionally guaranteed or insured by the State of Texas or the United States of America.

Obligations of State of Texas, agencies thereof, counties, cities, and other political subdivisions of the State of Texas having been rated as to investment quality by a nationally recognized investment rating firm and having received a rating of no less than "A" or its equivalent with a remaining maturity of ten (10) years or less.

Other securities as approved by the Treasurer, Auditor, County Judge and Commissioners.

## **DELIVERY VERSUS PAYMENT**

Treasury Bills, Notes, Bonds and Government Agencies' securities shall be purchased using the delivery vs. payment method. That is, funds shall not be wired or paid until verification has been made that the correct security was received by the Trustee. The security shall be held in the name of the County or held on behalf of the County's or explicit claim on the securities. The original copy of all safekeeping receipts shall be delivered to the County Treasurer.

## **INVESTMENT POLICY REVIEW AND AMENDMENT**

### **Review Procedures**

The Smith County Commissioners Court shall review its investment policy and investment strategies not less than annually.

### **Changes To Investment Strategy or Investment Policy**

The County Treasurer and the Investment Advisory Committee must review investments not less than yearly. The Smith County Investment Policy must be reviewed annually. Recommended changes to investment strategy and/or The Investment Policy must be presented to Commissioners Court.

## **MANAGEMENT AND INTERNAL CONTROLS**

The Treasurer, Auditor, County Judge and Commissioners shall establish a system of internal controls which shall be reviewed by an independent auditor in accordance with Government Code, Chapter 2256 - Public Funds Investment Act. The annual compliance audit shall be performed to test the management controls and adherence to the investment policy. The controls shall be designed to prevent losses of public funds arising from fraud, employee error, and misrepresentation by third parties, unanticipated changes in financial markets, or imprudent actions by employees.

Control of collusion,

Separation of duties,

Separation of transaction authority from accounting and record keeping,

Custodian safekeeping receipts records management,

Avoidance of bearer-form securities,

Clear delegation of authority,

Documentation of investment bidding events,

Written confirmation of telephone transactions,

Reconcilements and comparisons of security receipts with the investment subsidiary records,

Compliance with investment policies,

Accurate and timely reports,

Validation of investment maturity decisions with supporting cash flow data,

Adequate training and development of the persons responsible for investments,

Verification of all interest income and security purchase and sell computations,

Review of financial condition of all brokers, dealers, and depository institutions,

Staying informed about market conditions, changes, and trends that require adjustments in investment strategies,

**EXHIBIT B**

**CERTIFICATION FORM**

## CERTIFICATION

I hereby certify that I have personally read and understand the investment policies of Smith County, and have implemented reasonable procedures and controls designed to fulfill those objectives and conditions. Transactions between this firm/**banking institution** and Smith County will be directed towards precluding imprudent investment activities and protecting the County from credit risk.

All the personnel of this firm/**banking institution** dealing with Smith County's account have been informed and will be routinely informed of the County's investment horizons, limitations, strategy and risk constraints, whenever we are so informed.

This firm/**banking institution** pledges due diligence in informing the County of foreseeable risks associated with financial transactions connected to this entity.

---

Firm/**Bank**

---

(Primary Representative)

---

Name

---

Title

---

Registration or Dealer Number

---

**Signature of Primary Representative**

---

Date

EXHIBIT C

APPROVING ORDER

## ORDER APPROVING SMITH COUNTY INVESTMENT POLICY AND PROCEDURES

Upon motion of Commissioner \_\_\_\_\_, seconded by  
Commissioner \_\_\_\_\_, and unanimously adopted, the  
following policies and procedures be and the same are hereby approved, received and ordered  
filed.

ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Neal Franklin, Smith County Judge

\_\_\_\_\_  
Commissioner Christina Drewery, Pct. #1

\_\_\_\_\_  
Commissioner John Moore, Pct. # 2

\_\_\_\_\_  
Commissioner J. Scott Herrod, Pct. # 3

\_\_\_\_\_  
Commissioner Ralph Caraway Sr., Pct. # 4

Attest:

Karen Phillips, Smith County Clerk

By: \_\_\_\_\_  
Deputy



**EXHIBIT D**  
**SECURITIES DEALERS**  
**LIST**

SECURITIES DEALERS LIST  
SMITH COUNTY

<p>TEXPOOL C/O Federated Investors 1001 Texas Avenue Houston, Texas 77002 (866) 839-7665 – Jerry Landrum</p> <p>LOGIC (Local Government Investment Cooperative) 325 N. St Paul St Dallas, Texas 75201 (800) 893-7827 Mica Owens</p>	<p>TEXSTAR (Texas Short Term Asset Reserve Fund) 325 N. St. Paul St. Dallas, TX 75201 (800) 839-7827 – Mica Owens</p> <p>Texas Term C/O PFM Asset Management 221 W. 6<sup>th</sup> Street, Suite 1900 Austin, TX 78701 (512) 472-7194 – Barry Baughier</p> <p>Texas CLASS C/O Cutwater Asset Management 815 – A Brazos Street, #345 Austin, TX 78701 (800) 707-62742 – Danny King</p>
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**EXHIBIT E**

**SECURITY BROKER DEALER QUESTIONNAIRE**

## **SECURITY BROKER/DEALER QUESTIONNAIRE**

- 1) Name of firm \_\_\_\_\_
- 2) Primary Representative                      Account Executive
- Name \_\_\_\_\_                      Name \_\_\_\_\_
- Title \_\_\_\_\_                      Title \_\_\_\_\_
- Tele. \_\_\_\_\_                      Tele. \_\_\_\_\_
- 3) Does your firm have primary dealer status? ( ) yes      ( ) no
- 4) Is your firm registered with the Texas Securities Commission?      ( ) yes      ( ) no
- Is your firm NASD certified?      ( ) yes      ( ) no
- Please provide a photocopy of your certificate.
- 5) Does your firm conform to the Uniform Net Capital Rule, Rule 15c3-1?
- ( ) yes      ( ) no
- 6) What was your firm's total volume in US treasuries/agencies last year? (Not necessary to complete if primary dealer)
- Firm wide      \$ \_\_\_\_\_                      # Transactions \_\_\_\_\_
- Local Office      \$ \_\_\_\_\_                      # Transactions \_\_\_\_\_
- 7) Which instruments are traded regularly by the local desk?
- ( ) Treasuries                      ( ) Other
- ( ) Agencies                      \_\_\_\_\_
- ( ) Mortgage Backed                      \_\_\_\_\_
- 8) Please identify your most directly comparable public sector clients.
- \_\_\_\_\_                      \_\_\_\_\_
- \_\_\_\_\_                      \_\_\_\_\_
- 9) Has your firm, or a primary partner/owner, ever been subject to a regulatory or state/federal agency investigation for alleged improper, fraudulent, disreputable, or unfair activities related to the sale of securities? ( ) yes      ( ) no
- If yes, please explain fully on a separate sheet.
- 10) Please submit your trading authorization form, if available.
- 11) Does your firm agree to comply with the Federal Reserves capital adequacy requirements on a continuous basis? ( ) yes      ( ) no
- 12) What is your firm's investment rating?

## APPENDIX A

### GOVERNMENT CODE TITLE 10. CHAPTER 2256 PUBLIC FUNDS INVESTMENT ACT

GOVERNMENT CODE

TITLE 10. GENERAL GOVERNMENT

SUBTITLE F. STATE AND LOCAL CONTRACTS AND FUND MANAGEMENT

CHAPTER 2256. PUBLIC FUNDS INVESTMENT

SUBCHAPTER A. AUTHORIZED INVESTMENTS FOR GOVERNMENTAL ENTITIES

Sec. 2256.001. SHORT TITLE. This chapter may be cited as the Public Funds Investment Act.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.002. DEFINITIONS. In this chapter:

(1) "Bond proceeds" means the proceeds from the sale of bonds, notes, and other obligations issued by an entity, and reserves and funds maintained by an entity for debt service purposes.

(2) "Book value" means the original acquisition cost of an investment plus or minus the accrued amortization or accretion.

(3) "Funds" means public funds in the custody of a state agency or local government that:

(A) are not required by law to be deposited in the state treasury; and

(B) the investing entity has authority to invest.

(4) "Institution of higher education" has the meaning assigned by Section 61.003, Education Code.

(5) "Investing entity" and "entity" mean an entity subject to this chapter and described by Section 2256.003.

(6) "Investment pool" means an entity created under this code to invest public funds jointly on behalf of the entities that participate in the pool and whose investment objectives in order of priority are:

(A) preservation and safety of principal;

(B) liquidity; and

(C) yield.

(7) "Local government" means a municipality, a county, a school district, a district or authority created under Section 52(b)(1) or (2), Article III, or Section 59, Article XVI, Texas Constitution, a fresh water supply district, a hospital district, and any political subdivision,

authority, public corporation, body politic, or instrumentality of the State of Texas, and any nonprofit corporation acting on behalf of any of those entities.

(8) "Market value" means the current face or par value of an investment multiplied by the net selling price of the security as quoted by a recognized market pricing source quoted on the valuation date.

(9) "Pooled fund group" means an internally created fund of an investing entity in which one or more institutional accounts of the investing entity are invested.

(10) "Qualified representative" means a person who holds a position with a business organization, who is authorized to act on behalf of the business organization, and who is one of the following:

(A) for a business organization doing business that is regulated by or registered with a securities commission, a person who is registered under the rules of the National Association of Securities Dealers;

(B) for a state or federal bank, a savings bank, or a state or federal credit union, a member of the loan committee for the bank or branch of the bank or a person authorized by corporate resolution to act on behalf of and bind the banking institution;

(C) for an investment pool, the person authorized by the elected official or board with authority to administer the activities of the investment pool to sign the written instrument on behalf of the investment pool; or

(D) for an investment management firm registered under the Investment Advisers Act of 1940 (15 U.S.C. Section 80b-1 et seq.) or, if not subject to registration under that Act, registered with the State Securities Board, a person who is an officer or principal of the investment management firm.

(11) "School district" means a public school district.

(12) "Separately invested asset" means an account or fund of a state agency or local government that is not invested in a pooled fund group.

(13) "State agency" means an office, department, commission, board, or other agency that is part of any branch of state government, an institution of higher education, and any nonprofit corporation acting on behalf of any of those entities.



Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 1, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 1, eff. Sept. 1, 1999.

Sec. 2256.003. AUTHORITY TO INVEST FUNDS; ENTITIES SUBJECT TO THIS CHAPTER. (a) Each governing body of the following entities may purchase, sell, and invest its funds and funds under its control in investments authorized under this subchapter in compliance with investment policies approved by the governing body and according to the standard of care prescribed by Section 2256.006:

- (1) a local government;
- (2) a state agency;
- (3) a nonprofit corporation acting on behalf of a local government or a state agency; or
- (4) an investment pool acting on behalf of two or more local governments, state agencies, or a combination of those entities.

(b) In the exercise of its powers under Subsection (a), the governing body of an investing entity may contract with an investment management firm registered under the Investment Advisers Act of 1940 (15 U.S.C. Section 80b-1 et seq.) or with the State Securities Board to provide for the investment and management of its public funds or other funds under its control. A contract made under authority of this subsection may not be for a term longer than two years. A renewal or extension of the contract must be made by the governing body of the investing entity by order, ordinance, or resolution.

(c) This chapter does not prohibit an investing entity or investment officer from using the entity's employees or the services of a contractor of the entity to aid the investment officer in the execution of the officer's duties under this chapter.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1999, 76th Leg., ch. 1454, Sec. 2, eff. Sept. 1, 1999.

Sec. 2256.004. APPLICABILITY. (a) This subchapter does not apply to:

- (1) a public retirement system as defined by Section 802.001;
- (2) state funds invested as authorized by Section 404.024;
- (3) an institution of higher education having total endowments of at least \$95 million in book value on May 1, 1995;

(4) funds invested by the Veterans' Land Board as authorized by Chapter 161, 162, or 164, Natural Resources Code;

(5) registry funds deposited with the county or district clerk under Chapter 117, Local Government Code; or

(6) a deferred compensation plan that qualifies under either Section 401(k) or 457 of the Internal Revenue Code of 1986 (26 U.S.C. Section 1 et seq.), as amended.

(b) This subchapter does not apply to an investment donated to an investing entity for a particular purpose or under terms of use specified by the donor.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 505, Sec. 24, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 1421, Sec. 2, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 62, Sec. 8.21, eff. Sept. 1, 1999; Acts 1999, 76th Leg., ch. 1454, Sec. 3, eff. Sept. 1, 1999.

Sec. 2256.005. INVESTMENT POLICIES; INVESTMENT STRATEGIES; INVESTMENT OFFICER. (a) The governing body of an investing entity shall adopt by rule, order, ordinance, or resolution, as appropriate, a written investment policy regarding the investment of its funds and funds under its control.

(b) The investment policies must:

(1) be written;

(2) primarily emphasize safety of principal and liquidity;

(3) address investment diversification, yield, and maturity and the quality and capability of investment management; and

(4) include:

(A) a list of the types of authorized investments in which the investing entity's funds may be invested;

(B) the maximum allowable stated maturity of any individual investment owned by the entity;

(C) for pooled fund groups, the maximum dollar-weighted average maturity allowed based on the stated maturity date for the portfolio;

(D) methods to monitor the market price of investments acquired with public funds; and

(E) a requirement for settlement of all transactions, except investment pool funds and mutual funds, on a delivery versus payment basis.

(c) The investment policies may provide that bids for certificates of deposit be solicited:

- (1) orally;
- (2) in writing;
- (3) electronically; or
- (4) in any combination of those methods.

(d) As an integral part of an investment policy, the governing body shall adopt a separate written investment strategy for each of the funds or group of funds under its control. Each investment strategy must describe the investment objectives for the particular fund using the following priorities in order of importance:

- (1) understanding of the suitability of the investment to the financial requirements of the entity;
- (2) preservation and safety of principal;
- (3) liquidity;
- (4) marketability of the investment if the need arises to liquidate the investment before maturity;
- (5) diversification of the investment portfolio; and
- (6) yield.

(e) The governing body of an investing entity shall review its investment policy and investment strategies not less than annually. The governing body shall adopt a written instrument by rule, order, ordinance, or resolution stating that it has reviewed the investment policy and investment strategies and that the written instrument so adopted shall record any changes made to either the investment policy or investment strategies.

(f) Each investing entity shall designate, by rule, order, ordinance, or resolution, as appropriate, one or more officers or employees of the state agency, local government, or investment pool as investment officer to be responsible for the investment of its funds consistent with the investment policy adopted by the entity. If the governing body of an investing entity has contracted with another investing entity to invest its funds, the investment officer of the other investing entity is considered to be the investment officer of the first investing entity for purposes of this chapter. Authority granted to a person to invest an entity's funds is effective until rescinded by the investing entity, until the expiration of

the officer's term or the termination of the person's employment by the investing entity, or if an investment management firm, until the expiration of the contract with the investing entity. In the administration of the duties of an investment officer, the person designated as investment officer shall exercise the judgment and care, under prevailing circumstances, that a prudent person would exercise in the management of the person's own affairs, but the governing body of the investing entity retains ultimate responsibility as fiduciaries of the assets of the entity. Unless authorized by law, a person may not deposit, withdraw, transfer, or manage in any other manner the funds of the investing entity.

(g) Subsection (f) does not apply to a state agency, local government, or investment pool for which an officer of the entity is assigned by law the function of investing its funds.

Text of subsec. (h) as amended by Acts 1997, 75th Leg., ch. 685, Sec. 1

(h) An officer or employee of a commission created under Chapter 391, Local Government Code, is ineligible to be an investment officer for the commission under Subsection (f) if the officer or employee is an investment officer designated under Subsection (f) for another local government.

Text of subsec. (h) as amended by Acts 1997, 75th Leg., ch. 1421, Sec. 3

(h) An officer or employee of a commission created under Chapter 391, Local Government Code, is ineligible to be designated as an investment officer under Subsection (f) for any investing entity other than for that commission.

(i) An investment officer of an entity who has a personal business relationship with a business organization offering to engage in an investment transaction with the entity shall file a statement disclosing that personal business interest. An investment officer who is related within the second degree by affinity or consanguinity, as determined under Chapter 573, to an individual seeking to sell an investment to the investment officer's entity shall file a statement disclosing that relationship. A statement required under this subsection must be filed with the Texas Ethics Commission and the

governing body of the entity. For purposes of this subsection, an investment officer has a personal business relationship with a business organization if:

(1) the investment officer owns 10 percent or more of the voting stock or shares of the business organization or owns \$5,000 or more of the fair market value of the business organization;

(2) funds received by the investment officer from the business organization exceed 10 percent of the investment officer's gross income for the previous year; or

(3) the investment officer has acquired from the business organization during the previous year investments with a book value of \$2,500 or more for the personal account of the investment officer.

(j) The governing body of an investing entity may specify in its investment policy that any investment authorized by this chapter is not suitable.

(k) A written copy of the investment policy shall be presented to any person offering to engage in an investment transaction with an investing entity or to an investment management firm under contract with an investing entity to invest or manage the entity's investment portfolio. For purposes of this subsection, a business organization includes investment pools and an investment management firm under contract with an investing entity to invest or manage the entity's investment portfolio. Nothing in this subsection relieves the investing entity of the responsibility for monitoring the investments made by the investing entity to determine that they are in compliance with the investment policy. The qualified representative of the business organization offering to engage in an investment transaction with an investing entity shall execute a written instrument in a form acceptable to the investing entity and the business organization substantially to the effect that the business organization has:

(1) received and reviewed the investment policy of the entity;  
and

(2) acknowledged that the business organization has implemented reasonable procedures and controls in an effort to preclude investment transactions conducted between the entity and the organization that are not authorized by the entity's investment policy, except to the extent that this authorization is dependent on an analysis of the makeup of the entity's entire portfolio or requires an interpretation of subjective investment standards.

(l) The investment officer of an entity may not acquire or otherwise obtain any authorized investment described in the investment policy of the investing entity from a person who has not delivered to the entity the instrument required by Subsection (k).

(m) An investing entity other than a state agency, in conjunction with its annual financial audit, shall perform a compliance audit of management controls on investments and adherence to the entity's established investment policies.

(n) Except as provided by Subsection (o), at least once every two years a state agency shall arrange for a compliance audit of management controls on investments and adherence to the agency's established investment policies. The compliance audit shall be performed by the agency's internal auditor or by a private auditor employed in the manner provided by Section 321.020. Not later than January 1 of each even-numbered year a state agency shall report the results of the most recent audit performed under this subsection to the state auditor. Subject to a risk assessment and to the legislative audit committee's approval of including a review by the state auditor in the audit plan under Section 321.013, the state auditor may review information provided under this section. If review by the state auditor is approved by the legislative audit committee, the state auditor may, based on its review, require a state agency to also report to the state auditor other information the state auditor determines necessary to assess compliance with laws and policies applicable to state agency investments. A report under this subsection shall be prepared in a manner the state auditor prescribes.

(o) The audit requirements of Subsection (n) do not apply to assets of a state agency that are invested by the comptroller under Section 404.024.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 685, Sec. 1, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 1421, Sec. 3, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 4, eff. Sept. 1, 1999; Acts 2003, 78th Leg., ch. 785, Sec. 41, eff. Sept. 1, 2003.

Sec. 2256.006. STANDARD OF CARE. (a) Investments shall be made with judgment and care, under prevailing circumstances, that a person of prudence, discretion, and intelligence would exercise in the management of the person's own affairs, not for speculation, but for investment, considering the probable safety of capital and the probable income to be derived. Investment

of funds shall be governed by the following investment objectives, in order of priority:

- (1) preservation and safety of principal;
- (2) liquidity; and
- (3) yield.

(b) In determining whether an investment officer has exercised prudence with respect to an investment decision, the determination shall be made taking into consideration:

- (1) the investment of all funds, or funds under the entity's control, over which the officer had responsibility rather than a consideration as to the prudence of a single investment; and
- (2) whether the investment decision was consistent with the written investment policy of the entity.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.007. INVESTMENT TRAINING; STATE AGENCY BOARD MEMBERS AND OFFICERS. (a) Each member of the governing board of a state agency and its investment officer shall attend at least one training session relating to the person's responsibilities under this chapter within six months after taking office or assuming duties.

(b) The Texas Higher Education Coordinating Board shall provide the training under this section.

(c) Training under this section must include education in investment controls, security risks, strategy risks, market risks, diversification of investment portfolio, and compliance with this chapter.

(d) An investment officer shall attend a training session not less than once in a two-year period and may receive training from any independent source approved by the governing body of the state agency. The investment officer shall prepare a report on this subchapter and deliver the report to the governing body of the state agency not later than the 180th day after the last day of each regular session of the legislature.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 73, Sec. 1, eff. May 9, 1997; Acts 1997, 75th Leg., ch. 1421, Sec. 4, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 5, eff. Sept. 1, 1999.

Sec. 2256.008. INVESTMENT TRAINING; LOCAL GOVERNMENTS. (a) Except as provided by Subsections (b) and (e), the treasurer, the chief financial officer if the treasurer is not the chief financial officer, and the investment officer of a local government shall:

(1) attend at least one training session from an independent source approved by the governing body of the local government or a designated investment committee advising the investment officer as provided for in the investment policy of the local government and containing at least 10 hours of instruction relating to the treasurer's or officer's responsibilities under this subchapter within 12 months after taking office or assuming duties; and

(2) except as provided by Subsections (b) and (e), attend an investment training session not less than once in a two-year period and receive not less than 10 hours of instruction relating to investment responsibilities under this subchapter from an independent source approved by the governing body of the local government or a designated investment committee advising the investment officer as provided for in the investment policy of the local government.

(b) An investing entity created under authority of Section 52(b), Article III, or Section 59, Article XVI, Texas Constitution, that has contracted with an investment management firm under Section 2256.003(b) and has fewer than five full-time employees or an investing entity that has contracted with another investing entity to invest the entity's funds may satisfy the training requirement provided by Subsection (a)(2) by having an officer of the governing body attend four hours of appropriate instruction in a two-year period. The treasurer or chief financial officer of an investing entity created under authority of Section 52(b), Article III, or Section 59, Article XVI, Texas Constitution, and that has fewer than five full-time employees is not required to attend training required by this section unless the person is also the investment officer of the entity.

(c) Training under this section must include education in investment controls, security risks, strategy risks, market risks, diversification of investment portfolio, and compliance with this chapter.

(d) Not later than December 31 each year, each individual, association, business, organization, governmental entity, or other person that provides training under this section shall report to the comptroller a list of the governmental entities for which the person provided required training under this section during that calendar year. An individual's reporting requirements under this subsection are satisfied by a report of the



individual's employer or the sponsoring or organizing entity of a training program or seminar.

(e) This section does not apply to a district governed by Chapter 36 or 49, Water Code.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 5, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 6, eff. Sept. 1, 1999; Acts 2001, 77th Leg., ch. 69, Sec. 4, eff. May 14, 2001.

Sec. 2256.009. AUTHORIZED INVESTMENTS: OBLIGATIONS OF, OR GUARANTEED BY GOVERNMENTAL ENTITIES. (a) Except as provided by Subsection (b), the following are authorized investments under this subchapter:

(1) obligations, including letters of credit, of the United States or its agencies and instrumentalities;

(2) direct obligations of this state or its agencies and instrumentalities;

(3) collateralized mortgage obligations directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States;

(4) other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, this state or the United States or their respective agencies and instrumentalities;

(5) obligations of states, agencies, counties, cities, and other political subdivisions of any state rated as to investment quality by a nationally recognized investment rating firm not less than A or its equivalent; and

(6) bonds issued, assumed, or guaranteed by the State of Israel.

(b) The following are not authorized investments under this section:

(1) obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal;

(2) obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest;

(3) collateralized mortgage obligations that have a stated final maturity date of greater than 10 years; and

(4) collateralized mortgage obligations the interest rate of which is determined by an index that adjusts opposite to the changes in a market index.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1999, 76th Leg., ch. 1454, Sec. 7, eff. Sept. 1, 1999; Acts 2001, 77th Leg., ch. 558, Sec. 1, eff. Sept. 1, 2001.

Sec. 2256.010. AUTHORIZED INVESTMENTS: CERTIFICATES OF DEPOSIT AND SHARE CERTIFICATES. (a) A certificate of deposit or share certificate is an authorized investment under this subchapter if the certificate is issued by a depository institution that has its main office or a branch office in this state and is:

(1) guaranteed or insured by the Federal Deposit Insurance Corporation or its successor or the National Credit Union Share Insurance Fund or its successor;

(2) secured by obligations that are described by Section 2256.009(a), including mortgage backed securities directly issued by a federal agency or instrumentality that have a market value of not less than the principal amount of the certificates, but excluding those mortgage backed securities of the nature described by Section 2256.009(b); or

(3) secured in any other manner and amount provided by law for deposits of the investing entity.

(b) In addition to the authority to invest funds in certificates of deposit under Subsection (a), an investment in certificates of deposit made in accordance with the following conditions is an authorized investment under this subchapter:

(1) the funds are invested by an investing entity through a depository institution that has its main office or a branch office in this state and that is selected by the investing entity;

(2) the depository institution selected by the investing entity under Subdivision (1) arranges for the deposit of the funds in certificates of deposit in one or more federally insured depository institutions, wherever located, for the account of the investing entity;

(3) the full amount of the principal and accrued interest of each of the certificates of deposit is insured by the United States or an instrumentality of the United States;

(4) the depository institution selected by the investing entity under Subdivision (1) acts as custodian for the investing entity with respect to the certificates of deposit issued for the account of the investing entity; and

(5) at the same time that the funds are deposited and the certificates of deposit are issued for the account of the investing entity, the depository institution selected by the investing entity under Subdivision (1) receives an amount of deposits from customers of other federally insured depository institutions, wherever located, that is equal to or greater than the amount of the funds invested by the investing entity through the depository institution selected under Subdivision (1).

Amended by Acts 1995, 74th Leg., ch. 32, Sec. 1, eff. April 28, 1995; Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 6, eff. Sept. 1, 1997.

Amended by:

Acts 2005, 79th Leg., Ch. [128](#), Sec. 1, eff. September 1, 2005.

Sec. 2256.011. AUTHORIZED INVESTMENTS: REPURCHASE AGREEMENTS. (a) A fully collateralized repurchase agreement is an authorized investment under this subchapter if the repurchase agreement:

- (1) has a defined termination date;
- (2) is secured by obligations described by Section 2256.009(a)(1); and
- (3) requires the securities being purchased by the entity to be pledged to the entity, held in the entity's name, and deposited at the time the investment is made with the entity or with a third party selected and approved by the entity; and
- (4) is placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in this state.

(b) In this section, "repurchase agreement" means a simultaneous agreement to buy, hold for a specified time, and sell back at a future date obligations described by Section 2256.009(a)(1), at a market value at the time the funds are disbursed of not less than the principal amount of the

funds disbursed. The term includes a direct security repurchase agreement and a reverse security repurchase agreement.

(c) Notwithstanding any other law, the term of any reverse security repurchase agreement may not exceed 90 days after the date the reverse security repurchase agreement is delivered.

(d) Money received by an entity under the terms of a reverse security repurchase agreement shall be used to acquire additional authorized investments, but the term of the authorized investments acquired must mature not later than the expiration date stated in the reverse security repurchase agreement.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.0115. AUTHORIZED INVESTMENTS: SECURITIES LENDING PROGRAM.

(a) A securities lending program is an authorized investment under this subchapter if it meets the conditions provided by this section.

(b) To qualify as an authorized investment under this subchapter:

(1) the value of securities loaned under the program must be not less than 100 percent collateralized, including accrued income;

(2) a loan made under the program must allow for termination at any time;

(3) a loan made under the program must be secured by:

(A) pledged securities described by Section 2256.009;

(B) pledged irrevocable letters of credit issued by a bank that is:

(i) organized and existing under the laws of the United States or any other state; and

(ii) continuously rated by at least one nationally recognized investment rating firm at not less than A or its equivalent; or

(C) cash invested in accordance with Section:

(i) 2256.009;

(ii) 2256.013;

(iii) 2256.014; or

(iv) 2256.016;

(4) the terms of a loan made under the program must require that the securities being held as collateral be:

(A) pledged to the investing entity;

(B) held in the investing entity's name; and

(C) deposited at the time the investment is made with the entity or with a third party selected by or approved by the investing entity;

(5) a loan made under the program must be placed through:

(A) a primary government securities dealer, as defined by 5 C.F.R. Section 6801.102(f), as that regulation existed on September 1, 2003; or

(B) a financial institution doing business in this state; and

(6) an agreement to lend securities that is executed under this section must have a term of one year or less.

Added by Acts 2003, 78th Leg., ch. 1227, Sec. 1, eff. Sept. 1, 2003.

Sec. 2256.012. AUTHORIZED INVESTMENTS: BANKER'S ACCEPTANCES. A bankers' acceptance is an authorized investment under this subchapter if the bankers' acceptance:

(1) has a stated maturity of 270 days or fewer from the date of its issuance;

(2) will be, in accordance with its terms, liquidated in full at maturity;

(3) is eligible for collateral for borrowing from a Federal Reserve Bank; and

(4) is accepted by a bank organized and existing under the laws of the United States or any state, if the short-term obligations of the bank, or of a bank holding company of which the bank is the largest subsidiary, are rated not less than A-1 or P-1 or an equivalent rating by at least one nationally recognized credit rating agency.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.013. AUTHORIZED INVESTMENTS: COMMERCIAL PAPER. Commercial paper is an authorized investment under this subchapter if the commercial paper:

(1) has a stated maturity of 270 days or fewer from the date of its issuance; and

(2) is rated not less than A-1 or P-1 or an equivalent rating by at least:

(A) two nationally recognized credit rating agencies; or

(B) one nationally recognized credit rating agency and is fully secured by an irrevocable letter of credit issued by a bank organized and existing under the laws of the United States or any state.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.014. AUTHORIZED INVESTMENTS: MUTUAL FUNDS. (a) A no-load money market mutual fund is an authorized investment under this subchapter if the mutual fund:

(1) is registered with and regulated by the Securities and Exchange Commission;

(2) provides the investing entity with a prospectus and other information required by the Securities Exchange Act of 1934 (15 U.S.C. Section 78a et seq.) or the Investment Company Act of 1940 (15 U.S.C. Section 80a-1 et seq.);

(3) has a dollar-weighted average stated maturity of 90 days or fewer; and

(4) includes in its investment objectives the maintenance of a stable net asset value of \$1 for each share.

(b) In addition to a no-load money market mutual fund permitted as an authorized investment in Subsection (a), a no-load mutual fund is an authorized investment under this subchapter if the mutual fund:

(1) is registered with the Securities and Exchange Commission;

(2) has an average weighted maturity of less than two years;

(3) is invested exclusively in obligations approved by this subchapter;

(4) is continuously rated as to investment quality by at least one nationally recognized investment rating firm of not less than AAA or its equivalent; and

(5) conforms to the requirements set forth in Sections 2256.016(b) and (c) relating to the eligibility of investment pools to receive and invest funds of investing entities.

(c) An entity is not authorized by this section to:

(1) invest in the aggregate more than 15 percent of its monthly average fund balance, excluding bond proceeds and reserves and other funds held for debt service, in mutual funds described in Subsection (b);

(2) invest any portion of bond proceeds, reserves and funds held for debt service, in mutual funds described in Subsection (b); or

(3) invest its funds or funds under its control, including bond proceeds and reserves and other funds held for debt service, in any one mutual fund described in Subsection (a) or (b) in an amount that exceeds 10 percent of the total assets of the mutual fund.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 7, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 8, eff. Sept. 1, 1999.

Sec. 2256.015. AUTHORIZED INVESTMENTS: GUARANTEED INVESTMENT CONTRACTS. (a) A guaranteed investment contract is an authorized investment for bond proceeds under this subchapter if the guaranteed investment contract:

(1) has a defined termination date;

(2) is secured by obligations described by Section 2256.009(a)(1), excluding those obligations described by Section 2256.009(b), in an amount at least equal to the amount of bond proceeds invested under the contract; and

(3) is pledged to the entity and deposited with the entity or with a third party selected and approved by the entity.

(b) Bond proceeds, other than bond proceeds representing reserves and funds maintained for debt service purposes, may not be invested under this subchapter in a guaranteed investment contract with a term of longer than five years from the date of issuance of the bonds.

(c) To be eligible as an authorized investment:

(1) the governing body of the entity must specifically authorize guaranteed investment contracts as an eligible investment in the order, ordinance, or resolution authorizing the issuance of bonds;

(2) the entity must receive bids from at least three separate providers with no material financial interest in the bonds from which proceeds were received;

(3) the entity must purchase the highest yielding guaranteed investment contract for which a qualifying bid is received;

(4) the price of the guaranteed investment contract must take into account the reasonably expected drawdown schedule for the bond proceeds to be invested; and

(5) the provider must certify the administrative costs reasonably expected to be paid to third parties in connection with the guaranteed investment contract.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 8, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1454, Sec. 9, 10, eff. Sept. 1, 1999.

Sec. 2256.016. AUTHORIZED INVESTMENTS: INVESTMENT POOLS. (a) An entity may invest its funds and funds under its control through an eligible investment pool if the governing body of the entity by rule, order, ordinance, or resolution, as appropriate, authorizes investment in the particular pool. An investment pool shall invest the funds it receives from entities in authorized investments permitted by this subchapter.

(b) To be eligible to receive funds from and invest funds on behalf of an entity under this chapter, an investment pool must furnish to the investment officer or other authorized representative of the entity an offering circular or other similar disclosure instrument that contains, at a minimum, the following information:

(1) the types of investments in which money is allowed to be invested;

(2) the maximum average dollar-weighted maturity allowed, based on the stated maturity date, of the pool;

(3) the maximum stated maturity date any investment security within the portfolio has;

(4) the objectives of the pool;

(5) the size of the pool;

(6) the names of the members of the advisory board of the pool and the dates their terms expire;

(7) the custodian bank that will safekeep the pool's assets;

(8) whether the intent of the pool is to maintain a net asset value of one dollar and the risk of market price fluctuation;

(9) whether the only source of payment is the assets of the pool at market value or whether there is a secondary source of payment, such as insurance or guarantees, and a description of the secondary source of payment;

(10) the name and address of the independent auditor of the pool;



(11) the requirements to be satisfied for an entity to deposit funds in and withdraw funds from the pool and any deadlines or other operating policies required for the entity to invest funds in and withdraw funds from the pool; and

(12) the performance history of the pool, including yield, average dollar-weighted maturities, and expense ratios.

(c) To maintain eligibility to receive funds from and invest funds on behalf of an entity under this chapter, an investment pool must furnish to the investment officer or other authorized representative of the entity:

(1) investment transaction confirmations; and

(2) a monthly report that contains, at a minimum, the following information:

(A) the types and percentage breakdown of securities in which the pool is invested;

(B) the current average dollar-weighted maturity, based on the stated maturity date, of the pool;

(C) the current percentage of the pool's portfolio in investments that have stated maturities of more than one year;

(D) the book value versus the market value of the pool's portfolio, using amortized cost valuation;

(E) the size of the pool;

(F) the number of participants in the pool;

(G) the custodian bank that is safekeeping the assets of the pool;

(H) a listing of daily transaction activity of the entity participating in the pool;

(I) the yield and expense ratio of the pool;

(J) the portfolio managers of the pool; and

(K) any changes or addenda to the offering circular.

(d) An entity by contract may delegate to an investment pool the authority to hold legal title as custodian of investments purchased with its local funds.

(e) In this section, "yield" shall be calculated in accordance with regulations governing the registration of open-end management investment companies under the Investment Company Act of 1940, as promulgated from time to time by the federal Securities and Exchange Commission.

(f) To be eligible to receive funds from and invest funds on behalf of an entity under this chapter, a public funds investment pool created to

function as a money market mutual fund must mark its portfolio to market daily, and, to the extent reasonably possible, stabilize at a \$1 net asset value. If the ratio of the market value of the portfolio divided by the book value of the portfolio is less than 0.995 or greater than 1.005, portfolio holdings shall be sold as necessary to maintain the ratio between 0.995 and 1.005.

(g) To be eligible to receive funds from and invest funds on behalf of an entity under this chapter, a public funds investment pool must have an advisory board composed:

(1) equally of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for a public funds investment pool created under Chapter 791 and managed by a state agency; or

(2) of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for other investment pools.

(h) To maintain eligibility to receive funds from and invest funds on behalf of an entity under this chapter, an investment pool must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1421, Sec. 9, eff. Sept. 1, 1997.

Sec. 2256.017. EXISTING INVESTMENTS. An entity is not required to liquidate investments that were authorized investments at the time of purchase.

Added by Acts 1995, 74th Leg., ch. 76, Sec. 5.46(a), eff. Sept. 1, 1995; Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 1997, 75th Leg., ch. 1421, Sec. 10, eff. Sept. 1, 1997.

Sec. 2256.019. RATING OF CERTAIN INVESTMENT POOLS. A public funds investment pool must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service or no lower than investment grade by at least one nationally recognized rating service with a weighted average maturity no greater than 90 days.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 1997, 75th Leg., ch. 1421, Sec. 11, eff. Sept. 1, 1997.

Sec. 2256.020. AUTHORIZED INVESTMENTS: INSTITUTIONS OF HIGHER EDUCATION. In addition to the authorized investments permitted by this subchapter, an institution of higher education may purchase, sell, and invest its funds and funds under its control in the following:

(1) cash management and fixed income funds sponsored by organizations exempt from federal income taxation under Section 501(f), Internal Revenue Code of 1986 (26 U.S.C. Section 501(f));

(2) negotiable certificates of deposit issued by a bank that has a certificate of deposit rating of at least 1 or the equivalent by a nationally recognized credit rating agency or that is associated with a holding company having a commercial paper rating of at least A-1, P-1, or the equivalent by a nationally recognized credit rating agency; and

(3) corporate bonds, debentures, or similar debt obligations rated by a nationally recognized investment rating firm in one of the two highest long-term rating categories, without regard to gradations within those categories.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.0201. AUTHORIZED INVESTMENTS; MUNICIPAL UTILITY. (a) A municipality that owns a municipal electric utility that is engaged in the distribution and sale of electric energy or natural gas to the public may enter into a hedging contract and related security and insurance agreements in relation to fuel oil, natural gas, coal, nuclear fuel, and electric energy to protect against loss due to price fluctuations. A hedging transaction must comply with the regulations of the Commodity Futures Trading Commission and the Securities and Exchange Commission. If there is a conflict between the municipal charter of the municipality and this chapter, this chapter prevails.

(b) A payment by a municipally owned electric or gas utility under a hedging contract or related agreement in relation to fuel supplies or fuel reserves is a fuel expense, and the utility may credit any amounts it receives under the contract or agreement against fuel expenses.

(c) The governing body of a municipally owned electric or gas utility or the body vested with power to manage and operate the municipally owned electric or gas utility may set policy regarding hedging transactions.

(d) In this section, "hedging" means the buying and selling of fuel oil, natural gas, coal, nuclear fuel, and electric energy futures or options or similar contracts on those commodities and related transportation costs as a protection against loss due to price fluctuation.

Added by Acts 1999, 76th Leg., ch. 405, Sec. 48, eff. Sept. 1, 1999.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. [7](#), Sec. 1, eff. April 13, 2007.

Sec. 2256.0202. AUTHORIZED INVESTMENTS: MUNICIPAL FUNDS FROM MANAGEMENT AND DEVELOPMENT OF MINERAL RIGHTS. (a) In addition to other investments authorized under this subchapter, a municipality may invest funds received by the municipality from a lease or contract for the management and development of land owned by the municipality and leased for oil, gas, or other mineral development in any investment authorized to be made by a trustee under Subtitle B, Title 9, Property Code (Texas Trust Code).

(b) Funds invested by a municipality under this section shall be segregated and accounted for separately from other funds of the municipality.

Added by Acts 2009, 81st Leg., R.S., Ch. [1371](#), Sec. 1, eff. September 1, 2009.

Sec. 2256.0205. AUTHORIZED INVESTMENTS; DECOMMISSIONING TRUST. (a) In this section:

(1) "Decommissioning trust" means a trust created to provide the Nuclear Regulatory Commission assurance that funds will be available for decommissioning purposes as required under 10 C.F.R. Part 50 or other similar regulation.

(2) "Funds" includes any money held in a decommissioning trust regardless of whether the money is considered to be public funds under this subchapter.

(b) In addition to other investments authorized under this subchapter, a municipality that owns a municipal electric utility that is engaged in the distribution and sale of electric energy or natural gas to the

public may invest funds held in a decommissioning trust in any investment authorized by Subtitle B, Title 9, Property Code.

Added by Acts 2005, 79th Leg., Ch. [121](#), Sec. 1, eff. September 1, 2005.

Sec. 2256.021. EFFECT OF LOSS OF REQUIRED RATING. An investment that requires a minimum rating under this subchapter does not qualify as an authorized investment during the period the investment does not have the minimum rating. An entity shall take all prudent measures that are consistent with its investment policy to liquidate an investment that does not have the minimum rating.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.022. EXPANSION OF INVESTMENT AUTHORITY. Expansion of investment authority granted by this chapter shall require a risk assessment by the state auditor or performed at the direction of the state auditor, subject to the legislative audit committee's approval of including the review in the audit plan under Section 321.013.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 2003, 78th Leg., ch. 785, Sec. 42, eff. Sept. 1, 2003.

Sec. 2256.023. INTERNAL MANAGEMENT REPORTS. (a) Not less than quarterly, the investment officer shall prepare and submit to the governing body of the entity a written report of investment transactions for all funds covered by this chapter for the preceding reporting period.

(b) The report must:

(1) describe in detail the investment position of the entity on the date of the report;

(2) be prepared jointly by all investment officers of the entity;

(3) be signed by each investment officer of the entity;

(4) contain a summary statement, prepared in compliance with generally accepted accounting principles, of each pooled fund group that states the:

(A) beginning market value for the reporting period;

(B) additions and changes to the market value during the period;

(C) ending market value for the period; and

(D) fully accrued interest for the reporting period;

(5) state the book value and market value of each separately invested asset at the beginning and end of the reporting period by the type of asset and fund type invested;

(6) state the maturity date of each separately invested asset that has a maturity date;

(7) state the account or fund or pooled group fund in the state agency or local government for which each individual investment was acquired; and

(8) state the compliance of the investment portfolio of the state agency or local government as it relates to:

(A) the investment strategy expressed in the agency's or local government's investment policy; and

(B) relevant provisions of this chapter.

(c) The report shall be presented not less than quarterly to the governing body and the chief executive officer of the entity within a reasonable time after the end of the period.

(d) If an entity invests in other than money market mutual funds, investment pools or accounts offered by its depository bank in the form of certificates of deposit, or money market accounts or similar accounts, the reports prepared by the investment officers under this section shall be formally reviewed at least annually by an independent auditor, and the result of the review shall be reported to the governing body by that auditor.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 1997, 75th Leg., ch. 1421, Sec. 12, eff. Sept. 1, 1997.

Sec. 2256.024. SUBCHAPTER CUMULATIVE. (a) The authority granted by this subchapter is in addition to that granted by other law. Except as provided by Subsection (b), this subchapter does not:

(1) prohibit an investment specifically authorized by other law; or

(2) authorize an investment specifically prohibited by other law.

(b) Except with respect to those investing entities described in Subsection (c), a security described in Section 2256.009(b) is not an authorized investment for a state agency, a local government, or another investing entity, notwithstanding any other provision of this chapter or other law to the contrary.

(c) Mortgage pass-through certificates and individual mortgage loans that may constitute an investment described in Section 2256.009(b) are authorized investments with respect to the housing bond programs operated by:

- (1) the Texas Department of Housing and Community Affairs or a nonprofit corporation created to act on its behalf;
- (2) an entity created under Chapter 392, Local Government Code;
- or
- (3) an entity created under Chapter 394, Local Government Code.

Added by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.025. SELECTION OF AUTHORIZED BROKERS. The governing body of an entity subject to this subchapter or the designated investment committee of the entity shall, at least annually, review, revise, and adopt a list of qualified brokers that are authorized to engage in investment transactions with the entity.

Added by Acts 1997, 75th Leg., ch. 1421, Sec. 13, eff. Sept. 1, 1997.

Sec. 2256.026. STATUTORY COMPLIANCE. All investments made by entities must comply with this subchapter and all federal, state, and local statutes, rules, or regulations.

Added by Acts 1997, 75th Leg., ch. 1421, Sec. 13, eff. Sept. 1, 1997.

#### SUBCHAPTER B. MISCELLANEOUS PROVISIONS

Sec. 2256.051. ELECTRONIC FUNDS TRANSFER. Any local government may use electronic means to transfer or invest all funds collected or controlled by the local government.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.052. PRIVATE AUDITOR. Notwithstanding any other law, a state agency shall employ a private auditor if authorized by the legislative audit committee either on the committee's initiative or on request of the governing body of the agency.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995.

Sec. 2256.053. PAYMENT FOR SECURITIES PURCHASED BY STATE. The comptroller or the disbursing officer of an agency that has the power to invest assets directly may pay for authorized securities purchased from or through a member in good standing of the National Association of Securities Dealers or from or through a national or state bank on receiving an invoice from the seller of the securities showing that the securities have been purchased by the board or agency and that the amount to be paid for the securities is just, due, and unpaid. A purchase of securities may not be made at a price that exceeds the existing market value of the securities.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1423, Sec. 8.67, eff. Sept. 1, 1997.

Sec. 2256.054. DELIVERY OF SECURITIES PURCHASED BY STATE. A security purchased under this chapter may be delivered to the comptroller, a bank, or the board or agency investing its funds. The delivery shall be made under normal and recognized practices in the securities and banking industries, including the book entry procedure of the Federal Reserve Bank.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1423, Sec. 8.68, eff. Sept. 1, 1997.

Sec. 2256.055. DEPOSIT OF SECURITIES PURCHASED BY STATE. At the direction of the comptroller or the agency, a security purchased under this chapter may be deposited in trust with a bank or federal reserve bank or branch designated by the comptroller, whether in or outside the state. The deposit shall be held in the entity's name as evidenced by a trust receipt of the bank with which the securities are deposited.

Amended by Acts 1995, 74th Leg., ch. 402, Sec. 1, eff. Sept. 1, 1995; Acts 1997, 75th Leg., ch. 1423, Sec. 8.69, eff. Sept. 1, 1997.



11

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 09/02/2025	<b>Submitted by:</b> KAREN NELSON
<b>Meeting Date:</b> 09/09/2025	<b>Department:</b> ROAD & BRIDGE
<b>Item Requested is:</b> <input checked="" type="checkbox"/> For Action/Consideration <input type="checkbox"/> For Discussion/Report	
<b>Title:</b> PLAT	
<b>Agenda Category:</b> <div style="display: flex; justify-content: space-between;"><div><input type="radio"/> Briefing Session <input checked="" type="radio"/> Court Orders <input type="radio"/> Presentation</div><div><input type="radio"/> Recurring Business <input type="radio"/> Resolution <input type="radio"/> Executive Session</div></div>	
<b>Agenda Wording:</b> Consider and take necessary action to authorize the County Judge to sign the: a. Re-Plat for Hosid Estates, Precinct 4, b. Re-Plat for Pine Trail Shores, Section A, Precinct 1; and c. Final Plat for the Mimosa Trail Subdivision, Precinct 3	
<b>Background:</b>	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>

Note: This is the only form required for agenda requests, with the exception of backup materials or attachments. This form should be completed and emailed to [Agenda@smith-county.com](mailto:Agenda@smith-county.com) and include any necessary attachments. **Deadline is Monday at 12:00pm the week before the next scheduled Commissioners Court meeting. Please make sure the requested agenda item has been proactively vetted with the appropriate reviewing individuals and obtained their signature as reviewed.** Regular Court Meetings are at 9:30am on Tuesdays each week.

SUBMIT

Office Use Only  
Agenda Item # \_\_\_\_\_



Subdivision Name: Hosid Estates  
 Adjacent Road: CR 437  
 Developer: Tony Campbell Phone: 903 805 8556  
 email: tony.campbell77@live.com Fax: \_\_\_\_\_  
 Surveyor: SDS Surveying Phone: 903 963 2337  
 email: \_\_\_\_\_ Fax: \_\_\_\_\_

Roadway Length: \_\_\_\_\_ ft. (centerline)

Item		Date and Initial when received		
		Resub/Lot Line Adjustment	No Roads	With Roads
Prior to Court Submission	Preliminary Plat (2 copies)	Not Required		
	Preliminary Plat Approved	Not Required		
	Final Plat (mylar & 3 prints)	8-28-25 SA		
	Plat Fee	\$25 8-28-25 SA	\$100	\$250
	Construction Bond (\$20 /ft.)	Not Required	Not Required	
	Testing Fee (\$1.50/ft with Curb & Gutter, \$1/ft without)	Not Required	Not Required	
	911 Clearance Letter	8-28-25 SA		
	Designated Rep. (Pledger) Clearance Letter	See notes below 8-28-25 SA		
	Tax Certificate	8-28-25 SA		
	Plans and Specifications (2 copies)	Not Required	Not Required	
	TCEQ Permit for Dam (if lake or pond present)			
	Flood Plain Development Permit & Fee (if required)	\$100	\$100	\$100
At Completion of Construction	Final Inspection	Not Required	Not Required	
R/W Accepted as County Road by Commissioners Court	Maintenance Bond (\$30/ft.)	Not Required	Not Required	
	County Rd Number	Not Required	Not Required	

Notes: Increase lot(s) – Pledger letter “NOT” required  
 Decrease lot(s) – Pledger letter “IS” required

**Smith County Designated Agent  
Texas Commission on Environmental Quality  
On-Site Facility Enforcement Program  
Permits, Inspections and Complaint Division  
3800 Paluxy Dr Suite 230  
Tyler, TX.75703  
903-630-4234**

**August 27, 2025**

**Doug Nicholson  
Smith County Road and Bridge  
P.O. Box 990  
Tyler, TX. 75710**

**RE: Re-plat of Lot 1 of the Hosid Estates**

**Sir,**

**As required by Title 30 TAC Charter 285.4c (Review of Subdivision and Development Plans), Scott Morrison agent for Tony Campbell has submitted an application to this office seeking approval of development planning materials for a re-plat of Lot 1 from a 7.52 acre tract located at 18776 CR 437 Lindale, Texas 75771 in Smith County.**

**This development as currently proposed, meets the minimum size of 0.50 acres for a property served by a Public Water System where OSSF's are required. Notice: Property Owners are required to submit to this office an application for a "Permit to construct" and get approval prior to installing an On-Site Sewage Facility on any of the properties.**

**I have reviewed the information submitted by Scott Morrison agent for Tony Campbell and their consultant Mr. Scott Morrison an R.S. , and have determined that the plan meets the requirement of said Chapter 285.4c. The information contained in the application materials indicates that the development is suitable for use of individual on-site waste water disposal systems. Please call the above number if you have any questions.**

***Robert Stanley***

**Robert Stanley  
Designated Representative  
Smith County**



Smith County 911  
Communications District  
205 Shelley Dr  
Tyler, TX 75701  
(903) 566-8911

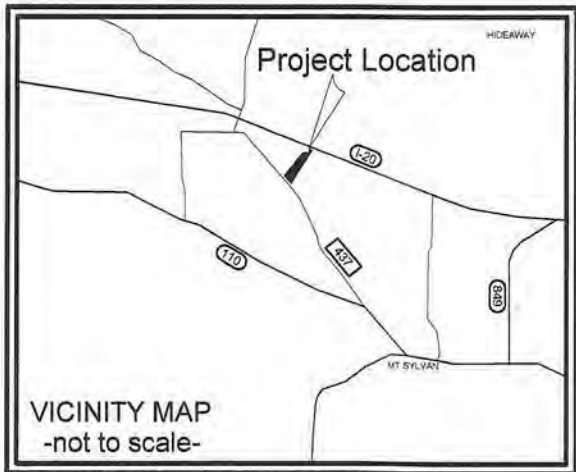
**PLAT, SUBDIVISION & STREET NAME REVIEW**

**08-11-2025**

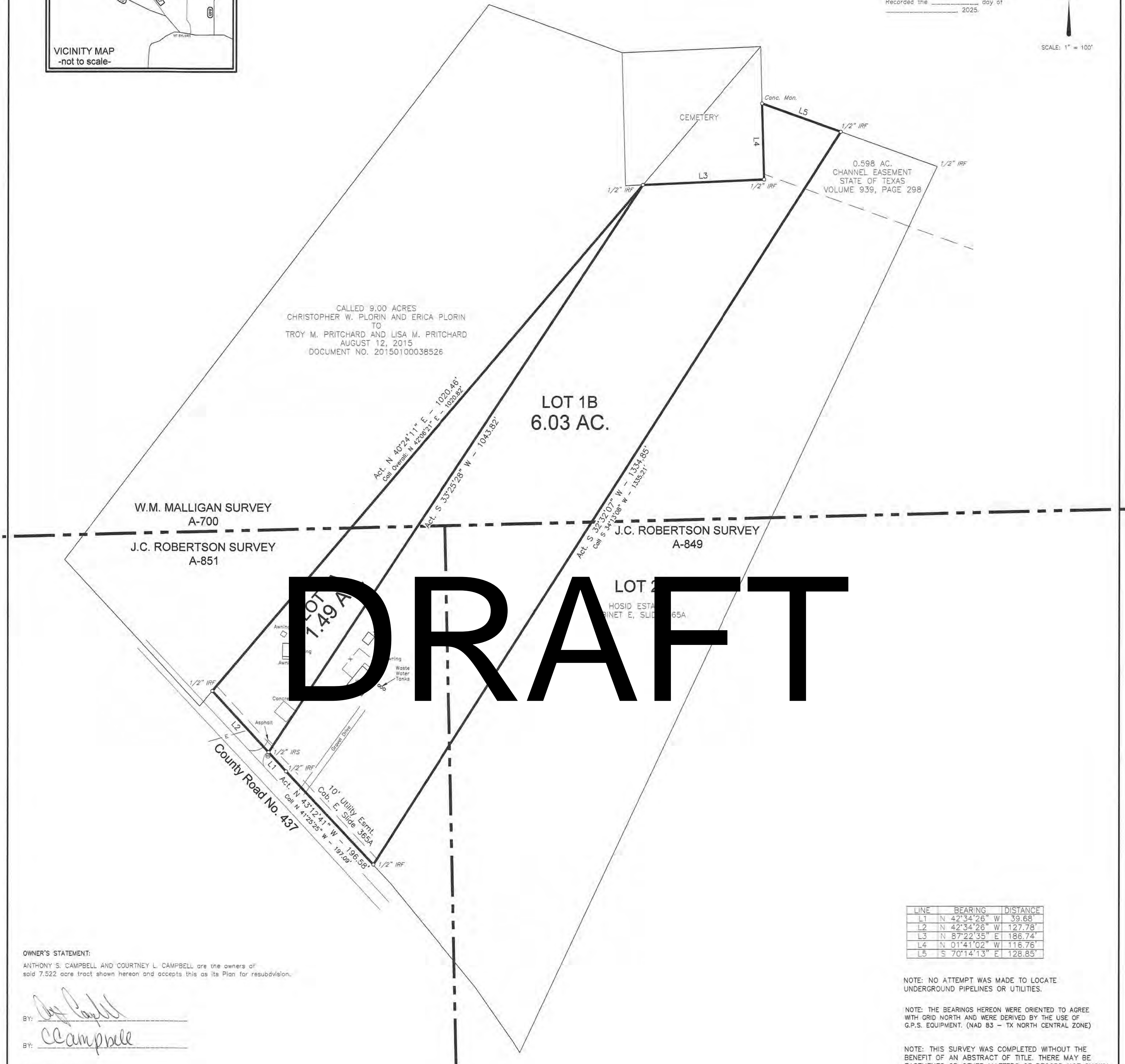
Reviewed By: Kim Wheeler, GIS Coordinator

**HOSID ESTATES-** SC 911 Addressing, no conflicts.





PLAT RECORDED IN: Cabinet \_\_\_\_\_  
Slide \_\_\_\_\_ of the Plat Records of  
Smith County, Texas.  
Recorded the \_\_\_\_\_ day of  
\_\_\_\_\_, 2025.



OWNER'S STATEMENT:  
ANTHONY S. CAMPBELL AND COURTNEY L. CAMPBELL are the owners of  
said 7.522 acre tract shown hereon and accepts this as its Plan for resubdivision.

BY: [Signature]  
BY: [Signature]

LEGAL DESCRIPTION:  
Subdivision of a called 7.522 acre Lot 1 of Hosid Estates  
recorded in Cabinet E, Slide 365A of the Smith County, Plat Records  
located within the Wm. Malligan Survey, A-700, J.C. Robertson Survey, A-851,  
and J.C. Robertson Survey, A-849, of Smith County, Texas.

SURVEYOR'S STATEMENT:  
I, Harrison Hrobar, do hereby state that this  
plot represents a survey made on the ground under  
my supervision during the month of June, 2025.

GIVEN UNDER MY HAND & SEAL, this the  
2nd day of July, 2025.

HARRISON HROBAR - R.P.L.S. No. 6584



COUNTY JUDGE  
I, \_\_\_\_\_, County Judge of Smith County, Texas, do hereby certify that the foregoing plat  
was approved and accepted for recording by the Commissioners Court of said County on the \_\_\_\_\_ day  
of \_\_\_\_\_, 2018, as shown by order of record in the Minutes of said Court.

WITNESS MY HAND AND SEAL OF OFFICE, This \_\_\_\_\_ day of \_\_\_\_\_, 2025.

COUNTY JUDGE  
SMITH COUNTY, TEXAS

NOTARY PUBLIC  
STATE OF TEXAS

Before me, the undersigned, a Notary Public in and for the State of Texas, on this date,  
personally appeared Rob Nunziato and Joy Lynn Nunziato, known to me to be the owner(s)  
of the above referenced property, and acknowledge to me that they executed this the  
same for the purpose and consideration herein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THE 21st day of July, 2025.

NOTARY PUBLIC, STATE OF TEXAS

Brandi McWilliams  
NOTARY'S PRINTED NAME



LINE	BEARING	DISTANCE
L1	N 42°34'26" W	39.68'
L2	N 42°34'26" W	127.78'
L3	N 87°22'35" E	186.74'
L4	N 01°41'02" W	116.76'
L5	S 70°14'13" E	128.85'

NOTE: NO ATTEMPT WAS MADE TO LOCATE  
UNDERGROUND PIPELINES OR UTILITIES.

NOTE: THE BEARINGS HEREON WERE ORIENTED TO AGREE  
WITH GRID NORTH AND WERE DERIVED BY THE USE OF  
G.P.S. EQUIPMENT. (NAD 83 - TX NORTH CENTRAL ZONE)

NOTE: THIS SURVEY WAS COMPLETED WITHOUT THE  
BENEFIT OF AN ABSTRACT OF TITLE. THERE MAY BE  
EASEMENTS OR OTHER MATTERS OF RECORD NOT SHOWN.

LEGEND

Barbed Wire Fence — x —  
Powerline — — —  
IRF — — —  
IRS — — —  
IRON ROD FOUND  
IRON ROD SET



FINAL RE-PLAT  
OF LOT 1  
HOSID ESTATES  
SMITH COUNTY, TEXAS



DRAWN BY: HH	SCALE: 1" = 100'
SURVEYED BY: SM	REF: CAMPBELL
DATE: 7-2-2025	FILE NO: 4767.DWG





Subdivision Name: Mimosa Trail  
 Adjacent Road: CR 4147  
 Developer: Nathan Das Phone: 903-399-9415  
 email: nathandas@gmail.com Fax: \_\_\_\_\_  
 Surveyor: Lacy Surveying Phone: 903-312-5438  
 email: daniel@lacysurveying.com Fax: \_\_\_\_\_

Roadway Length: \_\_\_\_\_ ft. (centerline)

Item	Date and Initial when received		
	Resub/Lot Line Adjustment	No Roads	With Roads
Prior to Court Submission	Preliminary Plat (2 copies)	Not Required	
	Preliminary Plat Approved	Not Required	
	Final Plat (mylar & 3 prints)	8-25-25 s.B.	
	Plat Fee	\$25	\$100 8-25-25 s.B. \$250
	Construction Bond (\$20 /ft.)	Not Required	Not Required
	Testing Fee (\$1.50/ft with Curb & Gutter, \$1/ft without)	Not Required	Not Required
	911 Clearance Letter		8-25-25 s.B.
	Designated Rep. (Pledger) Clearance Letter	See notes below	8-25-25 s.B.
	Tax Certificate		8-25-25 s.B.
	Plans and Specifications (2 copies)	Not Required	Not Required
	TCEQ Permit for Dam (if lake or pond present)		
	Flood Plain Development Permit & Fee (if required)	\$100	\$100 \$100
At Completion of Construction	Final Inspection	Not Required	Not Required
R/W Accepted as County Road by Commissioners Court	Maintenance Bond (\$30/ft.)	Not Required	Not Required
	County Rd Number	Not Required	Not Required

Notes: Increase lot(s) – Pledger letter “NOT” required  
 Decrease lot(s) – Pledger letter “IS” required



Smith County 911  
Communications District  
205 Shelley Dr  
Tyler, TX 75701  
(903) 566-8911

**PLAT, SUBDIVISION & STREET NAME REVIEW  
07-09-2025**

Reviewed By: Kim Wheeler, GIS Coordinator

**MIMOSA TRAIL SUBDIVISION-** SC 911 Addressing, no conflicts, BUT it appears there are currently 3 addresses on the property.





**Smith County Designated Agent  
Texas Commission on Environmental Quality  
On-Site Facility Enforcement Program  
Permits, Inspections and Complaint Division  
3800 Paluxy Dr Suite 230  
Tyler, TX. 75703  
903-630-4234**

**July 9, 2025**

**Doug Nicholson  
Smith County Road and Bridge  
P.O. Box 990  
Tyler, TX. 75710**

**RE: Mimosa Trail**

**Sir,**

**As required by Title 30 TAC Chapter 285.4c (Review of Subdivision and Development Plans), Daniel Cooper with Greater Oaks of Garden Valley, LLC has submitted an application to this office is seeking approval of development planning materials for a new subdivision development for 3 lots on a 5.726 acre tract located at 21056 CR 4147 Lindale, Texas in Smith County.**

**This development as currently proposed, meet the minimum size of 0.50 acres for a property served by a Public Water System where OSSF's are required. Notice: Property Owners are required to submit to this office an application for a "Permit to construct" and get approval prior to installing an On-Site Sewage Facility on any of the properties. This will require an aerobic septic system on these lots.**

**I have reviewed the information submitted by Daniel Cooper with Greater Oaks of Garden Valley, LLC and his consultant Mr. Thomas A Boeker an R.S. , and have determined that the plan meets the requirement of said Chapter 285.4c. The information contained in the application materials indicates that the development is suitable for use of individual on-site waste water disposal systems. Please call the above number if you have any questions.**

**Robert Stanley  
Robert Stanley  
Designated Representative  
Smith County**

TAX CERTIFICATE FOR ACCOUNT : 129330000000036001

AD NUMBER: R034375

GF NUMBER:

CERTIFICATE NO : 13451029

**COLLECTING AGENCY**

Gary B. Barber  
Smith County Tax Office  
P.O. Box 2011  
Tyler TX 75710-2011

**REQUESTED BY**

Lacy SURVEYING

P O BOX 1001  
CHANDLER TX 75758

PAGE 1 OF 1

DATE : 8/22/2025

FEE : \$10.00

**PROPERTY DESCRIPTION**

GARDEN VALLEY RET|LOT 36.1 (PT  
5.730AC/ SEE LOT 36)

0021056 C R 4147

5.018 ACRES

**PROPERTY OWNER**

GREAT OAKS OF GARDEN VALLEY LLC

20100 FM 1253  
LINDALE TX 75771

THIS IS TO CERTIFY THAT, AFTER A CAREFUL CHECK OF THE RECORDS OF THE SMITH COUNTY TAX OFFICE, THE FOLLOWING DELINQUENT TAXES, PENALTIES, AND INTEREST ARE DUE ON THE DESCRIBED PROPERTY.

THE ABOVE DESCRIBED PROPERTY TAX HAS/IS RECEIVING SPECIAL APPRAISAL BASED ON ITS USE, AND ADDITIONAL ROLLBACK TAXES MAY BECOME DUE BASED ON THE PROVISIONS OF THE SPECIAL APPRAISAL. (IF APPLICABLE)

CURRENT VALUES			
LAND MKT VALUE:	61,541	IMPROVEMENT :	0
AG LAND VALUE:	0	DEF HOMESTEAD:	0
APPRAISED VALUE:	61,541	LIMITED VALUE:	0
EXEMPTIONS:			
LAWSUITS:			

YEAR	TAX UNIT	LEVY	PEN	INT	DEF INT	ATTY	AMOUNT DUE
2024	LINDALE I.S.D.	0.00	0.00	0.00	0.00	0.00	0.00
2024	SMITH COUNTY	0.00	0.00	0.00	0.00	0.00	0.00
2024	SMITH COUNTY EMERG SERV #1	0.00	0.00	0.00	0.00	0.00	0.00
2024	TYLER JR COLLEGE	0.00	0.00	0.00	0.00	0.00	0.00
2024 SUB TOTAL							\$0.00

TOTAL CERTIFIED TAX DUE 8/2025 : \$0.00

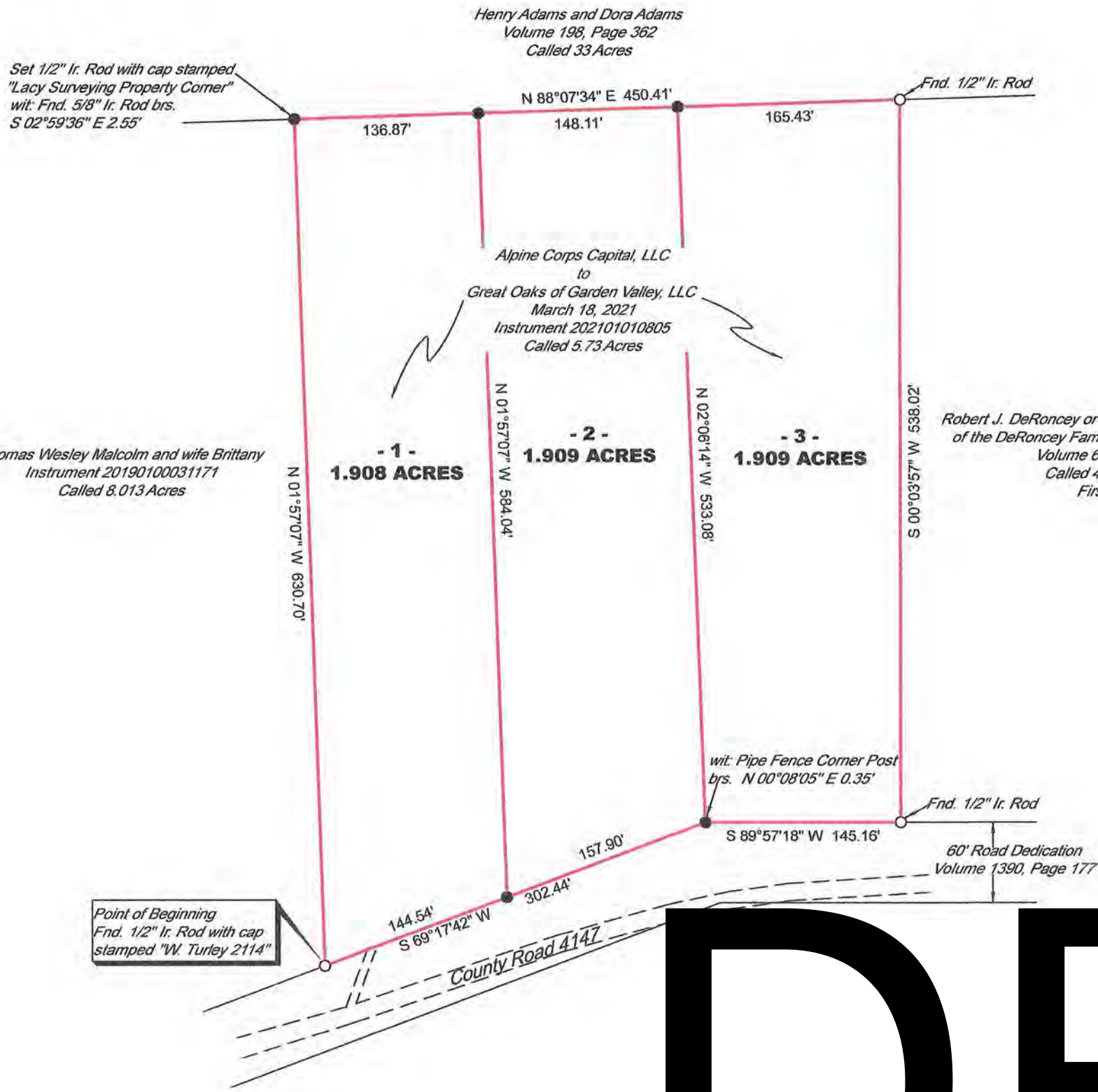
ISSUED TO : Lacy SURVEYING  
ACCOUNT NUMBER: 129330000000036001

CERTIFIED BY: Dorinda Alvarado

SMITH COUNTY



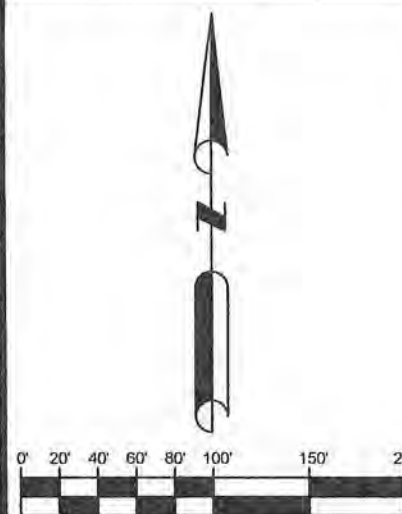




GENERAL NOTES:

- All surface drainage easements shall be kept clear of fences, buildings, foundations, plantings, and other obstruction to the operation and maintenance of the drainage facility.
- Blocking the flow of water or constructing improvements in surface drainage easements, and Filling or obstruction of the floodway is prohibited.
- Smith County will not be responsible for any damage, personal injury or loss of life or property occasioned by flooding or flooding conditions.
- The existing creeks or drainage channels, if left unimproved, traversing along or across the addition will remain as open channels and will be maintained by the individual owners of the lot or lots that are traversed by or adjacent to the drainage courses along or across the lots.
- Construction not complete within two years of the Commissioners Court approval shall be subject to current county subdivision standards and regulations. The county may require the subdivision be re-platted.
- Smith County shall not be responsible for maintenance of private streets, drives, emergency access easements, recreation areas and open spaces; and the owners shall be responsible for the maintenance of private streets, drives, emergency access easements, recreation areas and open spaces, and the owners agree to indemnify and hold harmless Smith County, from all claims, damages and losses arising out of or resulting from performance of the obligations of the owners set forth in this paragraph.
- The tract of land shown hereon is located in Zone "X" (Areas determined to be outside the 0.2% annual chance floodplain) according to FEMA Firm Map panel 48423C0050C, Effective September 25, 2008 \*\* EXCLUDED FROM CERTIFICATION \*\*

VICINITY MAP  
Not to Scale



LEGEND

- Set 1/2" Ir. Rod with cap stamped "LACY SURVEYING PROPERTY CORNER"
- Found Ir. Rod (size noted)
- Road
- Abstract Line (Scaled)

NOTES

- Grid Bearings based on Texas State Plane Coordinate System, Texas North Central Zone 4202, NAD83.
- This survey was prepared without the benefit of a title commitment
- No attempt has been made to locate easements, utilities or improvements other than those shown hereon.
- Deed references shown hereon refer to the Deed, Land or Official Public Records of Smith County, Texas and may not reflect current ownership.

**FINAL PLAT  
SHOWING  
MIMOSA TRAIL SUBDIVISION  
PART OF THE ROBERT COON SURVEY A - 197  
SMITH COUNTY, TEXAS**

ADDRESS: TBD County Road 4147

JOB # : 2025119  
CLIENT : Nathan Das  
SCALE: 1" = 100.00'

**LACY SURVEYING**  
P.O. BOX 1001  
CHANDLER, TEXAS 75758  
PHONE (903) 859 - 9942  
LacySurveying.com  
Texas Board of Professional  
Engineers and Land Surveyors  
Firm #10194876

LEGAL DESCRIPTION

All that certain tract, lot or parcel of land, a part of the Robert Coon Survey Abstract 197, Smith County, Texas, and being all of that certain called 5.73 acre tract of land described in a deed dated March 18, 2021 from Alpine Corps Capital, LLC to Great Oaks of Garden Valley, LLC that is recorded in Instrument 202101010805 of the Official Public Records of County, Texas and being more completely described as follows, to wit;

Beginning at a 1/2 inch iron rod with a cap stamped "W. Turley 2114" found for corner at the Southwest corner of said 5.73 acres, at the Southeast corner of the Thomas Wesley Malcolm and wife Brittany called 8.013 acre tract (Instrument 20190100031171) and in the North right-of-way (R.O.W.) line of County Road 4147 (60 feet wide dedicated road recorded in Volume 1390, Page 177);

Thence North 01 degrees 57 minutes 07 and seconds West, along the West boundary line of said 5.73 acres and the East boundary line of said 8.013 acres, for a distance of 630.70 feet, to a 1/2 inch iron rod with a cap stamped "Lacy Surveying Property Corner" set for corner at the Northwest corner of said 5.73 acres, at the Northeast corner of said 8.013 acres and in the South boundary line of the Henry Adams and Dora Adams called 33 acre tract (Volume 198, Page 362), from which a 5/8 inch iron rod found for witness bears South 02 degrees 59 minutes and 36 seconds East, a distance of 2.55 feet;

Thence North 88 degrees 07 minutes 34 and seconds East, along the North boundary line of said 5.73 acres and along said South boundary line, for a distance of 450.41 feet, to a 1/2 inch iron rod found for corner at the Northeast corner of said 5.73 acres and at the Northwest corner of the Robert J. DeRoncey or Nancy DeRoncey, Trustees of the DeRoncey Family Revocable Living Trust Volume 6177, Page 78 Called 4.2543 Acres First Tract;

Thence South 00 degrees 03 minutes 57 and seconds West, along the East boundary line of said 5.73 acres and the West boundary line of said 4.2543 acres, for a distance of 538.02 feet, to a 1/2 inch iron rod found for corner at the Southeast corner of said 5.73 acres, at the Southwest corner of said 4.2543 acres and in the North R.O.W. line of the aforementioned County Road;

Thence along the South boundary line of said 5.73 acres and said North R.O.W. line as follows:

South 89 degrees 57 minutes 18 and seconds West, for a distance of 145.16 feet, to a 1/2 inch iron rod with a cap stamped "Lacy Surveying Property Corner" set for corner, from which a pipe fence corner post found for witness bears North 00 degrees 08 minutes and 05 seconds East, a distance of 0.35 feet;

and South 69 degrees 17 minutes 42 and seconds West, for a distance of 302.44 feet, to the place of beginning and containing 5.726 acres.

I, DANIEL LEE COOPER, REGISTERED PROFESSIONAL LAND SURVEYOR NO 6148, do hereby certify that this plat was prepared from an on the ground survey performed under my direction and supervision on May 12, 2025.

GIVEN UNDER MY HAND AND SEAL, this the 9th day of July, 2025.

*[Signature]*  
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 6148



OWNERS STATEMENT:

We, Greater Oaks of Garden Valley, LLC, owner of the tract of land shown hereon, by and through its managers Nathan Das and Aubrey Das, do hereby accept this plat as a plan for subdividing into lots and blocks, and do hereby dedicate, forever, to the public, the streets, alleys and easements as shown.

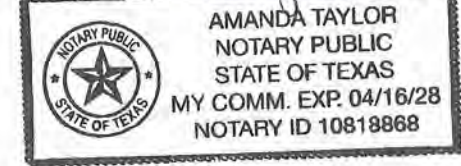
*[Signature]*  
Nathan Das Date

STATE OF TEXAS:  
COUNTY OF SMITH:

Before me, the undersigned authority, a Notary Public in and for said County and State on this date personally appeared Nathan Das, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and considerations therein expressed.

Given under my hand and seal of office, this 22 day of August, 2025.

*[Signature]*  
Notary Public in and for the  
State of Texas



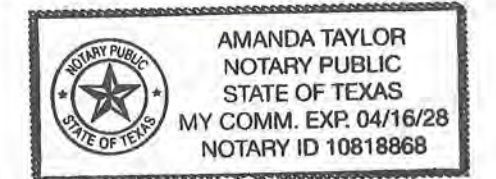
*[Signature]*  
Aubrey Das Date 8-22-25

STATE OF TEXAS:  
COUNTY OF SMITH:

Before me, the undersigned authority, a Notary Public in and for said County and State on this date personally appeared Aubrey Das, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and considerations therein expressed.

Given under my hand and seal of office, this 22 day of August, 2025.

*[Signature]*  
Notary Public in and for the  
State of Texas



APPROVAL:

Approved by the Commissioner's Court of Smith County, Texas, this the \_\_\_\_ day of

\_\_\_\_\_, 2025.

County Judge, Smith County, Texas

RECORDED IN CABINET \_\_\_\_\_, SLIDE \_\_\_\_\_

THIS, THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2025.





Subdivision Name: Pine Trails Shores Section 'A'

Adjacent Road: Lakeview Dr

Developer: Cornelius Farmer Phone: \_\_\_\_\_

email: \_\_\_\_\_ Fax: \_\_\_\_\_

Surveyor: Joseph Pellard Phone: (903) 561-7297

email: Joseph@bmstyler.com Fax: \_\_\_\_\_

Roadway Length: \_\_\_\_\_ ft. (centerline)

Item	Date and Initial when received		
	Resub/Lot Line Adjustment	No Roads	With Roads
Prior to Court Submission	Preliminary Plat (2 copies)	Not Required	
	Preliminary Plat Approved	Not Required	
	Final Plat (mylar & 3 prints)	8-29-25 S.O.	
	Plat Fee	\$25 8-29-25 S.O.	\$100
	Construction Bond (\$20 /ft.)	Not Required	Not Required
	Testing Fee (\$1.50/ft with Curb & Gutter, \$1/ft without)	Not Required	Not Required
	911 Clearance Letter	N/A	
	Designated Rep. (Pledger) Clearance Letter	See notes below	
	Tax Certificate	8-29-25 S.O.	
	Plans and Specifications (2 copies)	Not Required	Not Required
	TCEQ Permit for Dam (if lake or pond present)		
	Flood Plain Development Permit & Fee (if required)	\$100	\$100
At Completion of Construction	Final Inspection	Not Required	Not Required
R/W Accepted as County Road by Commissioners Court	Maintenance Bond (\$30/ft.)	Not Required	Not Required
	County Rd Number	Not Required	Not Required

Notes: Increase lot(s) – Pledger letter “NOT” required  
Decrease lot(s) – Pledger letter “IS” required

TAX CERTIFICATE FOR ACCOUNT : 180950000100059000

AD NUMBER: R084323

GF NUMBER:

CERTIFICATE NO : 13455818

**COLLECTING AGENCY**

Gary B. Barber  
Smith County Tax Office  
P.O. Box 2011  
Tyler TX 75710-2011

**REQUESTED BY**

BMS SURVEYORS

2624 KENSINGTON DR., STE 107  
TYLER TX 75703

DATE : 8/29/2025

FEE : \$10.00

**PROPERTY DESCRIPTION**

PINE TRAIL SHORES|LOT 59

0017130 LAKEVIEW DR

0 ACRES

**PROPERTY OWNER**

FARMER CORNELIUS M III & SHANNON LEE &  
ELIZABETH A & DAVID J GULITUS  
912 LOCH LOMOND DR  
ARLINGTON TX 76012

THIS IS TO CERTIFY THAT, AFTER A CAREFUL CHECK OF THE RECORDS OF THE SMITH COUNTY TAX OFFICE, THE FOLLOWING DELINQUENT TAXES, PENALTIES, AND INTEREST ARE DUE ON THE DESCRIBED PROPERTY.

THE ABOVE DESCRIBED PROPERTY TAX HAS/IS RECEIVING SPECIAL APPRAISAL BASED ON ITS USE, AND ADDITIONAL ROLLBACK TAXES MAY BECOME DUE BASED ON THE PROVISIONS OF THE SPECIAL APPRAISAL. (IF APPLICABLE)

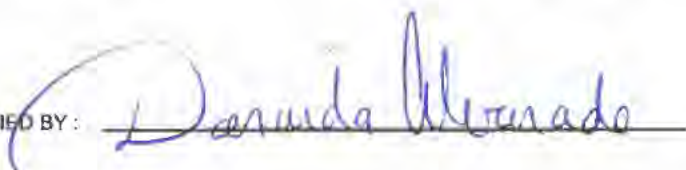
CURRENT VALUES			
LAND MKT VALUE:	59,740	IMPROVEMENT :	85,979
AG LAND VALUE:	0	DEF HOMESTEAD:	0
APPRAISED VALUE:	145,719	LIMITED VALUE:	0
EXEMPTIONS:			
LAWSUITS:			

YEAR	TAX UNIT	LEVY	PEN	INT	DEF INT	ATTY	AMOUNT DUE
2024	SMITH CO EMER SERV#2	0.00	0.00	0.00	0.00	0.00	0.00
2024	SMITH COUNTY	0.00	0.00	0.00	0.00	0.00	0.00
2024	TYLER I.S.D.	0.00	0.00	0.00	0.00	0.00	0.00
2024 SUB TOTAL							\$0.00

TOTAL CERTIFIED TAX DUE 8/2025 : \$0.00

ISSUED TO : BMS SURVEYORS  
ACCOUNT NUMBER: 180950000100059000

CERTIFIED BY :



SMITH COUNTY



TAX CERTIFICATE FOR ACCOUNT : 180950000100060000

AD NUMBER: R084324

GF NUMBER:

CERTIFICATE NO : 13455819

**COLLECTING AGENCY**

Gary B. Barber  
Smith County Tax Office  
P.O. Box 2011  
Tyler TX 75710-2011

**REQUESTED BY**

BMS SURVEYORS

2624 KENSINGTON DR., STE 107  
TYLER TX 75703

DATE : 8/29/2025

FEE : \$10.00

**PROPERTY DESCRIPTION**

PINE TRAIL SHORES LOT 60

0017126 LAKEVIEW DR

0 ACRES

**PROPERTY OWNER**

FARMER CORNELIUS M III & SHANNON LEE  
FARMER &  
ELIZABETH A & DAVID J GULITUS  
912 LOCH LOMOND DR

THIS IS TO CERTIFY THAT, AFTER A CAREFUL CHECK OF THE RECORDS OF THE SMITH COUNTY TAX OFFICE, THE FOLLOWING DELINQUENT TAXES, PENALTIES, AND INTEREST ARE DUE ON THE DESCRIBED PROPERTY.

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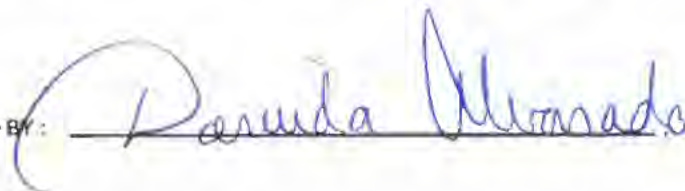
CURRENT VALUES			
LAND MKT VALUE:	59,740	IMPROVEMENT :	0
AG LAND VALUE:	0	DEF HOMESTEAD:	0
APPRAISED VALUE:	59,740	LIMITED VALUE:	0
EXEMPTIONS:			
LAWSUITS:			

YEAR	TAX UNIT	LEVY	PEN	INT	DEF INT	ATTY	AMOUNT DUE
2024	SMITH CO EMER SERV#2	0.00	0.00	0.00	0.00	0.00	0.00
2024	SMITH COUNTY	0.00	0.00	0.00	0.00	0.00	0.00
2024	TYLER I.S.D.	0.00	0.00	0.00	0.00	0.00	0.00
2024 SUB TOTAL							\$0.00

TOTAL CERTIFIED TAX DUE 8/2025 : \$0.00

ISSUED TO : BMS SURVEYORS  
ACCOUNT NUMBER: 180950000100060000

CERTIFIED BY :



SMITH COUNTY





TAX CERTIFICATE FOR ACCOUNT : 180950000100061000

AD NUMBER: R084325

GF NUMBER:

CERTIFICATE NO : 13455820

**COLLECTING AGENCY**

Gary B. Barber  
Smith County Tax Office  
P.O. Box 2011  
Tyler TX 75710-2011

**REQUESTED BY**

BMS SURVEYORS

2624 KENSINGTON DR., STE 107  
TYLER TX 75703

DATE : 8/29/2025

FEE : \$10.00

**PROPERTY DESCRIPTION**

PINE TRAIL SHORES|LOT/SPACE 00  
061

0017122 LAKEVIEW DR  
0 ACRES

**PROPERTY OWNER**

PARKER KENNETH T

10983 FM 344 W  
BULLARD TX 757578213

PAGE 1 OF 1

THIS IS TO CERTIFY THAT, AFTER A CAREFUL CHECK OF THE RECORDS OF THE SMITH COUNTY TAX OFFICE, THE FOLLOWING DELINQUENT TAXES, PENALTIES, AND INTEREST ARE DUE ON THE DESCRIBED PROPERTY.

THE ABOVE DESCRIBED PROPERTY TAX HAS/IS RECEIVING SPECIAL APPRAISAL BASED ON ITS USE, AND ADDITIONAL ROLLBACK TAXES MAY BECOME DUE BASED ON THE PROVISIONS OF THE SPECIAL APPRAISAL. (IF APPLICABLE)

CURRENT VALUES			
LAND MKT VALUE:	74,675	IMPROVEMENT :	134,704
AG LAND VALUE:	0	DEF HOMESTEAD:	0
APPRAISED VALUE:	209,379	LIMITED VALUE:	0
EXEMPTIONS:			
LAWSUITS:			

YEAR	TAX UNIT	LEVY	PEN	INT	DEF INT	ATTY	AMOUNT DUE
2024	SMITH CO EMER SERV#2	0.00	0.00	0.00	0.00	0.00	0.00
2024	SMITH COUNTY	0.00	0.00	0.00	0.00	0.00	0.00
2024	TYLER I.S.D.	0.00	0.00	0.00	0.00	0.00	0.00
2024 SUB TOTAL							\$0.00

TOTAL CERTIFIED TAX DUE 8/2025 :

\$0.00

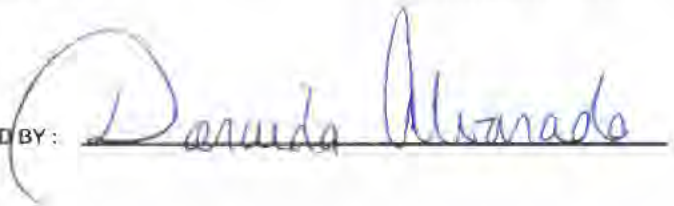
ISSUED TO :

BMS SURVEYORS

ACCOUNT NUMBER:

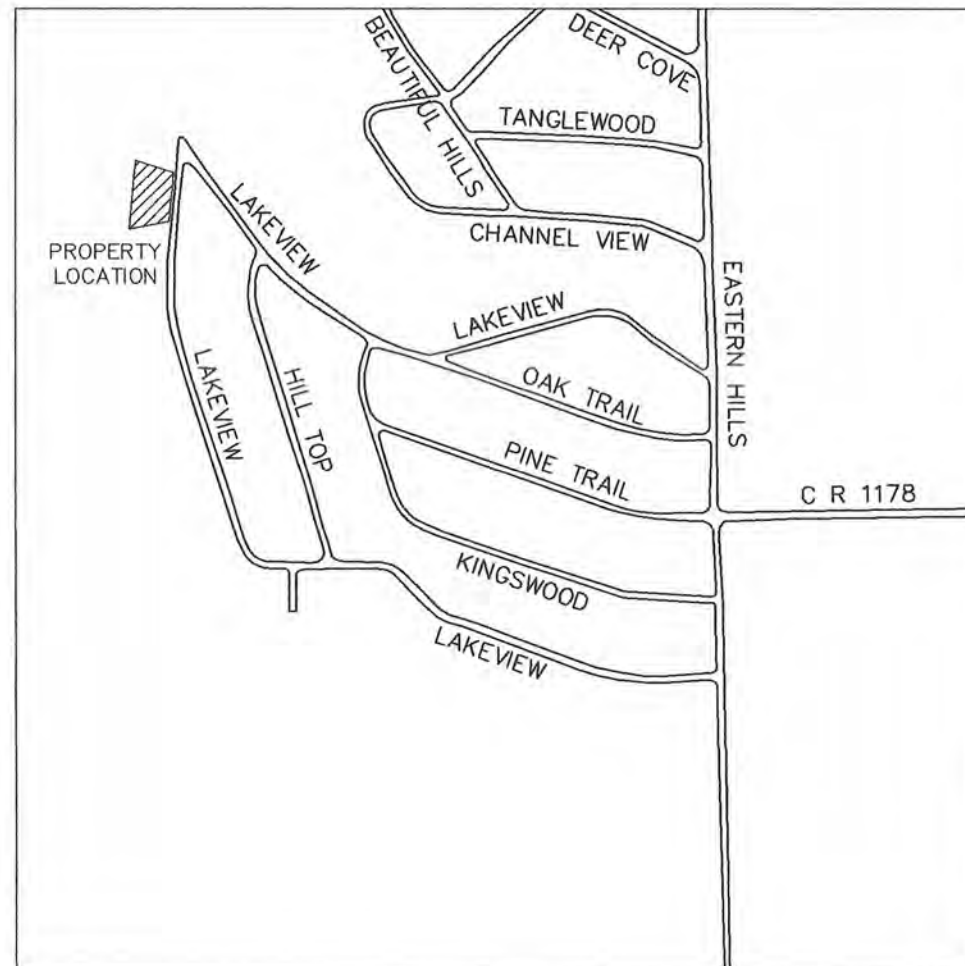
180950000100061000

CERTIFIED BY :



SMITH COUNTY





VICINITY MAP  
NOT TO SCALE

NOTICE: SELLING A PORTION OF THIS ADDITION BY METES AND BOUNDS IS A VIOLATION OF CITY ORDINANCE AND STATE LAW AND IS SUBJECT TO FINES AND WITHHOLDING OF UTILITIES AND BUILDING PERMITS.

WARWICK FERGUSON SURVEY, A-8  
(BEARINGS ARE BASED ON THE TEXAS COORDINATE SYSTEM, NORTH CENTRAL ZONE, NAD83 MAP DATUM)



OWNER'S STATEMENT:

THAT WE, CORNELIUS M. FARMER, III, SHANNON LEE FARMER, ELIZABETH A. GULITUS, AND DAVID J. GULITUS, ARE THE OWNERS OF THE LOTS SHOWN HEREON AND DO ACCEPT THIS AS OUR PLAN FOR THE SUBDIVIDING INTO LOTS AND BLOCKS AS SHOWN. IT IS THE PROPERTY OWNER'S RESPONSIBILITY TO VERIFY EASEMENTS PRIOR TO CONSTRUCTING ANY IMPROVEMENTS.

WITNESS, MY HAND, THIS THE 13 DAY OF August, 2025.

BY: Cornelius M. Farmer III  
CORNELIUS M. FARMER, III

SUBSCRIBED AND SWORN BEFORE ME, A NOTARY PUBLIC, IN AND FOR THE STATE OF TEXAS, THIS THE 13 DAY OF August, 2025.

NOTARY PUBLIC  
CHRIS VINSON  
My Notary ID # 131363727  
Expires November 28, 2025

WITNESS, MY HAND, THIS THE 13 DAY OF August, 2025.

BY: Shannon Lee Farmer  
SHANNON LEE FARMER

SUBSCRIBED AND SWORN BEFORE ME, A NOTARY PUBLIC, IN AND FOR THE STATE OF TEXAS, THIS THE 13 DAY OF August, 2025.

NOTARY PUBLIC  
CHRIS VINSON  
My Notary ID # 131363727  
Expires November 28, 2025

WITNESS, MY HAND, THIS THE 25 DAY OF August, 2025.

BY: Elizabeth J. Gulitus  
ELIZABETH A. GULITUS

SUBSCRIBED AND SWORN BEFORE ME, A NOTARY PUBLIC, IN AND FOR THE STATE OF TEXAS, THIS THE 25 DAY OF August, 2025.

NOTARY PUBLIC  
CHRIS VINSON  
My Notary ID # 131363727  
Expires November 28, 2025

WITNESS, MY HAND, THIS THE 25 DAY OF August, 2025.

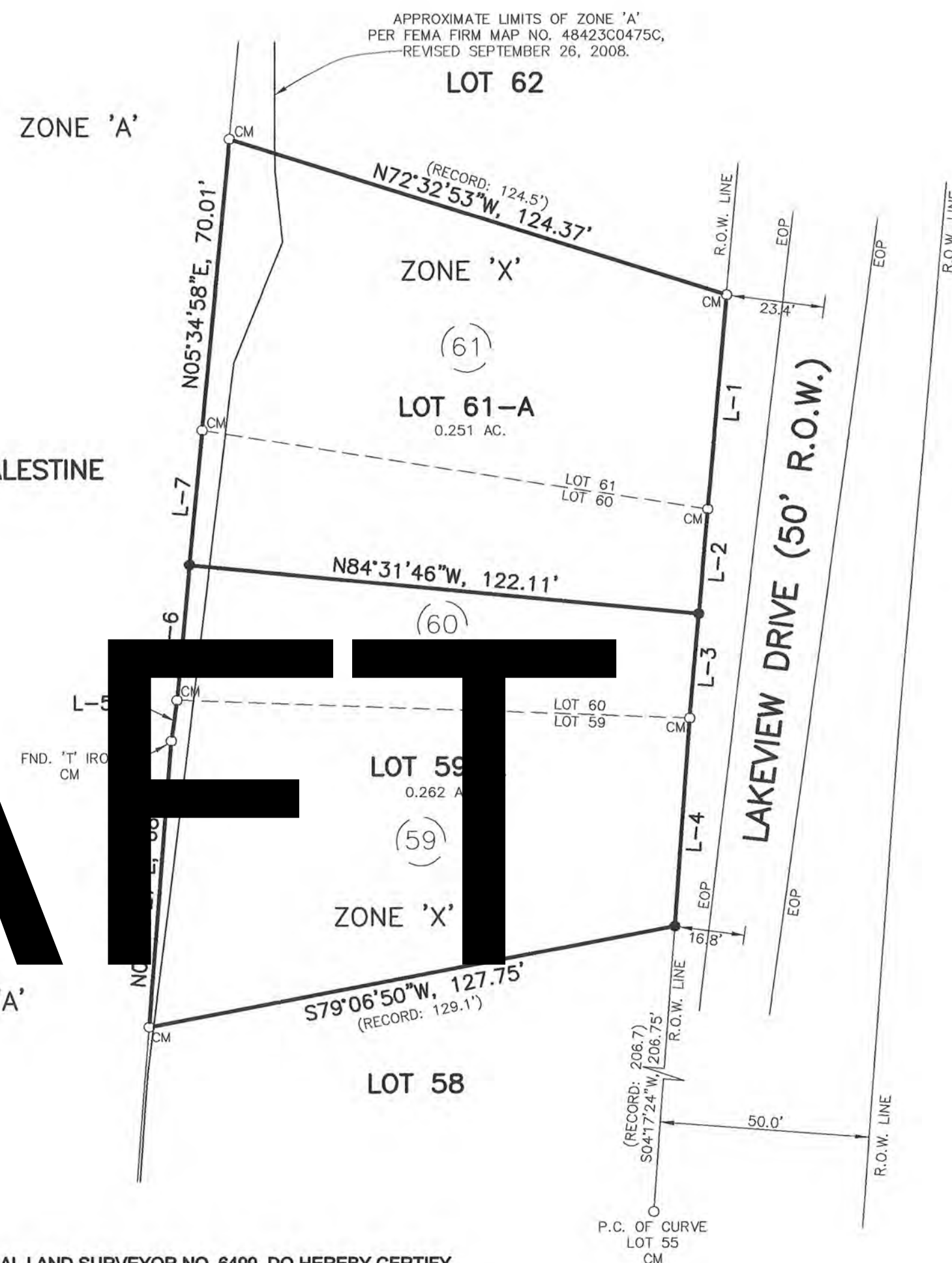
BY: David J. Gulitus  
DAVID J. GULITUS

SUBSCRIBED AND SWORN BEFORE ME, A NOTARY PUBLIC, IN AND FOR THE STATE OF TEXAS, THIS THE 25 DAY OF August, 2025.

NOTARY PUBLIC  
CHRIS VINSON  
My Notary ID # 131363727  
Expires November 28, 2025

DRAFT

LAKE PALESTINE



- L-1 N05°16'45"E, 51.61' (RECORD: 50')
- L-2 N05°05'28"E, 25.08'
- L-3 N05°05'28"E, 25.08'
- L-4 N04°17'24"E, 50.01'
- L-5 N08°09'50"E, 9.85' (RECORD: 10')
- L-6 N05°24'44"E, 32.50'
- L-7 N05°24'44"E, 32.50'

SURVEYOR'S STATEMENT:

I, JOSEPH POLLARD, REGISTERED PROFESSIONAL LAND SURVEYOR NO. 6499, DO HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION DURING THE MONTH OF JULY, 2025.

JOSEPH K. POLLARD  
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 6499  
STATE OF TEXAS



APPROVAL:

THIS PLAT APPROVED BY THE COMMISSIONERS COURT OF SMITH COUNTY, THIS THE \_\_\_\_ DAY OF \_\_\_\_, 2025.

COUNTY JUDGE

LEGEND  
CM=CONTROLLING MONUMENT  
EOP=EDGE OF PAVEMENT



INDICATES FND. 1/2" I. ROD  
UNLESS OTHERWISE NOTED.

INDICATES SET 1/2" I. ROD  
MARKED WITH A PLASTIC CAP:  
BMS TYLER.

PLAT RECORDED IN CABINET 'G', SLIDE \_\_\_\_  
DATE RECORDED: \_\_\_\_

RESUBDIVISION PLAT  
LOTS 59, 60, 61  
PINE TRAILS SHORES SECTION 'A'  
WARWICK FERGUSON SURVEY, A-8  
SMITH COUNTY, TEXAS

BMS TYLER SURVEYORS  
BOB MATUSH SURVEYING, INC.  
REGISTERED PROFESSIONAL LAND SURVEYORS  
2624 KENSINGTON DRIVE, SUITE 107 TYLER, TEXAS 75703  
TEL. (903) 561-7287 www.bmstyler.com  
T.B.P.E.L.S. FIRM NO. 10048200  
JOB NO. 25-009 DATE: 1 AUGUST 2025 SCALE: 1"=30'



**12**

# SMITH COUNTY COMMISSIONERS COURT AGENDA ITEM REQUEST FORM

Submission Date: <b>06/08/2022</b>	Submitted by: <b>Jennafer Bell</b>
Meeting Date: <b>06/21/2022</b>	Department: <b>Comm Court</b>
Item Requested is: <input type="checkbox"/> For Action/Consideration <input checked="" type="checkbox"/> For Discussion/Report	
Title: <b>Department Reports</b>	
Agenda Category: <input type="radio"/> Briefing Session <input checked="" type="radio"/> Recurring Business <input type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
Agenda Wording: Receive monthly reports from Smith County departments.	
Background:	
Financial and Operational Impact:	
Attachments: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Is a Budget Amendment Necessary? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does Document Require Signature? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Return Signed Documents to the following:	
Name:	Email:
Name:	Email:
Name:	Email:
Name:	Email:

Note: This is the only form required for agenda requests, with the exception of backup materials or attachments. This form should be completed and emailed to [Agenda@smith-county.com](mailto:Agenda@smith-county.com) and include any necessary attachments. **Deadline is Tuesday at 5:00pm a week before the next scheduled Commissioners Court meeting. Please make sure the requested agenda item has been proactively vetted with the appropriate reviewing individuals and obtained their signature as reviewed.** Regular Court Meetings are at 9:30am on Tuesdays each week.

**SUBMIT**

Office Use Only  
Agenda Item # \_\_\_\_\_

# MONTHLY REPORT FOR AUGUST 2025

## Judicial Compliance

Number of cases in which court costs, fees and fines were assessed during the quarter.

ALL DISTRICT	82
ALL COUNTY COURTS	159
ALL JP COURTS	105
<b><i>TOTAL</i></b>	<b><i>346</i></b>

### DOLLAR AMOUNT ASSESSED:

ALL DISTRICT	\$38,295.97
ALL COUNTY COURTS	\$86,290.00
ALL JP COURTS	\$41,438.10
<b><i>TOTAL</i></b>	<b><i>\$166,024.07</i></b>

### DOLLAR AMOUNT COLLECTED:

ALL DISTRICT	\$20,437.80
ALL COUNTY COURTS	\$57,344.84
ALL JP COURTS	\$26,912.35
<b><i>TOTAL</i></b>	<b><i>\$104,694.99</i></b>

# FACILITY SERVICES

MONTHLY REPORT  
AUGUST 2025

EDWARD NICHOLS, DIRECTOR

---



## COMPLETED PM'S / WORK ORDERS

- Combined total: 1,096
- Completed PM's: 898
- Completed Non-PM work orders: 198
- Average hours per work order: 1.25
- Average cost per work order: \$34.58
- Combined total work orders completed for the current fiscal year: 14,868

## COMPLETED TASKS

- **Elections/Hub-**
  - EIFS damage repairs were completed.
- **Cotton Belt-**
  - Tax office mail room ductless mini-split a/c unit was repaired.
  - Assisted Linebarger Tax Office by painting an office, kitchen and short hallway with paint they supplied.
    - Also hung shelves and installed peg board.
- **EOC-**
  - Aerobic system collapsing tank repairs have been completed.
- **North Jail -**
  - Kitchen boiler pump and motor were replaced.
  - Completed repairs to the damaged ceilings of M & N tanks.
- **S.O. Admin-**
  - CMU block that was recently repaired was re-painted.
- **Annex-**
  - Cleaned, prepped and painted the inside of the transformer enclosure.
- **Parking Garage-**
  - Repaired refrigerant leaks on AHU 3.
- **S.O. Warehouse (Gulf State)-**
  - Relocated the electrical circuit for the facility security cameras.
- **T.B. Butler Square-**
  - Removed flags and relocated benches, trash cans, dog waste station to be used elsewhere.
    - Temporarily stored at old R&B but will be relocated to the Facility Services Center equipment lay down yard after project completion.
- **Facility Services Center-**
  - Reworked damaged existing gutter downspouts to ensure proper drainage.
  - Worked to move shelving and items being stored in the parts storage area.
  - Attended bi-weekly project OAC meetings.
- **New Courthouse-**
  - Attended scheduled project OAC meetings.

## CURRENT & SCHEDULED TASKS

- **Open Positions-**
  - Fill open Skilled Trade Specialist (HVAC Tech) position.
- **Parking Garage-**
  - Awaiting contractor to repair issues.
    - Qty.8 Lights requiring replacement have been ordered by them.
- **Courthouse Construction-** Hoar & SCI Construction
  - The new Courthouse site demolition began on August 5th. Expected completion and move in is July 2026.
  - Demolition of existing Courthouse is expected to begin in March 2027.
- **EOC-**
  - I.T. project to upgrade and install a new UPS battery backup system and the emergency generator due to its age, importance, and recent issues.
    - Currently awaiting the arrival of the generator and the ATS equipment to arrive from the factory. Anticipated arrival date of August 18<sup>th</sup>, 2025,
- **Annex-**
  - I.T. Department project to relocate the data center on the 2<sup>nd</sup> floor. - **ARPA**
    - Fitzpatrick Architects to design and administrate the project.
    - Construction contract awarded in CC to RLM Contractors on 01/02/24.
      - Awaiting I.T. to move equipment over to the new server room (approx. 90 days).
  - Complete the replacement of the North stairwell roof section that we had to remove from the scope of the main roof replacement project due to the timing of the 2<sup>nd</sup> floor I.T. server room project.
  - Begin planning for exterior waterproofing of the entire building. (CIP project)
    - Currently out for RFQ for envelope specialist to analyze, design, spec, contract admin.
    - Will need to put out for RFP to contractors.
  - Remove and install new VAV w/ heat strips in the Purchasing Department area.
    - P.O. issued to Wellborn Mechanical for the removal of the old equipment and installation of the new equipment.
    - Facility Services to provide new electrical circuits required for heat strips.
      - In progress.
    - Facility Services to coordinate controls and programming with KVM Controls.
  - CPS has requested a more accessible entry door to accommodate an existing employee.
    - We worked with vendors to identify options and pricing.
    - Have submitted the request to the H.R. director for review.
      - HR transferred a portion of funds to our Ord. Repairs fund for completion.
      - Facility Services is working to obtain three proposals.
  - Working on a JPI employee accommodation for the H.R. director.
    - Have provided options and are awaiting review of the H.R. director.
- **Cotton Belt-**
  - Engage with contractors to troubleshoot and resolve an intermittent issue of water infiltration near the main public entrance.
  - Engage plumbing contractor to troubleshoot and repair blocked floor drains under the boiler room.
    - Currently we're awaiting proposals from contractors to complete repairs.
- **North Jail-**
  - Upgrade of the jail generator. – **ARPA**
    - Fitzpatrick Architects to provide design, specifications and contract administration.
    - PO issued to Drewery Construction \$427,036 on 12/19/24.
      - It is expected to begin in mid- September.
  - Look into possibly installing a ductless mini-split system in the North Jail's central picket.
- **Facility Services Center (302 E. Line) - ARPA**
  - Demolition of old structures and the building out of office in existing metal buildings.
    - Fitzpatrick Architects provided design, specifications and contract administration. - \$140,000

- Watson Commercial Construction to complete the project.
    - PO for \$2,689,900 issued to Watson Commercial on 12/31/24.
- **Facility Services-**
  - Replace the water heater due to its age.
    - New FY25 project.
- **R&B DI-**
  - Construction crew to assist the R&B department by installing a power distribution setup to power their pugmill.
- **Central Jail –**
  - FY25 CIP project to replace the roof of the old jail sections. – Estimated \$1M
    - Fitzpatrick to design/spec/administrate.
      - Currently out for bid.



# County Of Smith

*"Striving For Excellence"*

Phone: (903) 590-2620

Fax: (903) 590-2626

**Pretrial Release & Personal Bond Office**  
200 East Ferguson, Tyler, Texas 75702

## **MONTHLY REPORT** **August 2025**

**DATE:** September 2, 2025

Inmates interviewed	170
PBO bonds submitted	25
PBO bonds approved	13
PBO bonds in review	0
Inmates released/PBO bonds	5
Defendants failed to show for court	0

**Bonds Processed:**

Misdemeanors	357
Felony	204
Class – C	25
Out of county	34
Bond Fees collected	\$ 500.00
Total bonds processed	620

The Smith County Bail Bond Board meeting was on August 20, 2025, all bonding companies were in compliance.



### **BONDS DISPOSED by the COURT:**

**Markevia Miller-** Plead 7-31-25 received seven years' probation and 600 hours community service.

**Jeffery Mize-** Plead 8-1-25 received 16 months' probation, and 80 hours community service.

**Latavian Snoddy-Arnold-** Plead 8-5-25 received 14 months' probation and 80 hours community service.

**Hali Johnson-** Plead 8-13-25 received 40 days Smith County Jail.

**Adrian Williams-** Plead 8-15-25 received 5 years' probation and 400 hours community service. DA declined other pending charges.

**Parker Rocha-** Plead 8-15-25 received 14 months' probation and 80 hours of community service.

**Jesijah Spencer-** Plead 8-18-25 received seven years' probation and 300 hours community service.

**Beberlin Guzman-** Plead 8-21-25 received three years' probation.

**Ervin Dexter-** Plead 8-21-25 received four years' probation and 400 hours of community service.

**Noe Medina Vargas-** Plead 8-28-25 received two years' probation and 200 hours of community service. His misdemeanor case was declined.

**Hollie Scott-** DA Dismissed her case 8-25-25.

**James Bost-** Plead 8-25-25 received 45 days Smith County Jail.

**Spencer Miller-** Plead 8-26-25 received 15 months' probation and 80 hours of community service.

### **FTA/ BOND VIOL/SOB/ARRESTED:**

**Tomas Ocampo-** Fail to appear warrant was issued 5-22-25, he was arrested 8-05-25.

**Cheryl Wheeler-** Bond violation warrant was issued 7-29-25. She was arrested on 8-14-25.

**Emily Fears-** Bond violation warrant was issued 8-8-25.

**Roderick Haggerty-** Bond violation warrant was issued 8-20-25. He was arrested 8-28-25.

**Edgar Delgado-** Bond violation warrant was issued 8-22-25. He was arrested 8-29-25.

Staff is currently monitoring 66 defendants on the Pre-Trial Release Program.

Respectfully,

A handwritten signature in black ink, appearing to read "Shane Scott", with a stylized flourish at the end.

Shane Scott  
Director

## **Smith County Veterans Service Office**

### **MONTHLY REPORT**

**August 2025**

#### **Office Visits:**

**Smith County Residents – 175**

**Out of County Residents – 50**

**Total - 225**

**Phone Calls –403**

**Initial Claims Filed- 31**

**Pension, DIC & Survivor's Claims Filed- 7**

**Appeals Filed- 28**

**Miscellaneous (Burial, DD-214 requests, etc.) - 154**

**Number of Clients Not Eligible to file claims-5**

**13**

# SMITH COUNTY COMMISSIONERS COURT AGENDA ITEM REQUEST FORM

<b>Submission Date:</b>		<b>Submitted by:</b> Jennafer Bell	
<b>Meeting Date:</b> Weekly		<b>Department:</b> Auditor	
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input checked="" type="checkbox"/> For Discussion/Report			
<b>Title:</b> Weekly Bill Pay			
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session			
<b>Agenda Wording:</b> Consider and take necessary action to approve and/or ratify payment of accounts, bills, payroll, transfer of funds, amendments, and health claims.			
<b>Background:</b>			
<b>Financial and Operational Impact:</b>			
<b>Attachments:</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input type="checkbox"/>	
<b>Does Document Require Signature?</b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>			
Return Signed Documents to the following:			
<b>Name:</b>		<b>Email:</b>	
<b>Name:</b>		<b>Email:</b>	
<b>Name:</b>		<b>Email:</b>	
<b>Name:</b>		<b>Email:</b>	

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**SUBMIT**

Office Use Only  
Agenda Item # \_\_\_\_\_

**OFFICE OF  
SMITH COUNTY TREASURER  
200 EAST FERGUSON, SUITE 402  
TYLER, TEXAS 75702  
TELEPHONE 903-590-4731  
FAX 903-590-4733**

**September 2nd, 2025**

**Southside Bank  
100 S. Beckham  
Tyler, TX. 75701**

**Attention: Wire Department  
Re: RX Wire**

**Dear Wire Department,**

**Please use this letter as your authorization to wire out funds from Smith County Insurance Fund # 56 Account [REDACTED] to Optum RX Inc., for Prescription Claim Cost Billing and Claim Fee Billing fees. Invoice No: [REDACTED] 8/16/2025 to 8/31/2025. The wire amount today is \$142,153.61.**

**The wire instructions are below:**

**Wells Fargo Bank  
PO BOX 888765  
Los Angeles, CA 90088-8765  
[REDACTED]**

**Account Name: OptumRX, Inc.**

**Account# [REDACTED]**

**Thank you for your help in this matter.**

**Sincerely,**

*Atonia Rawlings*  
**Atonia Rawlings, CCT-CIO  
Smith County Treasurer**

*Karin Smith*

**Karin Smith  
Smith County Auditor**

**COMPLETED**  
*DS*

**GIVEN TO TREASURER FOR  
BANK WIRE TRANSFER**

DATE: 9/2/2025

FUND	DEPT	CAT.	ITEM	DESCRIPTION	AMOUNT
56	409	4450	401	Monthly Administrative Fees	\$92,566.22
				Sep-25	
TOTALS					\$92,566.22

*Misty Green*  
ASSISTANT COUNTY AUDITOR

DATE \_\_\_\_\_

*Kalisha Boyo*  
BUDGET ADEQUATE - APPROVED

**COMPLETED**





**REQUEST FOR  
PURCHASE ORDER FROM SMITH  
COUNTY OFFICE  
OF PURCHASING / AUDITORS**

DEPARTMENT NAME

DISTRICT CLERK

REQUISITION NUMBER

10,450,4700.793

DATE

9/2/2025

FUND NUMBER

DATE REQUIRED

DISTRICT CLERK

SUGGESTED VENDORS:

DEPARTMENT CODE

DELIVER TO:

-- PUT ALL LIKE ITEMS ON SEPARATE REQUEST --

-- CIRCLE SELECTED VENDOR --

DATE PREPARED

PREPARED BY

#1 VENDOR NAME

#2 VENDOR NAME

#3 VENDOR NAME

PURCHASE ORDER NO.

CONTRACT NO.

CODING

QUANTITY

DESCRIPTION

1

CHECK FOR \$11,658.00

FOR \$ 58 JURY DRAWER

I certify the above are required for discharge of my official duty and I hereby authorize the Purchasing Agent to commit budgeted funds for the purchase of thereof, and I further certify that the requisition contains all separate, sequential and/or components of the item(s) listed and that requirements are not requested in a manner to avoid competitive bidding/proposal process.

9/2/25

PENNY CLARKSTON

DATE

DEPARTMENT HEAD

IF ANY INFORMATION IS NEEDED ON DESCRIPTION, GIVE EMPLOYEE NAME AND EXTENSION NUMBER.

/s/ April Fox

EMPLOYEE NAME

EXTENSION

DO NOT WRITE IN SHADED AREAS - THIS SPACE IS FOR PURCHASING DEPARTMENT

Submit



SMITH COUNTY TREASURER

VENDOR 000383 DISTRICT CLERK - SMITH CO. 09/03/2025 CHECK# 188098

FUND & ACCOUNT	P.O.#	INVOICE	DESCRIPTION	AMOUNT
10.450.4700.793			JURY	11,658.00
			TOTAL	11,658.00

1287494 GENERAL FUND



SMITH COUNTY TREASURER  
BY ORDER OF THE COMMISSIONERS  
COURT OF SMITH COUNTY

SOUTHSIDE BANK  
TYLER TEXAS

JURY

CHECK NO. 188098

DATE	AMOUNT
09/03/2025	\$11,658.00

ELEVEN THOUSAND SIX HUNDRED FIFTY EIGHT AND 00/100 DOLLARS

PAY TO THE ORDER OF DISTRICT CLERK - SMITH CO.  
TYLER TX 75702

VOID AFTER 90 DAYS

*Atonia Rowlings*  
**VOID**  
County Treasurer  
*Kevin Smith*  
County Auditor

⑈188098⑈ ⑆111923607⑆ ⑆1287494⑈

**14**

**SMITH COUNTY COMMISSIONERS COURT  
AGENDA ITEM REQUEST FORM**

<b>Submission Date:</b> 8/28/2025	<b>Submitted by:</b> Jennafer Bell
<b>Meeting Date:</b> 9/2/2025	<b>Department:</b> Commissioners Court
<b>Item Requested is:</b> <input type="checkbox"/> For Action/Consideration <input checked="" type="checkbox"/> For Discussion/Report	
<b>Title:</b> Executive Session	
<b>Agenda Category:</b> <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input checked="" type="radio"/> Executive Session	
<b>Agenda Wording:</b> 551.071 CONSULTATION WITH ATTORNEY 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT Deliberation and consultation with attorney regarding Texas Tax Code, Chapter 312 tax abatement guidelines and criteria and discussion regarding commercial or financial offers, incentives, or information within Smith County and the downtown area.	
<b>Background:</b>	
<b>Financial and Operational Impact:</b>	
<b>Attachments:</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<b>Is a Budget Amendment Necessary?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Does Document Require Signature?</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>Return Signed Documents to the following:</b>	
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>
<b>Name:</b>	<b>Email:</b>
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SUBMIT

Office Use Only  
Agenda Item # \_\_\_\_\_

**15**

# SMITH COUNTY COMMISSIONERS COURT

## AGENDA ITEM REQUEST FORM

Submission Date: <b>8/29/2025</b>	Submitted by: <b>Jennafer Bell</b>
Meeting Date: <b>9/9/2025</b>	Department: <b>Commissioners Court</b>
Item Requested is: <input type="checkbox"/> For Action/Consideration <input checked="" type="checkbox"/> For Discussion/Report	
Title: <b>Executive Session</b>	
Agenda Category: <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input checked="" type="radio"/> Executive Session	
<b>Agenda Wording:</b> SECTION 551.074 PERSONNEL MATTERS SECTION 551.071 CONSULTATION WITH ATTORNEY Deliberation and consultation regarding the employment, evaluation, and duties of the Smith County Animal Control and Shelter Supervisor.	
Background:	
Financial and Operational Impact:	
Attachments: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Is a Budget Amendment Necessary? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does Document Require Signature? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
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**SUBMIT**

Office Use Only  
Agenda Item # \_\_\_\_\_

**16**

# SMITH COUNTY COMMISSIONERS COURT

## AGENDA ITEM REQUEST FORM

Submission Date: <b>8/29/2025</b>	Submitted by: <b>Jennafer Bell</b>
Meeting Date: <b>9/9/2025</b>	Department: <b>Commissioners Court</b>
Item Requested is: <input checked="" type="checkbox"/> For Action/Consideration <input checked="" type="checkbox"/> For Discussion/Report	
Title: <b>Animal Control</b>	
Agenda Category: <input type="radio"/> Briefing Session <input type="radio"/> Recurring Business <input checked="" type="radio"/> Court Orders <input type="radio"/> Resolution <input type="radio"/> Presentation <input type="radio"/> Executive Session	
<b>Agenda Wording:</b> Consider and take necessary action regarding the employment, evaluation, and duties of the Smith County Animal Control and Shelter Supervisor.	
<b>Background:</b>	
<b>Financial and Operational Impact:</b>	
Attachments: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Is a Budget Amendment Necessary? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
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**SUBMIT**

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