

**CERTIFIED COPY
BRAZORIA COUNTY COMMISSIONERS' COURT**

**ORDER NO. VII.A.1.c. RE: RESOLUTION - GALVESTON COUNTY
COMMISSIONERS' COURT**

Approve the Resolution supporting the efforts of the Galveston County
Commissioners Court

Motion to Approve by Commissioner Adams, seconded by Commissioner Payne that the
above action be taken by the Court.

Passed: 5-0

Aye: Commissioner Payne, Commissioner Adams, Commissioner Linder, Commissioner
Cade, Judge Sebesta
Nay: (None)

STATE OF TEXAS §

COUNTY OF BRAZORIA §

I, **Joyce Hudman, Clerk County Court and Ex-Officio Clerk of the
Commissioners' Court of Brazoria County, Texas**, do hereby certify that the
foregoing is a true and correct copy of that certain:

**ORDER NO. VII.A.1.c. RE: RESOLUTION - GALVESTON COUNTY
COMMISSIONERS' COURT**

as passed by the Commissioners' Court on the 13th day of OCTOBER, A.D.,
2015, REGULAR Term of Commissioners' Court and as the same appear(s) in
the Commissioners' Court Records of Brazoria County, Texas.

**GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 13th
DAY OF OCTOBER, A. D., 2015.**



JOYCE HUDMAN, Clerk County Court
and Ex-Officio Member of the Commissioners'
Court of Brazoria County, Texas

By: _____

K. PERRY, Deputy

RESOLUTION

WHEREAS, Texas statutes provide for the orderly conduct of county business and include provisions addressing staffing for the county and district courts in a county; and

WHEREAS, the Texas Local Government Code sets forth the process by which elected district, county, and precinct officers may appoint deputies, assistants, clerks, and other employees that are required in the performance of the officer's duties, and requires Commissioners' Court approval of both the creation of, and compensation for, each such position; and

WHEREAS, a district court's inherent power to require the legislative and executive branches of government to provide essential staffing for the court to perform its judicial functions has long been recognized by the courts of Texas to be limited and subject to principles of due process; and

WHEREAS, the County Commissioners' Courts of Texas, as the primary authority responsible for setting annual budgets and assessing taxes on county residents to fund such budgets, are the appropriate bodies for making decisions of a budgetary nature within each county; and

WHEREAS, in the matter of *The Hon. Lonnie Cox v. The Hon. Mark Henry*, Cause No. 15CV0583, now pending in the 56th Judicial District Court, Galveston County, these fundamental principles for the orderly conduct of county business are at issue; and

WHEREAS, any appellate court decision in the case is likely to have statewide impact of profound importance to all counties in the state.

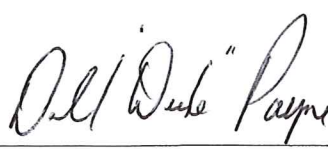
NOW THEREFORE, BE IT RESOLVED, that the Commissioners' Court of Brazoria County, Texas supports the efforts of the Galveston County Commissioners' Court to defend: (1) the well-defined authority of County Commissioners' Courts in budget matters within each county; and (2) principles of due process applicable to district court review of County Commissioners' Courts decisions.

BE IT FURTHER RESOLVED, that the Commissioners' Court of Brazoria County, Texas supports the Galveston County Commissioners' Court through appropriate means, such as Resolutions of support and amicus curiae.


Approved this 13th day of October, 2015.



County Judge L.M. "Matt" Sebesta, Jr.

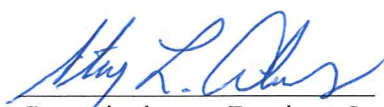


Commissioner, Precinct 1
Donald "Dude" Payne

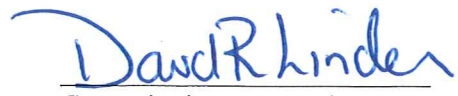


Commissioner, Precinct 2
Ryan Cade





Commissioner, Precinct 3
Stacy L. Adams



Commissioner, Precinct 4
David R. Linder