



No. 2015-031

**A Resolution of the Commissioners Court Supporting Senate Bill 1913
and Commissioners Court Budgetary Responsibility**

WHEREAS, the Texas Constitution was carefully drafted to divide governmental powers between the legislative, executive and judicial branches; and

WHEREAS, the Commissioners Court is constitutionally and statutorily charged with the responsibility to determine the county budget and funding necessary county departments; and

WHEREAS, Texas statutes, including the Texas Local Government Code and the Texas Government Code, provide an orderly process for the creation and compensation of county employees, including judicial department positions; and


WHEREAS, Senate Bill 1913 (codified as Section 75.401, Government Code) maintains the proper constitutional separation of powers, securing necessary staff for the judiciary while preserving the authority of the Commissioners Court to determine the creation and compensation of county positions through the budget; and

WHEREAS, the Commissioners Court of Galveston County has properly implemented the provisions of Senate Bill 1913 in the county budget; and

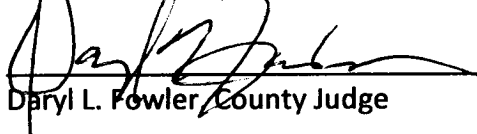
WHEREAS, certain members of the judiciary have refused to acknowledge the constitutional responsibility of the Commissioners Court and continue to litigate this matter;

NOW, THEREFORE, BE IT RESOLVED that the Commissioners Court of DeWitt County weighs in on this subject and does hereby urge that all parties recognize the proper budgetary responsibility of the Commissioners Court to determine the creation and compensation of county positions and implement the provisions of Senate Bill 1913 without further delay or litigation.

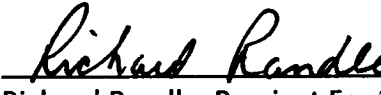
This resolution was read, considered, and adopted during a regularly scheduled meeting of the DeWitt County Commissioners Court that was held in accordance with provisions of the Texas Open Meetings Act on this 12th day of October, 2015.



Curtis Afflerbach, Precinct One


James Kaiser, Precinct Three


Daryl L. Fowler, County Judge


James Pilchick, Sr., Precinct Two


Richard Randle, Precinct Four

Attest: 
Natalie Carson, County Clerk

