COMMISSIONERS' COURT SPECIAL MEETING MARCH 28TH, 1994

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS' COURT met in Special Session on Monday, March 28, 1994, in the Titus County Courtroom with the following members present:

ALFORD L. FLANAGAN	COUNTY JUDGE
	COMMISSIONER PRECINCT 1
MIKE FIELDS	COMMISSIONER PRECINCT 2
J. W. TERRELL, JR	COMMISSIONER PRECINCT 3
THOMAS E. HOCKADAY	COMMISSIONER PRECINCT 4
SHELIA D. PRICE	COUNTY CLERK

ABSENT: NONE

PUBLIC AND COUNTY OFFICIALS ATTENDING MEETING:

CHERIE BELL KEN TUHOSKI
CLYDE RIGNEY KIMBERLY RIGNEY
SHAREE HOOPER RON FISCHER
HILL ENOCHS GAIL NORRIS

CARL JOHNSON, JR., AUDITOR JOHN MOSS, SHERIFF JUNE ROACH, TAX ASSESSOR-COLLECTOR

IN THE MATTER OF GRANT FOR THE PURCHASE OF DRY HYDRANTS FOR NORTEX FIRE DEPARTMENT

Mr. Ken Tuhoski presented the Commissioner's Court with a grant request which the NORTEX Volunteer Fire Department wants submitted to the state for the funding of three Dry Hydrants for the Nortex Fire Department. In order to request the funds, the Commissioners Court must sign the grant request. Mr. Tuhoski proposes that two dry hydrants be located on Welch Lake and one be located on the Bobby Rigg's Farm.

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Mike Price to sign the grant request for three Dry Hydrants for Nortex Fire Department.

Motion carried unanimously.

PRESENTATION OF RISK FUNDING CAFETERIA INSURANCE.

Risk Funding representative, Gail Norris, presented the court with three separate plans for a county cafeteria style insurance alternative. Commissioners will look over these presentations along with other plans already presented to the court. SEE ATTACHMENT

IN THE MATTER OF CONSIDERING PAYING FOR PAUPER'S FUNERAL FOR MANUEL R. ELLIOTT

Motion was made by Commissioner J. W. Terrell, Jr. and seconded by Commissioner Thomas E. Hockaday to pay the pauper's funeral expenses of Nine Hundred and Fifty Dollars (\$950.00) to Bates, Cooper, Weems, Robison Funeral Home. Motion carried unanimously. SEE ATTACHMENT "B"

IN THE MATTER OF CONSIDERING ALTERNATIVE HOUSING FOR INMATES

Sheriff John Moss presented to the Court an alternative plan for the jails overcrowded condition, which is to house inmates in Texarkana at a cost of \$37.50 per inmate, per day. He said there are currently 15 slots available, which would cost Titus County \$19,000.00 per month. The Sheriff had no costs available to compare Module Alternative Housing to contracting with Texarkana. Commissioner, Mike Price asked to see comparison in costs in order to weigh the decision on the most cost effective alternative for the county. At the present time the Sheriff has no funds budget for Alternative Housing for inmates. The Sheriff was asked to included his request in the next budget submitted. The Court reiterated a request that the Sheriff provide them with more information about the costs of housing 14 inmates. No further action can be taken until the Sheriff provides the Court with more information.

IN THE MATER OF CONSIDERING USE OF DRUG FORFEITURE EXPENDITURE FUNDS FOR PAYMENT OF CONFERENCE FEES FOR TEXAS DEPARTMENT OF PUBLIC SAFETY NARCOTICS OFFICER AND HAND-HELD FUMING WAND FOR SHERIFF'S DEPARTMENT

Motion was made by Commissioner J. W. Terrell, Jr. and seconded by Commissioner Mike Price to approve Drug Forfeiture Expenditure Funds to cover the \$150.00 expenses of registration for a narcotics officer to attend a national conference, and to purchase a hand-held fuming wand, used for fingerprinting, at a cost of \$174.90. Motion carried unanimously. SEE ATTACHMENT "C"

IN THE MATTER OF CONSIDERING ARKANSAS-LOUISIANA GAS COMPANY LINE GAS PIPELINE ALONG SE 28

Motion was made by Commissioner Mike Fields and seconded by Commissioner Mike Price to allow Arkansas-Louisiana Gas Company to lay a gas pipeline along SE 28.

Motion carried unanimously. SEE ATTACHMENT "D"

IN THE MATTER OF BUDGET AMENDMENTS

A motion was made my Commissioner J.W Terrell, Jr. and seconded by Commissioner Thomas Hockaday to combine duties of County payroll, the insurance program, and the personnel responsibilities with the duties of monitoring and receiving purchase orders and their payment. In discussion of this matter, it was noted that the County Auditor has conferred with the county's independent auditor's office and they believe that by moving the Treasurer's assistant into the Auditor's office the county can save almost \$15,000 annually. Due to a recent opening in the Auditor's office, it was recommended by the County Auditor that this move be instituted quickly. the movement of the clerk into the auditor's office will allow for a solid "check and balance system" in the county' financial system. Check signing duties will remain with the County Treasurer. The County Treasurer was called in to discuss the cost savings plan and wanted to make her comments part of the official record. Sandy Agan stated, "I don't agree. I don't want you to do it" and wanted to know, "What's changed?" Judge Flanagan responded that "the computers have made the change" which was why the computers were purchased in the first place, to save the taxpayers money. Sandy Agan said she felt the move was motivated on "personal" issues with the Court and again stated that she did not want the move made. She then left Commissioner's Court. Carl Johnson, County Auditor, stated that "from an auditor's perspective, the move is a smart management thing to do." After the discussion motion carried unanimously.

IN THE MATTER OF SIGNING PAY ORDERS AND PAYING BILLS

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner J. W. Terrell, Jr. to approve signing pay orders and paying bills. Motion carried unanimously.

IN THE MATTER OF
CITY OF WINFIELD'S PETITION FOR AN ELECTION CONCERNING THE
PROPOSITION TO ALLOW THE SALE OF ALL LIQUORS FOR OFF-PREMISES
CONSUMPTION ONLY

June Roach, Titus County Voter Registrar, presented to the Court a petition submitted to her with 114 qualified signatures for a local liquor election.

Motion was made by Commissioner Mike Fields and seconded by Commissioner Mike Price to accept the petition and order an election for a Winfield City Wet - Dry Liquor Option Election for April 23, 1994 at
Winfield City Hall. Motion carried unanimously. SEE ATTACHMENT "E"

IN THE MATTER OF APPROVING COUNTY OFFICIALS REPORTS

Motion was made by Commissioner Mike Price and seconded by Commissioner Mike Fields to approve the reports of county officials. Motion carried unanimously.

IN THE MATTER OF APPROVING TITUS COUNTY MEMORIAL HOSPITAL AND COUNTY CLERK'S CONTRACT FOR HOSPITAL ELECTION

Motion was made by Commissioner Mike Price and seconded by Commissioner J. W. Terrell, Jr. to approve the contract for hospital election between Titus County Memorial Hospital and Titus County Clerk's Office. Motion carried unanimously. SEE

ATTACHMENT "F"

EXECUTIVE SESSION

No action taken by the Court.

IN THE MATTER OF ADJOURNMENT

Motion was made by Commissioner J. W. Terrell, Jr. and seconded by Commissioner Thomas E. Hockaday to adjourn. Motion carried unanimously

ATTACHMENT "A"

PLAN 1

SERVICES TO BE PROVIDED BY

Acordia Benefits of Texas, Inc.

FOR

TITUS COUNTY

- Plan Development and Implementation I.
- Annual Plan Administration

Include complete annual administrative services as follows:

- 3.

- Account Maintenance Check Production Account Status Reports Year End Processing Discrimination Testing Reports Management Information Reports

III. Annual Re-Enrollment

IV. Costs

- Development & Implementation One Time Fee Only
- \$ 2,500.00
- 2. Monthly Administration Fee
- -0-Per Participant Per Month
- Annual Re-Enrollment Fee (OPTIONAL)
- -0-Per Employee Per Year
- 4. Annual Fee for Preparation of 5500 form
- 500.00

PLAN 2

SERVICE TO BE PROVIDED BY Acordia Benefits of Texas, Inc.

FOR

TITUS COUNTY

- Plan Development and Implementation I.
- II. Annual Plan Administration:

Includes complete annual administrative services as follows:

- Account Maintenance Check Production Account Status Reports Year End Account Processing Discrimination Testing Reports Management Information Reports

III. Annual Re-Enrollment

IV. Costs:

- Development & Implementation One Time Fee Only
- \$ 4,100.00
- 2. Monthly Administration Fee
- Per Participant Per Month
- Annual Re-Enrollment Fee
- 5.00 Per Employee Per Year
- Annual Fee for Preparation of 5500 Form
- 500.00

PLAN 3

SERVICES TO BE PROVIDED BY

Acordia Benefits of Texas, Inc.

FOR

TITUS COUNTY

- Plan Development and Implementation I.
- Plan Administration:

Includes complete administrative services as follows:

- Account Maintenance Claims Processing Check Production

- Account Status
 Year End Account Processing
 Discrimination Testing Reports
 Management Information Reports

III. Annual Re-Enrollment

IV. Costs:

- Development & Implementation One Time Only Fee
- \$ 4,100.00
- 2. Monthly Administration Fee
- \$ 4.00 Per Participant Per Month
- Annual Re-Enrollment Fee
- 5.00 Per Employee Per Year
- 4. Annual Fee for Preparation of 5500 Form
- 500.00

PLAN 1 VOL 17 PAGE 187

TITUS COUNTY

PRELIMINARY EVALUATION OF IMPACT OF SECTION 125 (Insurance Premium Reductions Only)

Breakdown of Existing Employee Monthly Deductions:

Premium	\$	3,65	6.00
Plan Year (Months)		x	12
Preliminary Employee Contributions to			
Plan Annually	\$	43,87	2.00
Cost of Payroll (Social Security Taxes)		X 7.	55 t
Minimum Reduction in Annual Payroll Expense	4	3 384	

* MEDICAL INSURANCE PREMIUMS BASED ON THE FOLLOWING DEDUCTIONS:

EMPLOYEES CARRYING 1 DEP. EMPLOYEES CARRYING 2+ DEPS.

\$115.00 X 8 EMPLS. \$ 920.00 \$152.00 X 18 EMPLS. \$ 2,736.00

MONTHLY

\$ 3,656.00

PLAN 2

TITUS COUNTY

PRELIMINARY EVALUATION OF IMPACT OF SECTION 125 (Insurance Premium Reductions and Dependent Care Expenses)

Breakdown of Existing Employee Monthly Deductions:

Premium	\$	3,656.00
* Estimated Dependent Care Expenses	\$	1,110.00
Monthly Total Contributions	\$	4,776.00
Plan Year (Months)		X 12
Preliminary Employee Contributions to Plan Annually	\$	57,192.00
Cost of Payroll (Social Security Taxes)		X 7.65 %
Minimum Reduction in Annual Payroll Expense	•	4,375.19

^{*} Estimate based on 40% of eligible employees married (37 employees) of which approximately 10% will spend an average of \$300 per month in dependent care expenses.

PLAN 3

TITUS COUNTY

PRELIMINARY EVALUATION OF IMPACT OF SECTION 125

(Reduction include Insurance Premiums, Dependent Care, and Unreimbursed Health Care Expenses)

Breakdown of Existing Employee Monthly Deductions:

Premiums		3,656.00
* Estimated Dependent Care Expenses	\$	1,110.00
** Estimated Unreimbursed Health Care	\$	925.00
Monthly Total Contributions	\$	5,691.00
Plan Year (Months)		X 12
Preliminary Employee Contributions to		
Plan Annually		68,292.00
Cost of Payroll Social Security Taxes		X 7.65 %
Minimum Reduction in Annual Payroll Expenses	\$	5,224.34

^{*} Estimate based on 40% of eligible employees married (37 employees) of which 10% will spend an average of \$300 per month on dependent child care expenses.

^{**}Estimate based on 40% of eligible employees (37 employees) spending an average of \$25 per month in unreimbursed health care expenses.

ATTACHMENT "B"

Bates-Cooper-Weems-Robison FUNERAL HOME LL.

Bates-Cooper-Weems INSURANCE COMPANY

P.O. Box 1123 1123 North Jefferson Mt. Pieasant, Texas 75456-1123 (903) 572-3621

RE: Manuel R. Elliott

No.

Minimum Casket	ş	320.00
		150.00
Embalming		105.00
Arrangements		90.00
Facilities .		•
Pick-up, services & transport to cemetery in County		\$0.00
Open & Close Grave in local area		195.00
Total		950.00



Titus County Commissioners' Court

·	TENT OF PAUPER'S FUNERAL
	DATE\March 15, 1994
I, the undersigned, hereby sta	ate that I was related to the deceased
(Name of Deceased)	as Niece
I further state that neither t	the deceased nor any person responsible
for the deceased had any assets suc	th as money, bank accounts, investments,
	ets other than those listed below which
are applied to cost of the pauper's	
cone or an imper	twetat.
List of assets owned by	deceased or person responsible for
deceased:	
MONTEY	e =0=
PROPERTY	-0-
	-0-
INSURANCE .	\$
OTHER ASSETS	ş <u>-0-</u>
TOTAL ASSETS	\$ <u>-0-</u>
An Income Tax form has not been f:	
I hereby make application to the	he Commissioners' Court of Titus County
that payment be made for the funeral	1, less any assets as listed above.
	Alia Horas
·	•
	ME a Notary Public in and for Titus
County, Texas on this the 15%	day of Mach 1994
	Shi Buth
	0
JERI BUTLER	•
October 21, 1965	•



CHARLES C. BAILEY

District Attorney, 76th Judicial District of Texas P. O. Box 249

Counties Titus

Mt. Pleasant, Texas 75456-0249

Office Address: 108 West 1st Telephone: (903) 577-6726

March 15, 1994

Hon. Judge Flanagan County Judge Titus County Courthouse Mt. Pleasant, Texas 75455

RE: Drug Forfeiture Expenditure Request

Dear Judge Flanagan:

We respectfully request the approval of the court for the expenditure of \$150.00 from the referenced fund to purchase registration for Ronnie Green, Texas Department of Public Safety Narcotics Officer, to attend the 1994 National Narcotics Detector Dog Association National Conference on April 25th through April 29th, 1994.

Attached hereto is a copy of the registration form.

Sincerel

District Attorney

CCB/mm Enc.

MAR 1 6 1994 VOL 17 PAGE 193

1994 NATIONAL NARCOTIC DETECTOR DOG ASSOCIATION NATIONAL CONFERENCE McAllen, Texas

April 25 through April 29, 1994

REGISTRATION FORM
Name: KONAID W LONNY CEREN Date of Birth: 01 125 148
Mailing Address: 1906 N Jufferson
City PT Pleasant State: Ly Zip Code: 75455
Home Phone: 803-572-1018
Employed by: Tras Department of Public Soft
Address: 1906 N Jefferson
City: MT Plansant State: X Zip Code: 75 455
Work Phone: 903/5/2 -365/
Social Security Number: 457 12411430
Years in Law Enforcement or Private Security: 23 years
Years as a Canine Handler: 4 Years
CONFERENCE FEES
Conference Registration Fee\$125.00

Please fill out the attached questionnaire, which will assist the conference coordinators in organizing the conference's activities.

.... . / 100



CHARLES C. BAILEY

District Attorney, 76th Judicial District of Texas P. O. Box 249 Mt. Pleasant, Texas 75456-0249

Counties: Camp Titus Office Address: 105 West 1st Telephone: (903) 577-6726

March 16, 1994

Hon. Judge Flanagan County Judge Titus County Courthouse Mt. Pleasant. Texas 75455

RE: Drug Forfeiture Expenditure Request

Dear Judge Flanagan:

We respectfully request the approval of the court for the expenditure of \$174.90 from the referenced fund to purchase a Hand-Held Fuming Wand for use by the Titus County Sheriff's Department.

Attached hereto is a copy of the bid.

Sincerely,

Charles C. Bailey District Attorney

CCB/mm Enc.

M.C

VOL 17 PAGE 195 COL 17

Here's your chance to get an early look at the newest breakthrough in crime-scene detection and preservation of latent fingerprints:

The Lynn Peavey Company has been authorized to market the new Fingerprint Visualization System that was recently introduced by 3M. This new breakthrough is a cyanoacrylate (CA) or "Super Glue" vapor device -- the "Fuming Wand" -- that offers the following benefits:



- The Furning Wand is a lightweight, hand-held unit designed to work without
 a furning chamber;
- It permits fast, non-destructive, one-step processing of evidence right at the crime scene;
- There are no chemical solids, liquids, or dyes that could cause injury or property damage;
- The Fuming Wand is easy to use -- so patrol officers can now do "first-at-the-scene" evidence collection.

The Fuming Wand is the very latest step forward in the successful history of CA-vapor fuming. Our Free Video Report will provide you with background information about the Fuming Wand and the key role it will play in evidence collection. Don't pass up this exclusive free offer!

LYNN PEAVEY CO • 14865 West 105th Street • Lenexa, Kansas 66215
Toll Free 1-800-255-6499 • FAX (913) 888-1066

HERE'S HOW TO GET YOUR PERSONAL COPY OF OUR FREE VIDEO REPORT!

NOTE:
Our supply of video tapes is limited - and this offer expires when the supply is gener. Mail your order form today!

Yes! Please send me the Free Video Report. I understand that taking advantage of this free offer does not obligate me in any way.

Name Title Dept Address City

tate

Zip .

MAIL THIS ORDER FORM TODAY... OR CALL TOLL FREE RIGHT NOW: 800-255-6499

ATTACEMENT "D"

ARKLAD ARKANSAS LOUISIANA GAS COMPANY

P. O. Box 72, Mt. Pleasant, Texas 75455

March 14, 1994

Mr. Mike Fields Commissioner Titus county 5E-28

Arkansas Louisiana Gas co. proposes to install a 4" Plastic Gas line along the North ROW of NW-28 from its intersection of FM-2348 to approximately 25' West of Rhyoaks Lane. We then propose to install 2" Plastic Under NE-28 and along the West ROW of Rhyoaks to the end of this street. On Silver-Leaf the line will be 2" and installed along the inside circle of the street. All Roads Streets or Driveways which are necessary to cross will be bored. All lines to be installed a minimum of 36" in depth. Your consideration of this will be appreciated.

Thanks

Arkla Contract Construction Tex Lilly

Tex Lilly

TITUS COUNTY JUDGE

3/28/54

H.

THE STATE OF TEXAS

CONTRACT FOR ELECTION SERVICES

COUNTY OF TITUS

THIS CONTRACT made this 21st day of March, 1994, by and between the Titus County Hospital district, acting by and through Frances Standridge, hereinafter referred to as "Authority," and Shelia D. Price, County Election officer of Titus County, Texas, hereinafter referred to as "Contracting Officer", and by authority of section 31.092(b), Texas Election Code, for the conduct and supervision of the Titus County Hospital District Election on May 7, 1994.

THIS AGREEMENT is entered into in consideration of the mutual covenants and promises hereinafter set out:

<u>DUTIES AND SERVICES OF CONTRACTING OFFICER.</u> The Contracting Officer shall be responsible for performing the following duties and shall furnish the following services and equipment

- (a) Contact the owners of custodians of county-designated polling places and arrange for their use in the election:
- (b) Contact the owner or custodian of some other public (or if unavailable, private) building in the election precinct and arrange for its use as a polling place if the county designated polling place in the precinct is unavailable for use in the election.
- (c) Prepare and distribute all necessary election supplies, including:
 - (1) ballots
 - (2) election kits
 - (3) ballot boxes and voting booths provided free of charge by the county; and
- (d) Provide advisory services in connection with the decisions to be made and action to be taken by officers who are responsible for holding the election
- (e) Prepare any submission of voting changes to be submitted to the U.S. Department of Justice under the Federal Voting Rights Act of 1965, as amended.

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GENERAL CONDITIONS

- (a) Nothing contained in this contract shall authorize or permit a change in (i) the officer with which, or the place at which, an application for a place on the ballot will be filed, or (ii) any of the requirements for reporting on campaign funds and campaigns, generally, under Chapter 15 of the Election Code. As authorized by Section 31.096, the Contracting Officer shall be the custodian of all ballots and records of behalf of the Authority.
- (b) The Contracting Officer is the agent of the Authority for purposes of contracting with third parties with respect to election expenses within the scope of the contracting officer's duties, and the contracting Officer is not liable for the Party's failure to pay a claim
- (c) The Contracting Officer shall file copies of this contract with the County Treasurer and the County Auditor of Titus County, Texas
- (d) The Authority shall be responsible for the payment of all actual expenses incurred during the election, as outline and estimated on the attached work sheet.
- (e) Only actual expenses directly attributable to the Contract may be charged (Section 31.100(b), Election Code). The County Election Officer must submit the actual costs for items contracted for pursuant tot this Contract with the Authority no later than ten days after the election.

WITNESS the following signatures and seal:

BY C. a. (Gudy,) Striker , CHAIRMAN

TITUS COUNTY ELECTIONS ADMINISTRATOR
BY ASSISTANT ADMINISTRATOR

			•	VOL_	17	PAGE _/	97-C
7.	Polling place	rental				Estimated	Actual
	۸.	(number of polling place	s rented)			\$	\$
8.	Precinct elec	tion judges and clerks:					
	A. Primary	Number of precinct	\$ 5.00	-:	le.	\$ 354 <u>0</u> .∞	\$
			hourly rate (max. \$5 12 huw (x5,00))			
9.	Election judg	es' foe for delivery of sup	onlies after polls close			•	
	A. Primary	10	x \$ 15.00	•		. 10 5 80	
	, , , , , , , , , , , , , , , , , , ,	number of election judges	fee (max. \$15)	•		\$ <u> &85.°°</u>	\$
10.	Farly Voting	Ballot Board personnel:					
10.			- 00	_			
	A. Primary	number of workers	5,00 hourly rate (max. \$5) X Ghra (500)			\$ <u>120.00</u>	\$
11.	Personnel for A. Primary a.	central counting station:	N/A		v	•	
		number of workers (presiding judge and clerks)	hourly rate (max. \$5)	•		* 	
	b. Ma	mager and technical suppo	ort personnel			\$	\$
	•		÷				
12.	Personnel for	unofficial tabulation of p	recinct by precinct re	durns (name	er ballots):	\$	\$
	A. Primary	de de a Yvorus	ey wages	> ""		•	
		number of workers	hourly rate (max. \$5)			▼	*
			3	·	-		

VOL 17 Estimated A. Primary Touce checky Accounting (5 has, at 5.00 + checks) \$ 4.5.00 On bustien Johns \$150.∞ Judges Plegs at 20,00 cm (HART TORINS) 400,00 White Sealer (Hud Forms) (Add Primary Costs from lines BIA-BI3A) \$ 5466.69 15. 16. Total cost of general and runoff primary (Add lines B14 and B15) 17. County administrative fee, pursuant to Texas Election Code, Sec. 31.100 Total contract amount (Add lines B16 and B17) \$5740.02

5% #273.33

After 8:00 minument of 10 count



ATTACHMENT "E"
OFFICE OF

June Roach, RTA

Titus County Tax Assessor-Collector 105 W. Ist, Suite 101, Courthouse Annex Mt. Pleasant, Texas 75455

VOL 17 PAGE 117

Vehicle Reg. 903-577-6710 Tax Dept. 903-577-6712

March 28, 1994

TO: TITUS COUNTY COMMISSIONERS COURT

I hereby certify that a petition for local option election to legalize the sale of all alcoholic beverages for off-premise consumption only for the City of Winfield, Texas was presented to my office on March 23, 1994 containing 117 signatures of registered voters.

I hereby certify that ______ signatures were qualified.

Eighty-two (82) signatures required. The list of registered voters for the City on Winfield contained 234 names with 35% being required.

June Roach

JR:j1

Y

The above and foregoing minutes for the month of MARCH, 1994 were read and approve this 11th day of APRIL, 1994.

ALFORD L. FLANAGAN, COUNTY JUDGE

MIKE PRICE, COMMISSIONER PRECINCT # 1

MIKE FIELDS, COMMISSIONER PRECINCT # 2

J.W. TERRELL, JR., COMMISSIONER PRECINCT # 3

THOMAS E. HOCKADAY, COMMISSIONER PRECINCT # 4

SHELIA D. PRICE, COUNTY CLERK

COMMISSIONERS' COURT MINUTES FOR MARCH, 1994 A.D.

SHELIA D. PRICE, COUNTY, TEXAS

By Jean Crover DEPUTY COUNTY CLERK

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