VOL 19 PAGE 29

COMMISSIONERS' COURT
SPECIAL MEETING
JANUARY 23RD, 1995

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS' COURT met in *SPECIAL SESSION* on Monday, January 23rd, 1995, in the Titus County Courtroom with the following members present:

DANNY P. CROOKS.....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
JEAN CROVER.....DEPUTY COUNTY CLERK

ABSENT: NONE

PUBLIC AND OFFICIALS ATTENDING MEETING:

CARL JOHNSON, COUNTY AUDITOR
CHRIS DURANT, CONSTABLE PRECINCT 1
THOMAS P. GRESHAM, CONSTABLE PRECINCT 2

JIMMY WHITE	PAM WEAKLEY
TOM OLIVER	BILL WEBSTER
JOE L. LESKA	SCOTT WYLIE
ANNA ANDERSON	MICHAEL VALLANDINGHAM
LANNY WALKER	CANDY LEIGH
MIKE BOLES	SARAGENT CALDWELL
DAN H. METCALF	GORDON HALL
KERRY WOOTEN	A. D. LOUSBERG
PAT CLINE	ROBERT (BOBBY) PALMER
MIKE ROSS	

County Judge Danny P. Crooks introduced himself and opened the meeting.

IN THE MATTER OF
CONSIDERING PROPOSALS FOR
DELINQUENT TAX ATTORNEY

Mr. Jimmy L. White presented his proposal for collecting Titus County delinquent taxes.

Calame Linebarger, Grahm & Pena, L.L.P. represented by Tom Oliver and Scott Wylie presented their firms proposal for collecting Titus County delinquent taxes. They pointed out that they now serve Titus County Appraisal District, Talco-Bogata Consolidated Independent School District and the City of Talco.

Commissioner J. W. Terrell, Jr. said, "First, I'd like to thank these two gentlemen for coming and for a real good presentation. They've done a lot of work. Personally, I feel like White has done good. I have not had any complaints. Therefore, I make a motion."

Motion was made by Commissioner J. W. Terrell, Jr. and seconded by Commissioner Thomas E. Hockday to approve Jimmy L. White as Delinquent Tax Attorney. Motion carried unanimously. *SEE ATTACHMENT "A" AND ATTACHMENT "A-1"*

IN THE MATTER OF
CONSIDERING RESOLUTION FOR
MUNICIPAL SOLID WASTE DIVISION GRANT

City of Mt. Pleasant representative, Mike Boles spoke to the Court about a State grant that was available for $25,400.00 to increase enforcement activity for prohibiting illegal solid waste dumping and littering. This would be a joint venture between the City and County. The estimate cost would be approximately $50,000.00. The City and County would both commit $12,700.00 to the project. The funds would be used for an office and a vehicle. This grant could be granted a renewal of one or two years.

The Commissioners' expressed that they would prefer the officer's salary on City Payroll. The City asked if the County could find some office space for

this position since none was available at the City Hall. The Commissioners felt that a space could be found. It was discussed that the City and County would get together once the grant had been approved to workout all details.

The City Council had already approved on the contingency that the Commissioners' Court approved the Resolution.

Motion was made by Commissioner Mike Price and seconded by Commissioner J. W. Terrell, Jr. to approve the Resolution For Municipal Solid Waste Division Grant. Motion carried unanimously. *SEE ATTACHMENT "B"*

IN THE MATTER OF
CONSIDERING TEXAS UTILITIES REQUEST
FOR A BUFFER ZONE VARIANCE FOR
NW-12 AND NW-4

Texas Utilities was represented by their attorney, Kerry Wooten. Mr. Wooten told the Court the buffer zone was needed to allow equipment to be moved to do some work that was necessary. In no way would the buffer zone be used for mining purposes.

Motion was made by Commissioner Mike Price and seconded by Commissioner J. W. Terrell, Jr. to approve the request of Texas Utilities for a buffer zone variance for NW-12 and NW-4. Motion carried unanimously. *SEE ATTACHMENT "C"*

Mr. Lanny Walker asked, "May, I speak to the Court about the outside audit. I thought it was going to be on the agenda today so I came. I guess you will have to take action at the next meeting. So I'll go ahead and cover this and that way if you have questions. Keep your questions in mind and get with me later."

The accountant noted how the county reduced its debt by $700,000.00 in the last year and at the same time increased its cash position by another $700,000.00.

Mr. Walker went on to point out even though the Court had lowered taxes the

Courthouse Renovation and the County Annex were now paid for. Mr. Walker said, "The Court is following the budget closer, therefore we are very sound now with a much improved financial standing."

IN THE MATTER OF
APPROVING MINUTES FOR
DECEMBER 1994

Motion was made by Commissioner J. W. Terrell, Jr. and seconded by Commissioner Thomas E. Hockaday to approve minutes for December 1994. Motion carried unanimously.

IN THE MATTER OF
APPROVING DEPUTATION OF
ALTON ALEXANDER AS DEPUTY SHERIFF

Motion was made by Commissioner Mike Fields and seconded by Commissioner Mike Price to approve the deputation of Alton Alexander as Deputy Sheriff. Motion carried unanimously.

IN THE MATTER OF
CONSIDERING BIDS FOR
1994 OR 1995 1-TON TRUCK

Only one bid was received for the 1-ton truck from Donnie Keck Ford.

Motion was made by Commissioner Mike Price and seconded by Commissioner J. W. Terrell, Jr. to approve Donnie Keck Ford's bid for $17,150.00 for a 1995 1-ton Truck. Motion carried unanimously. *SEE ATTACHMENT "D"*

IN THE MATTER OF
DISCUSSING MT. PLEASANT
HOUSING AUTHORITY REQUEST TO
WAIVE TAXES

Mt. Pleasant Housing Authority was represented by Candy Leigh. Ms. Leigh pointed out that the City had already approved their request for waiving of taxes. She was to speak to the Mt. Pleasant Independent School District for a

waiver. The housing authority is asking for only one year to waive the pilot tax.

The housing authority has 145 units. The units are divided into 105 units for elderly, 15 units handicapped and the rest are low income housing.

The need for the waiver stems from a law suit that has the housing authority operating in the red. The units operate on grants and rent from units. The staff answers to HUD and the board is appointed by the City Council.

Motion was made by Commissioner Mike Price and seconded by Commissioner J. W. Terrell, Jr. to waive the pilot tax for the Mt. Pleasant Housing Authority. Motion carried unanimously. *SEE ATTACHMENT "E"*

IN THE MATTER OF
DISCUSSING TITUS COUNTY HISTORICAL
COMMISSION MEMBERSHIP

Titus County Historical Commission was represented by Mr. Claude Alexander, Jr. He presented his recommendation of members for this committee. He told the Court one of the projects his committee would be working on was making the old Titus County Jail into a law enforcement museum.

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner J. W. Terrell, Jr. to approve the Titus County Historical Commission Membership as presented. Motion carried unanimously. *SEE ATTACHMENT "F"*

IN THE MATTER OF
APPROVING BUDGET AMENDMENTS

Motion was made by Commissioner Mike Price and seconded by Commissioner Thomas E. Hockaday to approve budget amendments. Motion carried unanimously. *SEE ATTACHMENT "G"*

IN THE MATTER OF
SIGNING PAY ORDERS AND
PAYING BILLS

Motion was made by Commissioner Mike Price and seconded by Commissioner Thomas E. Hockaday to approve signing pay orders and paying bills. Motion carried unanimously.

IN THE MATTER OF
APPROVING COUNTY
OFFICIALS' REPORTS

Motion was made by Commissioner J. W. Terrell, Jr. and seconded by Commissioner Mike Price to approve reports from District Clerk Bobby LaPrade, County Clerk Sherry Mars, and Justice of the Peace Precinct 2 Gene Alexander. Motion carried unanimously.

IN THE MATTER OF
DISCUSSING CONVENIENCE TRASH
COMPACTOR STATION

Mr. Carrol was unavailable for Commissioners Court. The Court tabled this matter until later.

IN THE MATTER OF
APPROVING REVOLVING LOAN
FUND AGREEMENT

The Court tabled this until later.

County Judge Danny P. Crooks stated, "Mr. Price has something he wants to say."

Commissioner Mike Price then proceeded to read a statement to the Court. *SEE ATTACHMENT "H"*

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.

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The above and foregoing minutes for the month of December 1994 were read and approved this 23rd day of January, 1995.

Danny P Crooks

DANNY P. CROOKS, COUNTY JUDGE

Mike Price

MIKE PRICE, COMMISSIONER PRECINCT # 1

Mike Fields

MIKE FIELDS, COMMISSIONER PRECINCT # 2

J. W. Terrell

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

Thomas E. Hockaday

THOMAS E. HOCKADAY, COMMISSIONER PRECINCT #4

Sherry Mars

SHERRY MARS, COUNTY CLERK

COMMISSIONERS' COURT MINUTES FOR DECEMBER, 1994 A.D.
RECORDED ON THE 26th DAY OF JANUARY, 1995 A.D.

SHERRY MARS,COUNTY CLERK,
TITUS COUNTY, TEXAS

By Jean Crowe *DEPUTY COUNTY CLERK*

****

ATTACHMENT "A" VOL 19 PAGE 37

LAW OFFICE OF
JIMMY L. WHITE
311 E. SIXTEENTH STREET
MT. PLEASANT, TEXAS 75455
(903) 572-9831 FAX NO. (903) 572-6108

TO: THE COMMISSIONERS COURT
Titus County, Texas
Titus County Courthouse
Mt. Pleasant, Texas

RE: Collection of County
Delinquent Taxes

Gentlemen:

Please consider this as a formal application to be reappointed as the Delinquent Tax Attorney for Titus County, Texas, and the taxing entities for which it collects delinquent taxes for the two year term 1995-1996. I enclose herewith a contract for your consideration which has the same terms and conditions as the present contract between us.

All conditions of the prior contract have been fulfilled and collections during the term of this contract were higher than prior years.

While I am pleased with these figures, I feel they can be improved upon by my implementation of the following change in my collection policies: In the past we have made additional contact with delinquent taxpayers who owe more than $1,000.00. I plan to reduce that figure to $750.00.

If the Court chooses to accept my bid, I would welcome any other suggestions that might aid in the collection of Delinquent Taxes.

Thank you for your consideration.

Sincerely yours,

Jimmy L. White

Jimmy L. White

LAW OFFICES
CALAME LINEBARGER GRAHAM & PEÑA, L.L.P.
P. O. BOX 17428
AUSTIN, TEXAS 78760

512-447-6675
FAX 512-443-3494

January 23, 1995

The Honorable Danny P. Crooks
County Judge, Titus County
The Honorable Mike Price
Commissioner, Precinct One
The Honorable Mike Fields
Commissioner, Precinct Two
The Honorable J.W. Terrell, Jr.
Commissioner, Precinct Three
The Honorable Thomas E. Hockaday
Commissioner, Precinct Four
c\o Carl Johnson, Titus County Auditor
100 W. First Street, Suite 202
Mt. Pleasant, Texas 75455

Dear Judge Crooks and Commissioners:

Our firm is pleased to submit a proposal for delinquent tax collection for Titus County. I will serve as the chief contact between our firm and the County throughout your selection process, and I am authorized to make representations on behalf of the firm. If I am unavailable, Mike Vallandingham or Don Wolf will be able to help you. Any questions of our firm may be referred to any one of us as follows:

Tom Oliver, or
Michael T. Vallandingham, or
Donald Lee Wolf
1517 W. Front Street, #110
Tyler, Texas 75710
1-800-262-9270

Scott Wylie
P.O. Box 17428
Austin, Texas 78760
1-800-262-7229

We make this proposal with the firm belief that we can solidly enhance your collection program.

Our delinquent tax collection efforts will be managed from our Tyler office. Everyone who works in this office devotes 100% of their time to property tax law and property tax

collections. You and your assessor-collector will have full use of our incoming 1-800 number, which enables you to contact us at no expense.

A sample contract, intended to incorporate all representations made in this proposal, is contained in our "Contract" Exhibit, which is appended to this proposal.

Please allow me to highlight reasons why we sincerely believe that we can offer the best service available to you.

COLLECTIONS COMPARISONS:

First and foremost, we can prove to you with data form other similar jurisdictions that we have historically increased collections in our first year under contract. Although we can provide you with similar data from hundreds of jurisdictions across the state who have chosen to improve their collections by contracting with our firm, the following counties were chosen because of similarity to Titus County in size and characteristics.

	Amount Collected	1-2 Year Increase
Navarro County		
Before CLGP	$201,995	
First Year CLGP	$215,590	
Second Year CLGP	$286,157	142%
Van Zandt County		
Before CLGP	$84,433	
First Year CLGP	$160,558	
Second Year CLGP	$297,561	152%
Kaufman County		
Before CLGP	$218,464	
First Year CLGP	$684,088	297%

Although the numbers above are impressive, don't simply take our word for this performance. Also appended to our proposal is a listing of the above clients and other Northeast Texas clients. Please feel free to call any of them for further information regarding our performance.

PERSONAL SERVICE:

Every request for proposal we receive is unique and each new taxing jurisdiction presents us with unique opportunities that previously have not been explored. As you review this proposal, please make note of those factors that, if you choose to contract with our firm, will

provide you with the opportunity to improve collections and consequently, will allow you to provide more services individualized to your needs and to the needs of your constituents.

We never forget for whom we work. We strive to be available to you promptly and at no cost to you through our 1-800 number. If you or your assessor-collector need to talk to us, rest assured that an attorney will be available. We were informed by June Roach that she was previously instructed to talk to a secretary only when needing assistance and not to bother your current tax attorney. That will never happen if we are selected to represent Titus County.

Another important factor to consider is the amount of resources we devote to designing our work and collection programs to meet the unique needs of a particular client. Our first job after contract is to thoroughly analyze the delinquent tax roll of a new client, target those areas that require immediate attention and then design a collection program that best suits the needs of that particular client. In your case, and at our expense, we have already obtained a magnetic tape of your delinquent tax roll. The data has been loaded onto our system successfully. With only a minor update for payments over the last 45 to 60 days, we would be ready to "hit the ground running".

We long ago learned that what works in one community may not work in another. In response, we have designed our own software to analyze a delinquent tax roll and software that tells us where our resources are most needed or required. The expense of this software and the accompanying work to design site specific collection programs has paid off in the collection results realized by our clients. For example, in the case of Titus County, we have already made a preliminary analysis of your delinquent roll. Approximately one month ago, your delinquent tax roll stood at $450,000 in round figures (base tax only). We estimate that by including penalty and interest, the outstanding debt owed to Titus County by delinquent taxpayers is approaching $1,000,000. Our analysis also showed that 108 of Titus County's 2000 plus delinquent taxpayers owed over one-half of all your delinquent taxes. Thus, if awarded the contract and with your consent and approval, we would first concentrate our collection efforts toward your top 108 delinquent taxpayers that owe more than 50% of your delinquent taxes.

TIGHT BUDGET TIMES:

As local tax burdens have gone up, we increasingly hear from our clients that the public sentiment is that more effort should be made to collect from delinquent taxpayers. There is a resentment among the great bulk of timely-paying taxpayers against subsidizing the non-payers. If we are chosen to do your collections work, you may rest assured that you have hired the best tax collection firm available to help ease the burden on the majority of your citizens.

However, we understand that tight budget times exist not only for local taxing units, but also for some individuals in your community. We have never considered our job to be one of callously running rough-shod over true hardship cases. In fact, we have a history of working with local jurisdictions to identify true need cases and working with such people on installment plans. Our enormous success is proof of our ability to maintain a successful collection program while handling hardship cases in a courteous and firm manner where appropriate.

This firm started with a handful of clients in 1978. We currently have 12 offices in Texas representing in excess of 850 local taxing jurisdictions. Our clients range in size from as small as the City of Talco to as large as the City of Houston. As our clientele has grown, we have continuously added personnel, computer capabilities, and other capital outlays to keep pace with our growth. Our firm has always had the commitment to invest the requisite resources to meet the needs of all our clients from the very smallest all the way to the very largest. Titus County would be no exception to the rule. You have my assurance that you will have the best personal service firm in the profession. We would love the opportunity to prove it to you on a first hand basis.

SUMMARY:

We are proud of our attorneys and staff, and appreciate the opportunity to let others know more about us. Again, thank you for the opportunity to allow us to make this proposal. If any additional information would be helpful, please feel free to request it.

Sincerely,

Scott D. Wylie
Partner

Tom Oliver
Attorney at Law

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ATTACHMENT "B"

RESOLUTION NO. 1

A RESOLUTION BY THE COMMISSIONER'S COURT OF TITUS COUNTY, TEXAS AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION FOR A SOLID WASTE ENFORCEMENT ASSISTANCE GRANT TO BE A JOINT APPLICATION WITH THE CITY OF MOUNT PLEASANT; AND AUTHORIZING THE COUNTY JUDGE TO ACT AS THE COUNTY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE COUNTY'S PARTICIPATION IN THE GRANT PROGRAM.

WHEREAS, the Commissioner's Court of Titus County desires to increase enforcement activity for prohibiting illegal solid waste dumping and littering;

WHEREAS, the Commissioner's Court of Titus County desires to formulate a partnership with the City Council of the City of Mount Pleasant to jointly increase the enforcement activity for all of Titus County;

WHEREAS, It is necessary to apply for assistance in financing the increased enforcement activity.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONER'S COURT OF TITUS COUNTY, TEXAS:

1. That an application for a Solid Waste Enforcement Assistance Grant is hereby authorized to be submitted to the Texas Natural Resource Conservation Commission on behalf of the County;

2. That the application be submitted jointly with the City of Mount Pleasant;

3. That the application be for $25,400 of grant funds for a solid waste enforcement officer including salary, fringe benefits, vehicle, equipment and related supplies;

4. That Titus County is committing $12,700 from its General Fund as its cash contribution for the project;

5. That approval of this Resolution is contingent on approval of the application and a commitment of $12,700 cash contribution by the City of Mount Pleasant;

6. That the Commissioner's Court directs and designates the County Judge as the County's chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the County's participation in the Solid Waste Enforcement Assistance Grant program.

PASSED THIS 23RD DAY OF JANUARY 1995.

Danny Pat Crooks, County Judge

ATTEST:

Deputy Clerk

VOL 19 PAGE 44

ATTCHMENT "C"

RESOLUTION NO. 7

A RESOLUTION AUTHORIZING VARIANCE IN THE BUFFER ZONE CREATED BY MINING ACTIVITIES OF TEXAS UTILITIES MINING COMPANY.

BE IT RESOLVED BY THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS:

SECTION 1

Upon application by Texas Utilities Mining Company, the Commissioners' Court of Titus County, Texas, grants permission and approval for work to be performed by Texas Utilities Mining Company as follows:

> Construction of L-5 Diversion Ditch associated with the construction of L-3 Sedimentation Pond. The diversion ditch will be located within 100 feet of the public right-of-way of NW-12, however, no construction will occur within the right-of-way itself. The work will take place adjacent the county road approximately 2,000 feet east of the intersection of NW-12 and U.S. Highway 271 Business (Loop 419).

SECTION 2

The Commissioners' Court of Titus County, Texas, finds that this action is necessary because the area described in Section 1 falls within the jurisdictional limits of Titus County, Texas, due to the fact the said area lies within the buffer zone created by the mining requirements of the Railroad Commission of Texas.

SECTION 3

Upon motion made by MIKE PRICE, Commissioner of Precinct 1, and seconded by J.W. TERRELL, JR, Commissioner of Precinct 2, the motion was passed by a unanimous vote that Commissioners' Court approval be granted for said work by Texas Utilities Mining Company.

PASSED, APPROVED AND ADOPTED THIS THE 23 DAY OF JANUARY, 1995.

Larry D. Clark

County Judge, Titus County, Texas

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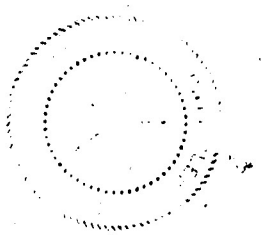
ATTEST:
Shirley Mann
By Jean Brown Deputy
Clerk of the County Court of
Titus County, Texas

THE STATE OF TEXAS *
COUNTY OF TITUS *

I hereby certify that the foregoing is a true and correct copy of motion passed by the Titus County Commissioners' Court on the 23 day of January, 1995.



Shirley Mann
Clerk of the County Court of
Titus County, Texas
By Jean Brown, Deputy

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RESOLUTION NO. 7

A RESOLUTION AUTHORIZING VARIANCE IN THE BUFFER ZONE CREATED BY MINING ACTIVITIES OF TEXAS UTILITIES MINING COMPANY.

BE IT RESOLVED BY THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS:

SECTION 1

Upon application by Texas Utilities Mining Company, the Commissioners' Court of Titus County, Texas, grants permission and approval for work to be performed by Texas Utilities Mining Company as follows:

> Construction of L-Area Haulroad No. 1. The haulroad will be located within 100 feet of the public right-of-way of NW-4 and the proposed relocation of NW-4, however, no construction will occur within the right-of-way itself while the road is open to public use. The work will take place adjacent the county road approximately 1,400 feet west of the intersection of NW-4 and U. S. Highway 271.

SECTION 2

The Commissioners' Court of Titus County, Texas, finds that this action is necessary because the area described in Section 1 falls within the jurisdictional limits of Titus County, Texas, due to the fact the said area lies within the buffer zone created by the mining requirements of the Railroad Commission of Texas.

SECTION 3

Upon motion made by MIKE PRICE, Commissioner of Precinct 1, and seconded by J. W. TERRELL JR, Commissioner of Precinct 3, the motion was passed by a unanimous vote that Commissioners' Court approval be granted for said work by Texas Utilities Mining Company.

PASSED, APPROVED AND ADOPTED THIS THE 23 DAY OF JANUARY, 1995.

County Judge, Titus County, Texas

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ATTEST:

Shirley Mans

By Jean Cramer Deputy

Clerk of the County Court of
Titus County, Texas

THE STATE OF TEXAS *
COUNTY OF TITUS *

I hereby certify that the foregoing is a true and correct copy of motion passed by the Titus County Commissioners' Court on the 23 day of January, 1995.

Shirley Mans

Clerk of the County Court of
Titus County, Texas
By Jean Cramer, Deputy

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ATTACHMENT "D"

FORD MERCURY LINCOLN

DONNIE KECK FORD, Inc.

203 Ferguson Road P.O. Box 972
Telephone 572-3486
MT. PLEASANT, TEXAS 75455

We would like to submit this bid for the truck listed below:
A 1995 1-ton truck with dual rear wheel-gvw 11, 000 lbs. - 137" wheel base, a V-8 7.5L engine, 5 speed manual transmission, power brakes, 4:10 rear end, power steering, heavy duty battery, 75 amp alternator, dual fuel tanks, color: blue, heavy duty radiator & shocks & springs, radial tires - LT235 85R16E front (regular) back (mud & snow), super deluxe vinyl seat, rubber floor covering, instrument gauges (temperature - oil pressure - amp - fuel - speedometer - tachometer), two speed windshield wipers, factory heater, 6" x 8" below eye level chrome outside mirrors - right and left, current safety inspection sticker, and air conditioning.

Bid: $17, 150.00

ATTACHMENT "E"

RESOLUTION

A RESOLUTION BY THE TITUS COUNTY COMMISSIONERS COURT AUTHORIZING THE COUNTY JUDGE TO EXECUTE A LETTER OF WAIVER FOR PAYMENT IN LIEU OF TAXES (PILOT).

WHEREAS, the Housing Authority of Mount Pleasant, Texas currently owes to Titus County Payment in Lieu of Taxes (Pilot) for the Fiscal Year 1994, pursuant to Section 301 of Part II of the Consolidated Annual Contributions Contract executed between the Housing Authority of Mount Pleasant, Texas, and the United States of America, and

WHEREAS, Titus County and the Housing Authority of Mt. Pleasant, Texas, have determined that it is in the best interests of both parties that Titus County waive the Payments in Lieu of Taxes for the Fiscal Year 1994.

WHEREAS, Titus County and the Housing Authority of Mount Pleasant, Texas, mutually agree and understand that the funds made available by this waiver of the accrued Payments in Lieu of Taxes (Pilot) will be used by the Housing Authority of Mount Pleasant to defray operating expenses of the Housing Authority, concomitantly benefiting the citizens of the City of Mount Pleasant and of the County of Titus.

NOW, THEREFORE BE IT RESOLVED BY THE COMMISSIONERS COURT OF TITUS COUNTY, TEXAS:

1. That the Payments in Lieu of Taxes for the Fiscal Year 1994 , pursuant to Section 301 of Part II of the Consolidated Annual Contributions Contract executed between the Housing Authority of Mount Pleasant, Texas, and the United States of America are hereby waived;

2. That the Titus County Judge is hereby authorized and directed to execute a Letter of Waiver in accordance with the provisions of this Resolution.

APPROVED AND PASSED this 23rd day of January, 1995.

Danny P Crooks

DANNY P. CROOKS, TITUS COUNTY JUDGE

Sherry Mars

SHERRY MARS, TITUS COUNTY CLERK

By Jean Cravens, Deputy

VOL 19 PAGE 50

ATTACHMENT "F"

Appointments to the TITUS County Historical Commission for the 1995-1996 Term.

CHAIR CLAUDE ALEXANDER, JR.

Address 504 E. MAGNOLIA DR.

City MT. PLEASANT, TX Zip 75455

Daytime Phone (903) 572-3753

Fax Number (903) 577-1411

Member DOROTHY SIVESS

Address 406 W. 1ST ST.

City MT.PLEASANT,TX Zip 75455

Phone (903) 572-4709

Member HENRY HARRIS

Address P. O. BOX 2288

City MT. PLEASANT, TX Zip 75456

Phone (903) 572-0579

Member ARDELIA GAUNTT

Address 402 SOUTHGATE

City MT.PLEASANT, TX Zip 75455

Phone (903) 572-3240

Member NITA MAY

Address RT. 1, Box 1374

City MT. PLEASANT, TX Zip 75455

Phone (903) 577-9005

Member MARY NELL TALIAFERRO

Address 308 PARK DR.

City MT. PLEASANT, TX Zip 75455

Phone (903) 572-5205

Member JUDY HAMMONDS

Address RT. 4, BOX 1607

City MT.PLEASANT, TX Zip 75455

Phone (903) 572-1549

Member JAMES M. PATTERSON

Address RT. 5, BOX 120

City MT.PLEASANT, TX Zip 75455

Phone (903) 572-2793

Member AMY HARLIN

Address 806 W. 6TH ST.

City MT. PLEASANT, TX Zip 75455

Phone (903) 572- 3763

Member LYNN PATTERSON

Address RT. 5, BOX 120

City MT.PLEASANT, TX Zip 75455

Phone (903) 572-2793

County Judge, Presiding Officer
Commissioners' Court

Date

Please return to: Local History Programs
Texas Historical Commission
P. O. Box 12276
Austin, TX 78711-2276
512/463-5853

Or FAX: 512/475-4872

NOTE: Attach additional pages, if needed.

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Appointments to the TITUS County Historical Commission for the 1995-1996 Term.

CHAIR _____

Address _____

City _____ Zip _____

Daytime Phone _____

Fax Number _____

Member HILLER HESS

Address RT. 5, BOX 195

City MT.PLEASANT,TX Zip 75455

Phone (903) 572-4916

Member ERNESTINE HESS

Address RT. 5, BOX 195

City MT.PLEASANT, TX Zip 75455

Phone (903) 572-4916

Member W. DAN LATIMER

Address 506 DELWOOD

City MT.PLEASANT,TX Zip 75455

Phone (903) 572-8863

Member RICHARD FLOURNOY

Address P.O.BOX 1332

City MT.PLEASANT,TX Zip 75455

Phone (903) 572-1406

Member MARGARET COX

Address 804 N. JOHNSON

City MT.PLEASANT, TX Zip 75455

Phone (903) 572-5286

Member _____

Address _____

City _____ Zip _____

Phone _____

Member _____

Address _____

City _____ Zip _____

Phone _____

Member _____

Address _____

City _____ Zip _____

Phone _____

Member _____

Address _____

City _____ Zip _____

Phone _____

Member _____

Address _____

City _____ Zip _____

Phone _____

_____
County Judge, Presiding Officer
Commissioners' Court

_____
Date

Please return to: Local History Programs
Texas Historical Commission
P. O. Box 12276
Austin, TX 78711-2276
512/463-5853

Or FAX: 512/475-4872

NOTE: Attach additional pages, if needed.

ATTACHMENT "G" VOL 19 PAGE 52

19

BUDGET AMENDMENT

: 1/20/95 FYE: 9/95 FUND: Gen Co. - Treasurer

COUNT DESCRIPTION	ACCOUNT NUMBER	BEGINNING BALANCE	AMOUNT OF AMENDMENT	ENDING BALANCE	REASON FOR AMENDMENT
Dues + Bonds	010-497-480	650	+300	950	
Other Contingencies	010-409-570	142,330	(300)	142,030	

1/23/95
pproved in Commissioner's Court

CA
epartment Head

County Auditor

Not Posted
Voided

BUDGET AMENDMENT

1/20/95 FYE: 9/95 FUND: Den. Co. - Co. Clerk

COUNT DESCRIPTION	ACCOUNT NUMBER	BEGINNING BALANCE	AMOUNT OF AMENDMENT	ENDING BALANCE	REASON FOR AMENDMENT
Dues + Bonds Co Clerk	010-403-480	125 00	+ 100 00	225 00	
Other Contingencies C.C. Clerk	010-409-570	142,430	< 100 00 >	142,330	

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Approved in Commissioner's Court 1/23/95

Department Head Sherry Mars

County Auditor

Not posted yet. C.I.

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BUDGET AMENDMENT

DATE: 1/20/95 FYE: 9/95 FUND: Dn. Co. - MPFD

COUNT DESCRIPTION	ACCOUNT NUMBER	BEGINNING BALANCE	AMOUNT OF AMENDMENT	ENDING BALANCE	REASON FOR AMENDMENT
Repairs - Fire Truck	010-541-469	0	+5,000	5,000	
Other Contingencies	010-409-570	147,430	<5,000>	142,430	

Approved in Commissioner's Court 1/23/95

Department Head

County Auditor

Not posted yet - SR

16

BUDGET AMENDMENT

E: 1/19/95 FYE: 9/95 FUND: Juv. Prob. Exp.
0

COUNT DESCRIPTION	ACCOUNT NUMBER	BEGINNING BALANCE	AMOUNT OF AMENDMENT	ENDING BALANCE	REASON FOR AMENDMENT
Juvenile Salaries	010-570-494	4,000	10,000	14000	add money to Juvenile Dept
Other Capital Outlay/ Contingencies	010-409-570	142030	10,000	132030	

Dawn P Clark 1/23/95
roved in Commissioner's Court

Dawn P Clark N/A
irtment Head

County Auditor

No Position
1/

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BUDGET AMENDMENT

1/19/95

FYE: 9/95

FUND: RVB-R#3 (023-613-)

COUNT DESCRIPTION	ACCOUNT NUMBER	BEGINNING BALANCE	AMOUNT OF AMENDMENT	ENDING BALANCE	REASON FOR AMENDMENT
Other Food Materials ~~Out Lay~~	350	25,000	+3,000	28,000	Reclassify from
Misc. Exp.	495	17,059	<3,000>	14,059	misc. budget amt per J.W. Smith.

Dan Kelly 1/23/95
roved in Commissioner's Court

J.W. Terrell
rtment Head

County Auditor

P. 1/19/95 GR

BUDGET AMENDMENT

: 1/13/95 FYE: 9/95 FUND: Gen. Co. - Winfield VFD
Talco VFD
Tri-Lakes VFD
Cookville VFD
F-Star VFD
Norton VFD

COUNT DESCRIPTION	ACCOUNT NUMBER	BEGINNING BALANCE	AMOUNT OF AMENDMENT	ENDING BALANCE	REASON FOR AMENDMENT
Capital Outlay - Winfield VFD	010-542-570	0	+5,000	5,000	Post amts. to budget as OK'd by Commissioners Court
Capital Outlay - Talco VFD	010-543-570	0	+5,000	5,000	
Capital Outlay - Tri-Lakes VFD	010-544-570	0	+5,000	5,000	
Capital Outlay - Cookville VFD	010-545-570	0	+5,000	5,000	
Capital Outlay - Five Star VFD	010-546-570	0	+5,000	5,000	
Capital Outlay - Norton VFD	010-547-570	0	+5,000	5,000	
Other Contingencies	010-409-570	177,430	<30,000>	147,430	

Dany Clark 1/23/95
roved in Commissioner's Court

N/A
artment Head

County Auditor

-P-
1/13/95 SOR

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ATTACHMENT "H"

Since the media is here today, I would like to clear up some matters that have developed since the last commissioners court.

I have received calls from friends concerning rumors pertaining to me and members of this court on a professional and personal nature. These rumors are false and have absolutely no validity to them. It's unfortunate that when a person holds public office as all of the members of this court do, we become the vocal point of anger by unsatisfied employees of the county, or as in my case, past employees of my private business.

This court has always made every effort to perform its duties in an honest and forthright manner. When we visit other communities as representatives of Titus County, we have done so in a professional manner as to not embarrass the people of our county. I ask you to be careful about believing the lies and innuendoes pertaining to any member of this court.

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ATTACHMENT A-1

CONTRACT FOR THE COLLECTION OF DELINQUENT TAXES

THE STATE OF TEXAS I

COUNTY OF TITUS I

THIS CONTRACT is made and entered into by and between TITUS COUNTY, TEXAS, acting herein by and through its governing body, hereinafter called FIRST PARTY, and JIMMY L. WHITE, Attorney, hereinafter styled SECOND PARTY.

-1-

First Party agrees to employ and does hereby employ Second Party to enforce by suit or otherwise the collection of all delinquent taxes, penalty and interest owing to the County of Titus, Titus County Fresh Water District, Titus County Memorial Hospital and Northeast Texas Community College, provided current year taxes falling delinquent within the period of this contract shall become subject to its terms on the first day of July of the year in which the same shall become delinquent except that suits resolved before the first day of July must include current year delinquent taxes.

-2-

Second Party is to call to the attention of the collector or other officials any errors, double assessments or other discrepancies coming under his observation during the progress of the work, and is to intervene on behalf of First Party in all suits for taxes hereafter filed by any taxing unit on property located within its corporate limits.

-3-

First Party agrees to make tax records available to Second Party on all property within the taxing jurisdiction. Second Party will furnish forms for said statements on request and will assume responsibility for having penalty and interest computed on statements before such statements are mailed to property owners at Second Party's expense.

-4-

Second Party agrees to file suit on and reduce to judgment and sale of any property located within the county against which a tax lien would prevail provided First Party will furnish the necessary date and information as to the name, identity and location of the necessary parties, and legal description of the property to be sold. Second Party agrees to sue for recovery of the costs as court costs as provided by Tex. Prop. Tax Code #33.48 (Vernon 1979).

-5-

First Party agrees to pay to Second Party as compensation for services required hereunder Fifteen (15%) percent of the amount collected of all delinquent taxes, penalty and interest of the years covered by this contract, actually collected and paid to the collector of taxes during the term of this contract as and when collected. All compensation above provided for shall become the property of the Second Party at the time payment of taxes, panalty and interest is made to the collector. The collector shall pay over said funds MONTHLY by check.

-6-

This contract is drawn to cover a period of 24 months beginning January 1, 1995, and ending December 31, 1996, provided however that Second Party shall have an additional six months to reduce to judgment all suits filed prior to the date last mentioned, and provided however that Second Party shall handle to conclusion all suits in which trial court judgments are obtained during the period of this contract and which are appealed by any party. To remain effective, this contract must be ratified by any subsequent governing body of First Party within the contract period. In consideration of the terms and compensation herein stated, Second Party hereby accepts said employment and undertakes the performance of this contract as above written and in accordance with the guidelines made a part of this contract for all purposes. First Party shall have the right to sooner terminate this contract for cause, giving thirty (30) days written notice of such intention, with a statement of the cause or reasons for such termination, after giving Second Party a reasonable opportunity of explaining or rectifying the same. In case of such termination, Second Party shall be entitled to receive and retain all compensation due up to the date of said termination.

-7-

This contract is executed on behalf of First Party by the presiding officer of its governing body who is authorized to execute this instrument by order heretofore passed and duly recorded in its minutes.

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WITNESS the signature of all parties hereto in duplicate originals, this the 23rd day of January, 1995.

TITUS COUNTY COMMISSIONERS COURT

BY: Danny P. Crooks

COUNTY JUDGE

Jimmy L White

JIMMY L. WHITE
Attorney at Law
311 E. Sixteenth Street
Mt. Pleasant, Tx. 75455
SBN# 21304600