

**COMMISSIONERS' COURT
REGULAR MEETING
MARCH 8, 1999**

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS' COURT met in *Regular Session* on Monday, March 8, 1999, 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
BILLY J. THOMPSON.....COMMISSIONER PRECINCT 3
THOMAS E. HOCKADAY.....COMMISSIONER PRECINCT 4
JEAN CROVERDEPUTY COUNTY CLERK

ABSENT: NONE

PUBLIC AND COUNTY OFFICIALS ATTENDING MEETING:

CARL JOHNSON, AUDITOR
RICKY W. POOLE, SHERIFF
KEN SCHINDLEY

RUSTY LEFTWICH
PHILLIP CROMWELL

ANN RUNDLE

Invocation was given by Commissioner Mike Fields.

**IN THE MATTER OF
APPROVING ROAD DEDICATION
FOR FOSTER LANE IN PRECINCT 2**

Motion was made by Commissioner Mike Fields and seconded by Commissioner Mike Price to approve the road dedication for Foster Lane in Precinct 2. Motion carried unanimously.

VOL 26 PAGE 58 IN THE MATTER OF
APPROVING PLAT OF COUNTRY PLACE
PHASE I IN PRECINCT 4

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Mike Price to approve plat of Country Place Phase I in Precinct 4. Motion carried unanimously.

IN THE MATTER OF
CONSIDERING AND APPROVING RESOLUTION
RELATING TO THE SPEED LIMITS ON HIGHWAY 49

Mr. Rusty Leftwich asked, "Would the Court consider contacting the Texas Department of Transportation regarding lowering the speed limit on FM Road 2348, better know as Union Hill Road to 60 miles per hour for safety reasons?"

Commissioner Thomas E. Hockaday replied, "Yes, FM Road 2348 definitely needs to be 60 miles per hour. I will contact the Texas Department of Transportation and see what we can do."

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Mike Price to approve the Resolution relating to speed limits on Highway 49 from 70 miles per hour to 60 miles per hour. Motion carried unanimously. *SEE ATTACHMENT "A"*

IN THE MATTER OF
DISCUSSING AND CONSIDER APPROVING CONTRACT
WITH NET DATA & PID CLEANUP

Ken Schindley, Chief Deputy Sheriff stated, "The PID is mainly used for intelligence information. The problem stems from the fact we are running out of space to store this information." It also stems from different departments entering this information. He gave an example John Smith, John R. Smith, and John Robert Smith could be the same person. He suggested that we use the Social Security number of the person as the main reference.

It had been suggested to the Court that each department have someone from their office to handle the cleanup. The Court was opposed to allowing overtime to be paid for this cleanup.

Motion was made by Commissioner Mike Price and seconded by Commissioner Billy J. Thompson to table this matter.

IN THE MATTER OF
APPROVING SOUTHWESTERN BELL TELEPHONE
COMPANY BURYING CABLE ALONG AND UNDER
NW 41 IN PRECINCT 1

Motion was made by Commissioner Mike Price and seconded by Commissioner Thomas E. Hockaday to approve Southwestern Bell Telephone Company burying cable along and under NW 41 in Precinct 1. Motion carried unanimously. *SEE ATTACHMENT "B"*

IN THE MATTER OF
APPROVING LEASE AGREEMENT BETWEEN TITUS COUNTY
PRECINCT 3 AND PATRICIA S. AND DENNIS L. GRIFFIN

Commissioner Precinct 3 Billy J. Thompson stated, "This lease is for a mixing field on a 3 acre tract owned by Patricia S. and Dennis L. Griffin."

Motion was made by Commissioner Billy J. Thompson and seconded by Commissioner Mike Fields to approve the lease agreement between Titus County Precinct 3 and Patricia S. and Dennis L. Griffin for a mixing field. Motion carried unanimously. *SEE ATTACHMENT "C"*

IN THE MATTER OF
APPROVING FEBRUARY 1999 MINUTES

Motion was made by Commissioner Mike Fields and seconded by Commissioner Mike Price to approve February 1999 minutes. Motion carried unanimously.

IN THE MATTER OF
APPROVING BUDGET AMENDMENTS

Motion was made by Commissioner Billy J. Thompson and seconded by Commissioner Mike Price to approve budget amendments number 4,5 & 6 for the 1999 Budget Year. The amendment can be seen in the County Auditor's Office. Motion carried unanimously.

IN THE MATTER OF
APPROVING COUNTY OFFICIAL REPORTS

Motion was made by Commissioner Mike Price and seconded by Commissioner Billy J. Thompson to approve reports from County Auditor, Tax Assessor-Collector, County Clerk, Nortex Volunteer Fire Department, Winfield Volunteer Fire Department, and Justice of the Peace Precinct 2. Motion carried unanimously.

IN THE MATTER OF
EXECUTIVE SESSION

The Court convened at 9:40 a.m. and reconvened at 9:55 a.m. to discuss legal matters.

IN THE MATTER OF
SIGNING PAY ORDERS AND PAYING BILLS

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Mike Price to approve signing pay orders and paying bills and to approve Case #5:98CV146 Kristeen Adams vs Titus County authorizing payment of the settlement amount. Motion carried unanimously.

IN THE MATTER OF
ADJOURNMENT

Motion was made by Commissioner Billy J. Thompson and seconded by Commissioner Mike Price to adjourn. Motion carried unanimously.

The above and foregoing minutes for the month of FEBRUARY, were read and approved this 8th day of March, 1999.

Danny P. Crooks
DANNY P. CROOKS, COUNTY JUDGE

Mike Price
MIKE PRICE, COMMISSIONER PRECINCT #1

Mike Fields
MIKE FIELDS, COMMISSIONER PRECINCT #2

Billy J. Thompson
BILLY J. THOMPSON, COMMISSIONER PRECINCT #3

Thomas E. Hockaday
THOMAS E. HOCKADAY, COMMISSIONER PRECINCT #4

Sherry Mars
SHERRY MARS, COUNTY CLERK

COMMISSIONERS' COURT MINUTES FOR FEBRUARY, 1999 A.D.
RECORDED ON THE 9TH DAY OF MARCH, 1999, A.D.

SHERRY MARS, COUNTY CLERK
TITUS COUNTY, TEXAS

By Jean Craver DEPUTY COUNTY CLERK



Titus County Commissioners' Court

Mt. Pleasant, Texas

RESOLUTION

WHEREAS, the Titus County Commissioners' Court met in Regular Session March 8, 1999; and

WHEREAS, the Court is aware of accidents, near-accidents and fatalities that have occurred on Highway 49, an area that is heavily traveled by students of the Chapel Hill School District and Northeast Texas Community College, as well as many local, state, and out-of-state travelers; and

WHEREAS, the present speed limit is 70 miles per hour and our concern is for highway safety, and preventing loss of life;

NOW, THEREFORE, BE IT RESOLVED, that the Titus County Commissioners' Court respectfully requests the Texas Department of Transportation to lower the speed limits from 70 miles per hour to 60 miles per hour, beginning at the Mt. Pleasant City Limits on Highway 49 East, and continue to the Morris County line.

APPROVED the 8th day of March, 1999.

Danny G. Crooks
Danny G. Crooks, County Judge

Mike Rini
Commissioner, Precinct 1

Mike Fields
Commissioner, Precinct 2

Billy Thompson
Commissioner, Precinct 3

Thomas F. Hockaday
Commissioner, Precinct 4

APPLICATION FOR PERMIT

TO: COMMISSIONERS COURT
Mt. Pleasant, Texas 75455

Application is hereby made by Southwestern Bell Telephone Company
for permission to lay buried line along/under that certain segment of the
county road in Precinct # 1 at the following location(s):

*Place across & along NW CR #1
as shown on attached drawing.*

Respectfully submitted,

J. C. D. Prince 2/22/99
Manager-Engineer Design Date
307 N. Van Buren
Mt. Pleasant, Texas 75455
(903)572-3495

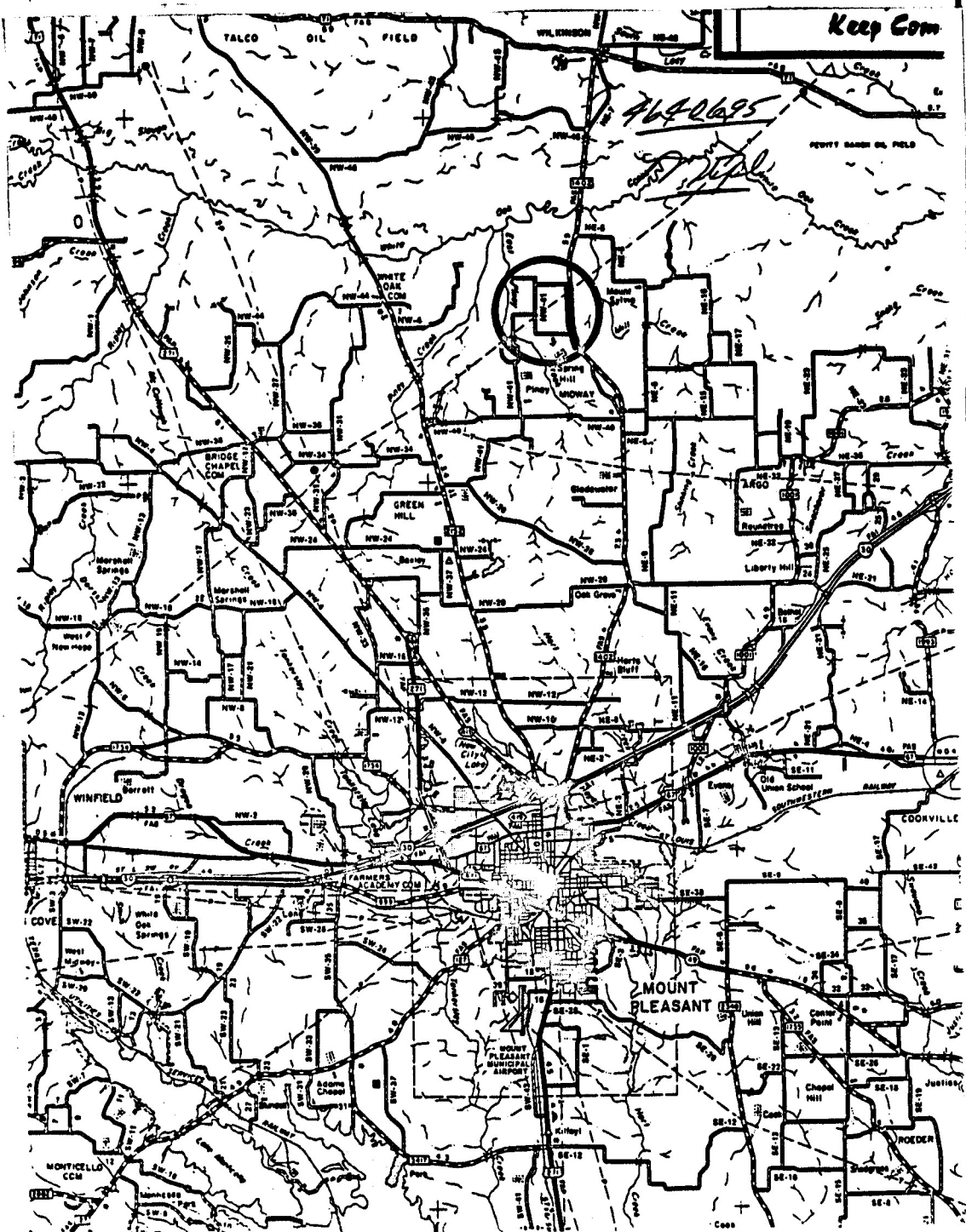
APPROVED - DENIED

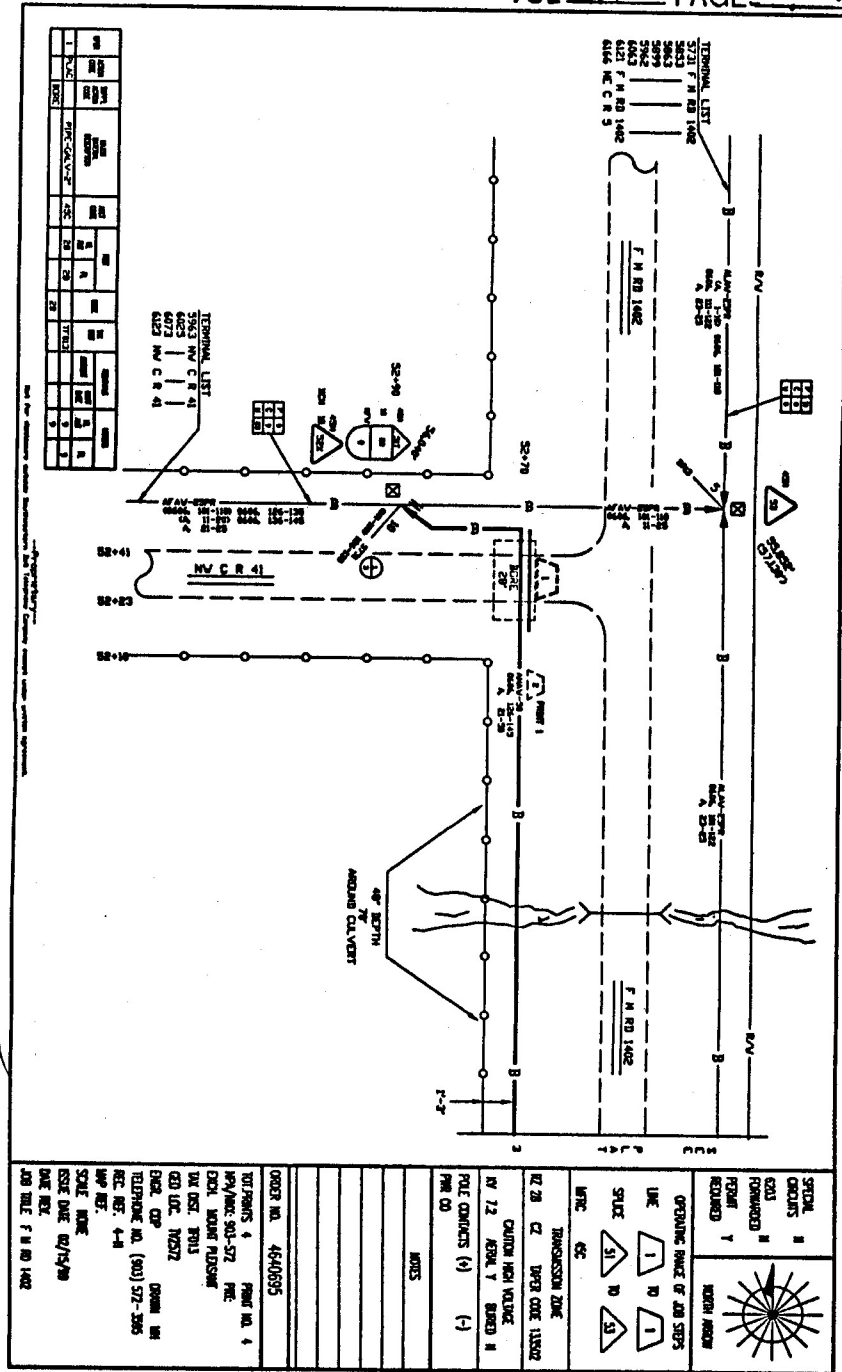
Denny P. Cook 3-8-99
COUNTY JUDGE Date

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MAR 3 1999

TITUS COUNTY JUDGE





ATTACHMENT "C"

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THE STATE OF TEXAS |
COUNTY OF TITUS |

KNOW ALL MEN BY THESE PRESENTS:

That we, PATRICIA S. GRIFFIN and DENNIS L. GRIFFIN, of Titus County, Texas, hereinafter called Lessor, for the purposes and considerations and upon the terms hereinafter stated, do lease and let unto TITUS COUNTY of Titus County, Texas, hereinafter called Lessee, the following described property, to-wit:

All that certain lot, tract or parcel of land situated in Titus County, Texas, and described as being a part of the James W. McCullough Survey, Abstract No. 373, and being approximately ___ acres out of the southeast corner of tract of land conveyed to Lessors herein by warranty deed from Tony E. Allen, dated January 7, 1999, and recorded in Vol. 1147, Page 249, Deed Records of Titus County, Texas.

The purposes, considerations and terms of this lease are as follows:

-1-

The term of said lease is for a period of one (1) year beginning January 1, 1999, and ending December 31, 1999; and, at the termination of said lease, the Lessee agrees to peaceably surrender said premises to Lessor, his heirs or assigns, unless Lessee exercises the options contained herein and the following paragraphs. The purpose of said lease is for use as a mixing field for road toppings and none other. Lessee agrees not to change the use of said premises without the consent of Lessor.

-2-

The consideration for said lease is \$1,000.00 payable in 1 annual installment of \$1,000.00 each with the first installment due and payable on or before January 1, 1999. Said rental payments are payable to Lessor at Mt. Pleasant, Titus County, Texas.

-3-

Lessor hereby grants to Lessee an option to release the premises at the end of the original lease term for up to two consecutive terms of 12 months each under the same terms and conditions as the original lease. Notice of Lessee's intent to exercise said option must be given at least sixty (60) days prior to the termination of the original lease term.

-4-

Lessee shall build no fences or structures of any type upon the leased premises save and except with the consent of Lessor, nor shall they plant or cause to be planted any hedges of any type and character. Lessee shall not permit any rubbish, cans or trash of any kind to accumulate upon the leased premises, and shall keep those areas covered with grass mowed at all times.

-5-

Lessee may not sublease or sublet all or any part of the land described above, unless the party to whom a sublease is granted is approved by the Lessor. Lessee may not assign this lease without the express written consent of Lessor.

-6-

This lease shall be binding upon the heirs, representatives and assigns of the parties hereto. Any violation of the provisions hereof on the part of Lessee, his heirs or assigns shall, at the option of Lessor, terminate the aforesaid lease.

WITNESS OUR HANDS this the 4th day of March, 1999.

Dennis L. Griffin
DENNIS L. GRIFFIN, Lessor

Patricia S. Griffin
PATRICIA S. GRIFFIN, Lessor

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ACCEPTED BY:

TITUS COUNTY, Lessee

BY: Danny Pat Crooks

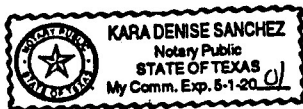
Danny Pat Crooks, County Judge

THE STATE OF TEXAS |

COUNTY OF TITUS |

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared PATRICIA S. GRIFFIN and DENNIS L. GRIFFIN known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 4th day of March, 1999.



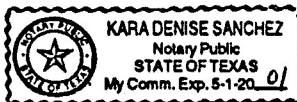
Kara Denise Sanchez
NOTARY PUBLIC in and for
The State of T E X A S

THE STATE OF TEXAS |

COUNTY OF TITUS |

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared DANNY PAT CROOKS, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of the County of Titus for the purposes and considerations therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 4th day of March, 1999.



Kara Denise Sanchez
NOTARY PUBLIC in and for
The State of T E X A S