

**COMMISSIONERS' COURT
REGULAR MEETING
JANUARY 14, 2002**

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS' COURT met in *Special Session* on Monday, January 14, 2002, in the Titus County Courtroom with the following members present:

BOB FITCH.....COMMISSIONER PRECINCT 1
MIKE FIELDS.....COMMISSIONER PRECINCT 2
BILLY J. THOMPSON.....COMMISSIONER PRECINCT 3
THOMAS E. HOCKADAY.....COMMISSIONER PRECINCT 4
JEAN CROVER.....DEPUTY COUNTY CLERK

ABSENT: DANNY P. CROOKS, COUNTY JUDGE

PUBLIC AND COUNTY OFFICIALS ATTENDING MEETING:

CARL JOHNSON, COUNTY AUDITOR
TIM TAYLOR, COUNTY ATTORNEY

CLARISSA CUTRELL

Commissioner Bob Fitch gave the invocation.

**IN THE MATTER OF
APPROVING GRIEVANCE COMMITTEE FOR 2002**

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Billy J. Thompson to approve the ten names and six alternates chosen at random to fill a 10 panel Grievance Committee for 2002. Motion carried unanimously. *SEE ATTACHMENT "A"*

**IN THE MATTER OF
DISCUSSING AND POSSIBLE ACCEPTANCE OF STANDING RULES
AND ORDERS OF THE 76th AND 276th JUDICIAL DISTRICT COURTS FOR
THE GROUP HEALTH AND/OR DENTAL GROUP INSURANCE
COVERAGE FOR THE COURT REPORTERS FOR SAID COURTS.**

County Attorney, Tim Taylor recommended the Court participate as long as the other counties agreed to abide to our County's past retirement benefits.

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Bob Fitch to approve the agreement between Camp, Morris, Marion and Titus Counties to participate Group Health and/or Dental Health Insurance for the Court Reporters with the exception that the other counties must recognize our Past Retirement Health Insurance Benefits and participate in the funding for it. Motion carried unanimously. *SEE ATTACHMENT "B"*

IN THE MATTER OF
CONSIDERING BURYING CABLE BY SOUTHWESTERN
BELL TELEPHONE COMPANY ALONG AND UNDER
CR 4754 IN PRECINCT 4 AND
CR 2360 & CR 2363 IN PRECINCT 2

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Billy J. Thompson to approve Southwestern Bell Telephone Company burying cable along and under CR 4754 in Precinct 4 with the exception of boring all roads and driveways. Motion carried unanimously. *SEE ATTACHMENT "C"*

Motion was made by Commissioner Mike Fields and seconded by Commissioner Bob Fitch to approve Southwestern Bell Telephone Company burying cable along and under CR 2360 & CR 2363 in Precinct 2 with the exception of boring all roads and driveways. Motion carried unanimously. *SEE ATTACHMENT "D"*

IN THE MATTER OF
APPROVING DECEMBER 2001 MINUTES

Motion was made by Commissioner Billy J. Thompson and seconded by Commissioner Bob Fitch to approve December 2001 minutes. Motion carried unanimously.

IN THE MATTER OF
APPROVING BUDGET AMENDMENTS

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Bob Fitch to approve budget amendment number 8 of the 2001-2002 Budget. This amendment can be seen in the County Auditor's Office. Motion carried unanimously.

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IN THE MATTER OF
APPROVING SIGNING PAY ORDERS
AND PAYING BILLS

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

IN THE MATTER OF
APPROVING COUNTY OFFICIAL REPORTS

Motion was made by Commissioner Bob Fitch and seconded by Commissioner Thomas E. Hockaday to approve reports from County Auditor, County Clerk, Precinct 1 & Precinct 2 Justice of the Peace, Cookville Volunteer Fire Department, Sugar Hill Volunteer Fire Department, City of Talco Fire Department, and Winfield Volunteer Fire Department. Motion carried unanimously.

IN THE MATTER OF
ADJOURNMENT

Motion was made by Commissioner Thomas E. Hockaday and seconded by Commissioner Billy J. Thompson to adjourn. Motion carried unanimously.

SHERRY JO MARS
TITUS COUNTY CLERK
100 W. 1ST., SUITE 204
MT. PLEASANT, TEXAS 75455

GRIEVANCE COMMITTEE FOR 2002

1. Joe Mack Duncan
Rt. 8 Box 1450
Mt. Pleasant, Texas 75455
2. Marilyn J. Richard
701 N. Crockett
Mt. Pleasant, Texas 75455
3. Jeff Don Whatley
Rt. 3 Box 583
Mt. Pleasant, Texas 75455
4. Donna Spencer Hays
Rt. 8 Box 985
Mt. Pleasant, Texas 75455
5. Ann Wanell Pickrel
Rt. 2 Box 925
Mt. Pleasant, Texas 75455
6. Kenneth Neal Hand
P.O. Box 721
Mt. Pleasant, Texas 75456-0721
7. Ruby Edna Gage
1312 S. Merritt
Mt. Pleasant, Texas 75455
8. Virginia Fay Milner
Rt. 4 Box 1330
Mt. Pleasant, Texas 75455
9. Shelly L. Rosewell
312 Denman
Mt. Pleasant, Texas 75455
10. Tonya Gail Fagg (ALTERNATE)
Rt. 1 Box 337
Cookville, Texas 75558

FILED
AT 4:30 O'CLOCK P M

ATTACHMENT "B"

FILED FOR RECORD
AT 11:20 O'CLOCK A M

DEC 21 2001
Debra Bowen
DEBRA BOWEN - CLERK, DISTRICT COURT
TITUS COUNTY, TX
DEPUTY

FILED FOR RECORD
2001 DEC 26 AM 11:01

DEC 21 2001
GWEN ONEY, DISTRICT CLERK
BY: *[Signature]* DEPUTY

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STANDING RULES AND ORDERS OF THE 76TH AND 276TH JUDICIAL DISTRICT
COURTS FOR THE GROUP HEALTH AND/OR DENTAL GROUP INSURANCE
COVERAGE FOR THE OFFICIAL COURT REPORTERS FOR SAID COURTS

Effective Date -- January 1, 2002

Whereas the official court reporters of the 76th and 276th Judicial District Courts are as a matter of law full time employees of each of the counties comprising the respective judicial district for which they work, and as such are entitled to the same retirement and insurance benefits as are provided to other county employees;

And, Whereas said official court reporters have heretofore been enrolled in various county insurance programs without any standing rules or orders to determine which county should provide such benefits to which reporter which situation has led to dissension and confusion;

Be it remembered that on this date the below signed District Judges in and for the 76th and 276th Judicial Courts hereby adopt, order, establish and order published these rules and orders for the enrollment and coverage of the official court reporters of said courts in a group insurance plan offered county employees within the appropriate district.

I.

The official courts reporters of the 76th and 276th Judicial District Courts shall, upon their election, be enrolled in the group insurance program that is offered county employees in their "home county". By "home county" is meant the county in which the court reporter in question actually resides if such county is a county within the judicial district of the court which employs such court reporter. If the court reporter in question lives outside any county of the judicial district by which he is employed, then "home county" means the county which the District Judge who has employed and appointed the court reporter in question has declared as the judge's home county to the Office of the Comptroller for the State of Texas.

II.

The costs incurred by the "home county" to provide a group insurance program and any other similar or related benefits to the official Court Reporter for the 276th Judicial District Court shall be apportioned pro rata among the four counties comprising the 276th Judicial District on a per month basis as follows:

COUNTY OF MORRIS
Certified to be a true and correct copy
of the original in my custody

Gwen Oney, Clerk of Dist.
Court

By: *[Signature]* Deputy

| | |
|---------------|-------|
| CAMP COUNTY | 18.1% |
| MORRIS COUNTY | 20.5% |
| TITUS COUNTY | 44.2% |
| MARION COUNTY | 17.2% |

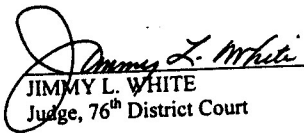
III.

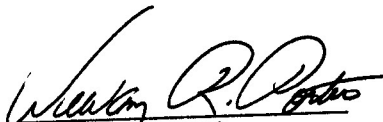
The costs incurred by the "home county" to provide a group insurance program and any other similar or related benefits to the official Court Reporter for the 76th Judicial District Court shall be apportioned pro rata among the three counties comprising the 76th Judicial District on a per month basis as follows:

| | |
|---------------|--------|
| CAMP COUNTY | 21.9% |
| MORRIS COUNTY | 24.8 % |
| TITUS COUNTY | 53.3 % |

These standing rules and orders shall be effective January 1, 2002, and terminate on order of the Courts. This Order shall be entered on the minutes of the District Courts of each county of the Districts and a copy hereof shall be filed with each Commissioners' Court of the Districts.

Signed and entered this 21st day of December, 2001.


JIMMY L. WHITE
Judge, 76th District Court


WILLIAM R. PORTER
Judge, 276th District Court

FILED FOR RECORD

AT 10:00 O'CLOCK 1 M

STATE OF TEXAS

DEC 6 2001

COUNTY OF MORRIS

GWEN ONEY, DISTRICT CLERK

BY: Gwen Oney DEPUTY

I, William R. Porter, Judge of the 276th Judicial District of Texas, by virtue of the authority vested in me by the laws of the State of Texas, do hereby appoint Linda Carroll of Morris County, Texas, official Court Reporter for the 276th Judicial District Court of Texas, composed of Titus, Camp, Morris and Marion counties. And it being known to me that the said Linda Carroll is a certified Court Reporter, it is ordered that no examination shall be required of her.

The salary of such official Court Reporter be and it is hereby set at \$48,291.36 per year, or \$4,024.28 per month to be apportioned pro rata, as required by law, among the four counties on a per month basis as follows:

CAMP COUNTY \$ 804.86
 MORRIS COUNTY ... \$ 1,207.28
 TITUS COUNTY \$ 1,609.71
 MARION COUNTY....\$ 402.43

This appointment and the salary therefore shall be effective as of January 1, 2002 and terminate on Order of the court. This Order shall be entered on the minutes of the District Court of each county of the District and a copy hereof shall be filed with each Commissioners' Court of the District.

Signed and entered this 5th day of December, 2001.

William R. Porter
 WILLIAM R. PORTER
 276th Judicial District Court

FILED
 AT 2:05 O'CLOCK 8 M

DEC 15 2001
Debra Bowen
 DEBRA BOWEN - CLERK, DISTRICT COURT
 TITUS COUNTY, TX
 DEPUTY

STATE OF TEXAS
 COUNTY OF MORRIS
 Certified to be a true and correct copy
 of the original in my custody
Gwen Oney
 Gwen Oney, Clerk of Dist.
 Court

By _____ Deputy

FILED FOR RECORD
AT 1:00 O'CLOCK P M

STATE OF TEXAS
COUNTY OF MORRIS

DEC 6 2001

GWEN ONEY, DISTRICT CLERK
BY: Gwen Oney DEPUTY

OATH

I, LINDA CARROLL, do solemnly swear that I will well and truly in an impartial manner keep a correct record of all evidence in each case reported by me, together with the objections and exceptions made by the parties to each suit, and the ruling and remarks of the Court in passing upon the admissibility of testimony, as Court Reporter for the 276th Judicial Court of the State of Texas.

Linda Carroll
LINDA CARROLL

Subscribed and sworn to before me on this the 6th day of December, 2001

Gwen Oney
Gwen Oney, Morris County District Clerk

FILED
AT 2:05 O'CLOCK P M

DEC 13 2001
Debra Bowen
DEBRA BOWEN - CLERK, DISTRICT COURT
TITUS COUNTY, TX
DEPUTY

STATE OF TEXAS
COUNTY OF MORRIS
Certified to be a true and correct copy
of the original in my custody

Gwen Oney
Gwen Oney, Clerk of Dist.
Court

By _____ Deputy

FILED FOR RECORD
AT 10:00 O'CLOCK A M

DEC 6 2001

GWEN ONEY, DISTRICT CLERK
BY: Gwen Oney DEPUTY

B. R. TUCKER, CSR
Official Court Reporter
276th Judicial District Court
500 Broadnax
Daingerfield, Texas 75638

November 27, 2001

To: Honorable William R. Porter
276th Judicial District Judge

I, Bill R. Tucker, Official Court Reporter for the 276th Judicial District Court do hereby
give my official notice of retirement effective December 31, 2001.

Respectfully,

B. R. Tucker

Bill Tucker

STATE OF TEXAS
COUNTY OF MORRIS
Certified to be a true and correct copy
of the original in my custody

Gwen Oney
Gwen Oney, Clerk of Dist.
Court

By _____ Deputy

FILED
AT 10:05 O'CLOCK P M

DEC 13 2001
Dalton B. Smith
DEPUTY CLERK, DISTRICT COURT
MORRIS COUNTY, TX

DEPUTY

ATTACHMENT "C"

APPLICATION FOR PI Danny:

THIS IS FOR THE
PERMIT I MAILED ON
12-24. I FORGOT
TO INCLOSE.

TO: COMMISSIONERS COURT
Mt. Pleasant, Texas 75455

THANKS
Rudy Jones

Application is hereby made by Southwestern Bell Telephone company for permission to lay buried line and bore along that certain segment of the county road in Precinct # 4 one at the following location:

Dig SPIKE PIT ON CR 4754 FOR
SERVICE TO MR DOUGLAS DUNNING RES.

Respectfully submitted,

RJ Jones

Manager-Engineer Design
307 N. Van Buren
Mt. Pleasant, Tx. 75455
572-3495

12-26-01

Date

APPROVED - DENIED

County Judge

Date

VOL 31 PAGE 12 RECEIVED

DEC 26 2001

ATTACHMENT "D"

TITUS COUNTY JUDGE

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 and bore along that certain segment of the county road in Precinct # 2 one at the following location:

CR 2360 AND P.R. 2363 FOR NEW
SUB-DIVISION. JOB # 4972144, PLAT 1

Respectfully submitted,

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R J Jones
Manager-Engineer Design
307 N. Van Buren
Mt. Pleasant, Tx. 75455
572-3495

12-24-01
Date

APPROVED - DENIED

County Judge

Date

The above and foregoing minutes for the month of December 2001 were read and approved this 14th day of January, 2002.

Danny P. Crooks
DANNY P. CROOKS, COUNTY JUDGE

P. J. "Bob" Fitch
BOB FITCH, 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 DECEMBER, 2001, A.D.
RECORDED ON THE 15TH DAY OF JANUARY, 2002, A.D.

SHERRY MARS, COUNTY CLERK
TITUS COUNTY, TEXAS

By Jeann Crowe DEPUTY COUNTY CLERK
