

**COMMISSIONERS' COURT  
REGULAR MEETING  
AUGUST 9, 2004**

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS' COURT met in *Regular Session* on Monday, August 9, 2004 in the Titus County Courtroom with the following members present:

DANNY P. CROOKS.....	COUNTY JUDGE
BOB FITCH.....	COMMISSIONER PRECINCT 1
MIKE FIELDS.....	COMMISSIONER PRECINCT 2
BILLY J. THOMPSON.....	COMMISSIONER PRECINCT 3
THOMAS E. HOCKADAY.....	COMMISSIONER PRECINCT 4
THELMA SCULLIN.....	DEPUTY COUNTY CLERK

**PUBLIC AND COUNTY OFFICIALS ATTENDING MEETING**

DEBRA BOWEN  
DEBBIE RHEA  
CARL JOHNSON

JUDY COOK  
PAULA DYKE

NORMA NARRAMORE  
KERRY WOOTTEN  
PAUL LINDSEY  
LARRY MACOMBER

JAKE NARRAMORE  
BILLY JO LINDSEY  
AMBER CULLEN HURLEY

**IN THE MATTER OF  
PUBLIC COMMENTS AND/OR REQUEST FOR INFORMATION  
ON NON-AGENDA ITEMS IN ACCORDANCE WITH SECTION  
551-042, TEXAS OPEN MEETINGS ACT**

There were no request.

IN THE MATTER OF  
CONSIDER AND POSSIBLY APPROVE PLAT OF COUNTRY  
CLUB ADDITION, PHASE III, SECTION ONE, PRECINCT 1

Motion was made by Commissioner Bob Fitch and seconded by Commissioner Billy Jack Thompson to approve the plat of Country Club Addition, Phase III, Section one.  
Motion carried unanimously.

IN THE MATTER OF  
CONSIDER AND POSSIBLY APPROVE REQUEST FROM  
TXU MINING COMPANY, LP:  
(1) TEMPORARILY CLOSE A PORTION OF COUNTY  
ROAD NO. 2550  
(2) TEMPORARILY CLOSE A PORTION OF COUNTY  
ROAD NO. 1160

Motion was made by Commissioner Mike Fields and seconded by Commissioner Thomas Hockaday to temporarily close County Road 2550.  
Motion carried unanimously.

Motion was made by Commissioner Mike Fields and seconded by Commissioner Billy Jack Thompson to temporarily close County Road 1160. There is a cementary there and an access to the cemetery will be provided.  
Motion carried unanimously.  
SEE EXHIBIT A

IN THE MATTER OF  
APPROVE ORAL AND WRITTEN REPORTS OF COUNTY  
OFFICIALS

Motion was made by Commissioner Bob Fitch and seconded by Commissioner Thomas Hockaday to approve the reports of: City of Talco Fire Department, Environmental Investigator, Justice of the Peace Pct. 2, Five Star Volunteer Fire Department.  
Motion carried unanimously.

IN THE MATTER OF  
APPROVE BUDGET AMENDMENTS

A budget amendment was talked about and approved in Item #8. Consider budget amendment for Election Administrator.

IN THE MATTER OF  
SIGN PAY ORDERS AND APPROVE PAYMENT

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Thomas Hockaday to sign pay orders and approve payment. Motion carried unanimously.

IN THE MATTER OF  
CONSENT TO SALE OF DELINQUENT TAX PROPERTY  
TO HABITAT FOR HUMANITY

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Bob Fitch to sale the following tax delinquent property to Habitat for Humanity: Lot 4, Block 254-A

Lot 2, Block 131-B

Lot 18, Block 12 Sunrise Addition

Lot 20, Block 12 Sunrise Addition

City of Mt. Pleasant.

Motion carried unanimously.

EXHIBIT B

IN THE MATTER OF  
CONSIDER AND POSSIBLY APPROVE BUDGET FOR  
ELECTION ADMINISTRATOR FOR THE REMAINDER  
OF THE FISCAL YEAR 2003-2004

The Court discussed a budget amendment that would take care of the Election Administrator expenses for the months of August and September, 2004. Budget Amendment # 30 should take care of expenses through October 1, 2004, at which time it will be time to set the 2004-2005 budget.

Motion was made by Commissioner Mike Fields and seconded by Commissioner Billy Jack Thompson to approve the budget amendment #30 for the Election Administrator. The Election Administrator's salary will be \$24,000.00 per year.

Motion carried unanimously.

AMENDMENT MAY BE SEEN IN THE AUDITOR'S OFFICE

IN THE MATTER OF  
ADJOURNMENT

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Bob Fitch to adjourn meeting. Motion carried unanimously.

## EXHIBIT A

PG 1

ORDER

THE STATE OF TEXAS \*  
COUNTY OF TITUS \*

BE IT REMEMBERED that the Commissioners' Court of Titus County met in Regular Session on August 9, 2004, after notice of the meeting had been posted in the form, manner and place required by law, with a quorum of its members present and participating in the meeting when, among other matters, the following came on to be considered, and action taken thereon, to-wit:

Came on to be considered, the request of TXU Mining Company, LP, to temporarily close a portion of a certain county road located in Titus County, Texas, said segment being more particularly described as follows:

- (1) Being identified as a segment of County Road No. 2550, and beginning at its intersection with the south service road of Interstate Highway 30 to its intersection with the Winfield South mine entrance road, said segment marked as Road #1 on the map attached hereto as Attachment 1.

Titus County Road No. 2550 will be closed for approximately 16 months beginning August, 2005, with the beginning date subject to change due to lignite requirements.

After consideration of said request and hearing remarks from TXU Mining Company, LP, and interested citizens from within the county, upon motion duly made by Commissioner Mike Fields and seconded by Commissioner Thomas Lockaday, the following Order was adopted by the Commissioners' Court of Titus County, Texas, to-wit:

**IT IS, HEREBY, ORDERED BY THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS:**

That the following described segment of County Road No. 2550 shall be temporarily closed as follows:

- (1) A segment of County Road No. 2550, and beginning at its intersection with the south service road of Interstate Highway 30 to its intersection with the Winfield South mine entrance road, said segment marked as Road #1 on the map attached hereto as Attachment 1.

Titus County Road No. 2550 will be closed for approximately 16 months beginning August, 2005, with the beginning date subject to change due to lignite requirements.

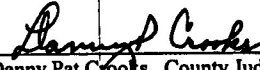
EXHIBIT A

PG 2

IT IS FURTHER DETERMINED BY THE COMMISSIONERS' COURT that the interests of the public and affected landowners have been protected.

Upon a vote, all voted "aye", and none voted "no", and the County Judge declared the Order passed, approved, and adopted as of the 9<sup>th</sup> day of August, 2004.

SIGNED, ENTERED and ORDERED FILED on this the 9<sup>th</sup> day of August, 2004.

  
\_\_\_\_\_  
Danny Pat Crooks, County Judge

ATTEST:

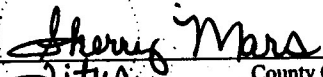
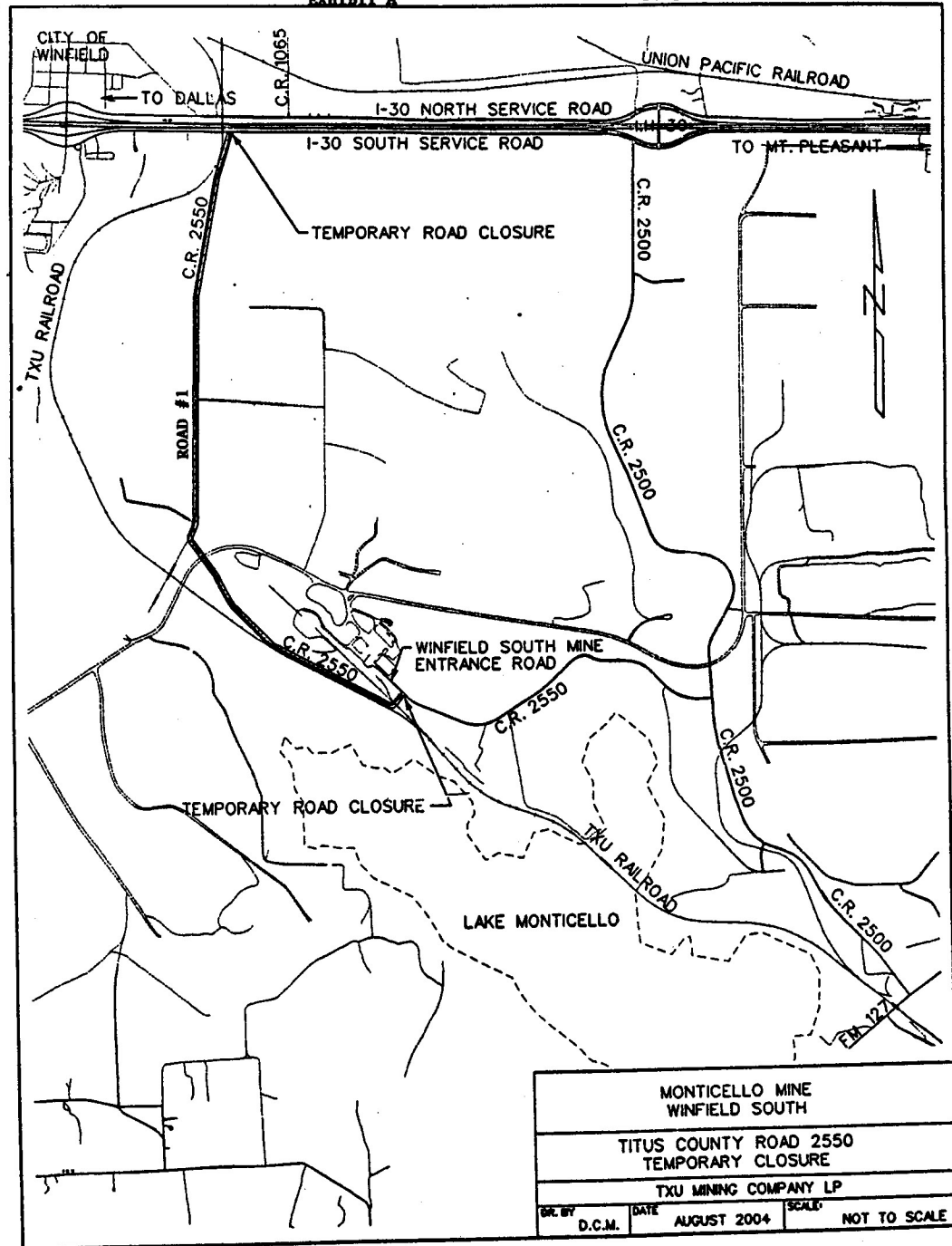
  
\_\_\_\_\_  
Sherry Moss, County Clerk

EXHIBIT A

PG 3



**ORDER**

THE STATE OF TEXAS \*  
COUNTY OF TITUS \*

BE IT REMEMBERED that the Commissioners' Court of Titus County met in Regular Session on August 9, 2004, after notice of the meeting had been posted in the form, manner and place required by law, with a quorum of its members present and participating in the meeting when, among other matters, the following came on to be considered, and action taken thereon, to-wit:

Came on to be considered, the request of TXU Mining Company, LP, to temporarily close a portion of a certain county road located in Titus County, Texas, said segment being more particularly described as follows:

- (1) Being identified as a segment of County Road No. 1160, and beginning at its intersection with FM Highway 1734 to its termination at the Barrett Cemetery, said segment marked as Road #1 on the map attached hereto as Attachment 1.

Titus County Road No. 1160 will be closed for approximately 15 months beginning April, 2005, with the beginning date subject to change due to lignite requirements.

After consideration of said request and hearing remarks from TXU Mining Company, LP, and interested citizens from within the county, upon motion duly made by Commissioner Mike Fields and seconded by Commissioner Billy Jack Thompson the following Order was adopted by the Commissioners' Court of Titus County, Texas, to-wit:

**IT IS, HEREBY, ORDERED BY THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS:**

That the following described segment of County Road No. 1160 shall be temporarily closed as follows:

- (1) A segment of County Road No. 1160, and beginning at its intersection with FM Highway 1734 to its termination at the Barrett Cemetery, said segment marked as Road #1 on the map attached hereto as Attachment 1.

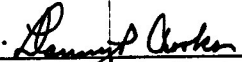
Titus County Road No. 1160 will be closed for approximately 15 months beginning April, 2005, with the beginning date subject to change due to lignite requirements.

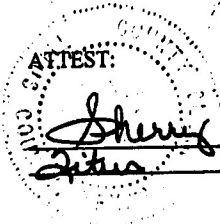

## EXHIBIT A

IT IS FURTHER DETERMINED BY THE COMMISSIONERS' COURT that the interests of the public and affected landowners have been protected.

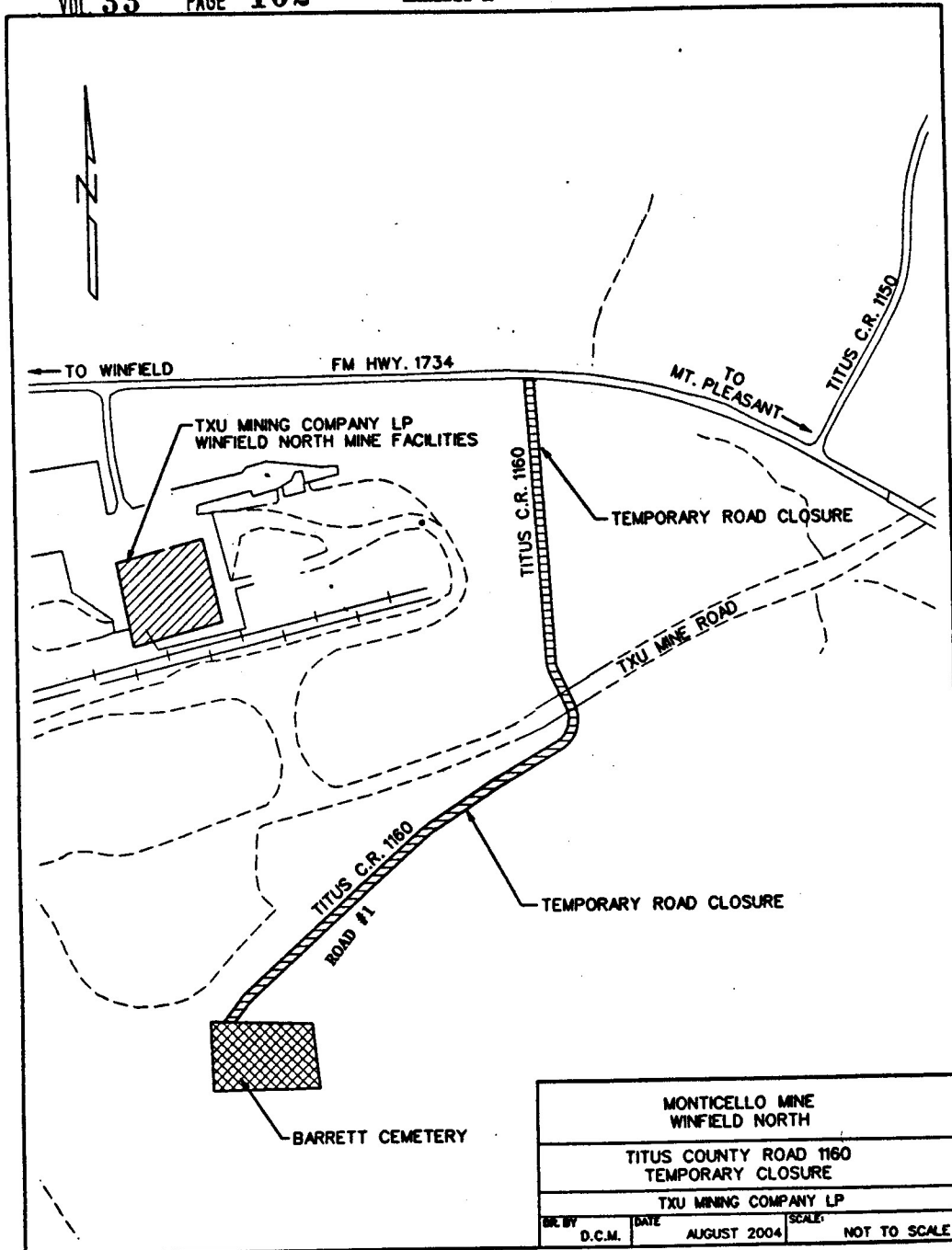
Upon a vote, all voted "aye", and none voted "no", and the County Judge declared the Order passed, approved, and adopted as of the 9<sup>th</sup> day of August, 2004.

SIGNED, ENTERED and ORDERED FILED on this the 9<sup>th</sup> day of August, 2004.

  
\_\_\_\_\_  
Danny Pat Crooks, County Judge

ATTEST:  
  
  
\_\_\_\_\_  
Sherry Mars, County Clerk





## EXHIBIT B

PG 1

## RESOLUTION NO. \_\_\_\_\_

WHEREAS, the City of Mt. Pleasant, as Trustee for the benefit of all taxing entities of Titus County, Texas, has become the owner of certain real property (see attached Exhibit "A") by virtue of the fact that a sufficient bid was not received at a sale conducted by the Sheriff pursuant to an order of the District Court in Cause No. 24,754:  
Titus County Appraisal District vs. Louis Johnson et al

WHEREAS, a potential buyer of the property has come forward, and

WHEREAS, all taxing entities involved in the above referenced cause must consent to the sale of the hereinabove described real property, and

WHEREAS, it is to the benefit of all the taxing entities involved that the property be returned to their respective tax rolls;

## NOW THEREFORE BE IT RESOLVED BY THE

Commissioner's Court of the County of Titus, Titus County, Texas

That consent is hereby given on behalf of the County of Titus, State of Texas, in accordance with Section 34.05(i) of the Texas Property Code, for the sale of the property by the City of Mt. Pleasant as Trustee to

**HABITAT FOR HUMANITIES OF MT. PLEASANT, TEXAS**  
313 N. Church Avenue  
Mt. Pleasant, Texas 75455

for and in consideration of the cash sum of \$4,500.00, said \$4,500.00 to be distributed pursuant to Chapter 34 of the Texas Property Tax Code.

Resolved this the 09 day of August, 2004.

Attest:

Shane T. Mars  
Co. Clerk

Sammy Crocker  
County Judge

Those Voting Aye Were:

Bob Gitch  
Mike Gilder  
Bill Jacob Thompson  
Thomas Hockaday

Those Voting Nay Were:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

EXHIBIT "A"

Cause Number	24,754 City of Mt. Pleasant, et al vs. Louis Johnson, et al
Judgment Amount	\$3,854.71 Mt. Pleasant ISD \$1,262.88 County of Titus \$1,096.04 City of Mt. Pleasant
Present Bid	\$4,500.00
Bidder	HABITAT FOR HUMANITIES OF MT. PLEASANT, TEXAS 313 N. Church Street Mt. Pleasant, Texas 75455

PROPERTY DESCRIPTION

Lot 18 and Lot 20, Block 12, Sunrise Addition, City of Mt. Pleasant, Titus County, Texas