

**COMMISSIONERS' COURT  
SPECIAL MEETING  
NOVEMBER 22, 2004**

**BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS' COURT**  
met in *Special Session* on Monday, November 22, 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**

CARL JOHNSON  
DEBRA BOWEN

DEBBIE RHEA  
JUDY COOK

NORMA NARRAMORE  
AMBER HURLEY  
GAIL NORRIS

JAKE NARRAMORE  
PHILLIP HINTON  
ELODIA GRISSOM

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

Norma Narramore asked to speak to the Court about the election administrator position. Since the election is over she was asking if the Committee would be meeting to appoint an Election Administrator.

The Commissioners said that since the position was not filled earlier several more people were interested and would like to have the opportunity to apply. As a result they feel it would be best to have applications resubmitted and give new applicants the chance to put in their applications.

After the first of the year 2005 Commissioner Mike Fields will advertise the position and applications will again be accepted. The Committee will then be called together and they will go over the applications and make their decision of who to hire for the position. The Court said they had until July, 2005 to fill this position.

IN THE MATTER OF  
CONSIDER AND POSSIBLY APPROVE COUNTY HEALTH  
INSURANCE BENEFIT CHANGES AND RATES FOR COUNTY  
EMPLOYEES, TO BE EFFECTIVE JANUARY 1, 2005

Motion was made by Commissioner Thomas Hockaday and seconded by Commissioner Bob Fitch to approve health insurance benefit changes and rates of county employees to be effective January 1, 2005.

Motion carried unanimously.  
SEE EXHIBIT A

IN THE MATTER OF  
CONSIDER AND POSSIBLY APPROVE RENEWAL OF  
COUNTY HEALTH INSURANCE PROGRAM

Motion was made by Commissioner Thomas Hockaday and seconded by Commissioner Billy Jack Thompson to approve renewal of County Health Insurance Program with benefit and rate changes. Gail Norris said to go to [www.healthcarepartnersofeasttexas](http://www.healthcarepartnersofeasttexas) to get a list of the Network Doctors. This web site is updated every Monday.

Motion carried unanimously.  
EXHIBIT B

IN THE MATTER OF  
CONSIDER AND POSSIBLY APPROVE COURT MINUTES  
FOR THE MONTHS OF AUGUST, SEPTEMBER, AND  
OCTOBER, 2004

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Bob Fitch to approve Court Minutes for the months of August, September, and October, 2004.

Motion carried unanimously.

IN THE MATTER OF  
CONSIDER AND POSSIBLY APPROVE LEASES:  
1) LEASE LAND FROM TXU TRACT AREA 421-B2 #1221  
FOR PRECINCT # 1, 2) LEASE LAND FROM TXU TRACT  
#421-N-0342 AND 421S-052 FOR PRECINCT #2,  
3) LEASE AGREEMENT WITH MAURY AND DANA BUFORD FOR  
LAND TO BE USED BY PRECINCT #2

For lease 1) Motion was made by Commissioner Bob Fitch and seconded by Commissioner Mike Fields to approve the lease from TXU to Precinct 1.  
Motion carried unanimously.

For lease 2) Motion was made by Commissioner Mike Fields and seconded by Commissioner Bob Fitch to approve the lease from TXU to Precinct 2.  
Motion carried unanimously.

The original lease on the TXU leases state that as long as the County pays the \$1.00 lease fee, the lease is automatically renewed without any written agreement.

For lease 3) Motion was made by Commissioner Mike Fields and seconded by Commissioner Bob Fitch to approve renewal of lease with Maury and Dana Buford for land being used by Precinct 2 for the amount of \$750.00 a year.  
Motion carried unanimously.  
SEE EXHIBIT C

IN THE MATTER OF  
DISCUSS AND POSSIBLY APPROVE PAYBANK AGREEMENT  
PER STATE COMPTROLLER AUDIT

Motion was made by Commissioner Bob Fitch and seconded by Commissioner Mike Fields to approve payback agreement per State Comptroller audit. It will be \$3000.00 a month until paid. The payback is approximately \$77,000.00. Approximately \$57,000.00 is for reallocation of fines, etc. and only approximately \$20,000.00 for money not being sent to State on time and for various other reasons.  
SEE EXHIBIT D

IN THE MATTER OF  
ORAL AND WRITTEN REPORTS OF  
COUNTY OFFICIALS

Motion was made by Commissioner Bob Fitch and seconded by Commissioner Billy Jack Thompson to approve the reports of: Auditor, Nortex VFD, Winfield VFD, City of Talco VFD.

Motion carried unanimously.

IN THE MATTER OF  
APPROVE BUDGET AMENDMENTS

There were no amendments.

IN THE MATTER  
PAY ORDERS AND APPROVE PAYMENT

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Bob Fitch to sign pay orders and pay bills.

Motion carried unanimously.

IN THE MATTER OF  
ADJOURNMENT

Motion was made by Bob Fitch and seconded by Billy Jack Thompson to adjourn the meeting.

Motion carried unanimously.

Benefit Feature	PPO	NON-PPO
Lifetime Maximum Benefit	\$1,000,000	
Annual Deductible accumulative		
Individual	\$600	\$1,000
Family Max	Three Individual Deductibles	Three Individual Deductibles
Annual Out-of-Pocket Max.		
Individual	\$2,000	\$4,000
Family Max		
Coinsurance		
Plan Pays	90%	60%
Precertification for inpatient procedures	\$250 penalty for failure to pre-certify services	\$250 penalty for failure to pre-certify services
MM Solutions 1-800-625-6834		
Physician's Fees		
Office Visit	\$25 copay then 100%	60%
Hospital Visit	90%	60%
Hospital Care		
Inpatient	90%	60%
Outpatient (Surgery)	90%	60%
Emergency Care/Urgent Care		
Physician Services	90%	60%
Facility	90%	60%
Ambulance- Air or Ground \$2,000 CYM	90%	60%
Diagnostic X-ray & Routine Lab	90%	60%
Preventive Care		
Routine physicals, Well Woman exams, Well Baby Care (\$400 annual max)	100% up to \$400	60%
Maternity Care		
Physician services	90%	60%
Facility charges	90%	60%
Home Health Care - \$10,000 CYM	90%	60%
Skilled Nursing Facility - \$10,000 CYM	90%	60%
Hospice Care - \$20,000 LTM	90%	60%
Prescription Drugs		
90 day max supply		
Generic	✓ \$20 copay	
Brand name	✓ \$40 copay (\$20 copay if Generic not available)	
Mental Health Services		
Inpatient - 10 days CYM/ 20 days LTM	90%	60%
Outpatient - 20 visits CYM/ 40 visits LTM	50%	50%
Chemical Dependency Services (\$10,000 lifetime maximum)		
Inpatient	90% to LTM	60% to LTM
Outpatient - \$1,000 CYM	50% to LTM	50% to LTM
Organ Transplant - \$100,000 LTM	90%	60%
Durable Medical Equipment	90%	60%
Physical Therapy	90%	60%
Chiropractor - \$2,500 CYM	90%	60%

CYM - Calendar Year Max LTM - Lifetime Maximum

**TITUS COUNTY  
2005 STOP LOSS PROPOSAL**

		CURRENT: HIGHMARK LIFE HIGHMARK	RENEWAL: HIGHMARK LIFE HIGHMARK	OPTION 1: HIGHMARK LIFE HIGHMARK	OPTION 2: HIGHMARK LIFE HIGHMARK
LIN/ROOM CANDIDE					
SPECIFIC DEDUCTIBLE		\$35,000	\$35,000 ✓	\$40,000	\$45,000
PREMIUM					
EMPLOYEE	49	\$115.34	\$155.70	\$155.33	\$121.00
EMP/ANNUAL	34	\$235.79	\$317.62	\$280.26	\$201.92
TOTAL MONTHLY		\$157,975.32	\$21,542.38	\$18,864.61	\$16,915.20
TOTAL ANNUAL		\$1,895,703.84	\$258,508.56	\$226,195.32	\$202,982.40
CONTRACT BASIS		2012	2012	2012	2012
AGGREGATE STOP LOSS PREMIUM					
AGGREGATE ACCOMMODATION INCLUDED					
PER EMP. PER MONTH	103	\$20.38	\$24.79	\$25.46	\$26.05
TOTAL MONTHLY		\$2,099.16	\$2,553.17	\$2,622.38	\$2,643.15
TOTAL ANNUAL		\$25,189.68	\$30,648.44	\$31,468.56	\$31,717.80
ADMINISTRATION (Health/Firm 774)					
PER EMP. PER MONTH	103	\$15.50	\$16.50	\$16.50	\$16.50
TOTAL MONTHLY		\$1,596.00	\$1,699.50	\$1,699.50	\$1,699.50
TOTAL ANNUAL		\$19,152.00	\$20,394.00	\$20,394.00	\$20,394.00
COBRA & HIPAA ADMINISTRATION (CONEXIS)					
PER EMP. PER MONTH	103	\$1.50	\$2.00	\$2.00	\$2.00
TOTAL MONTHLY		\$154.50	\$206.00	\$206.00	\$206.00
TOTAL ANNUAL		\$1,854.00	\$2,472.00	\$2,472.00	\$2,472.00
STEWARDSHIP REPORTS					
PER EMP. PER MONTH	103	\$1.00	\$1.00	\$1.00	\$1.00
TOTAL MONTHLY		\$103.00	\$103.00	\$103.00	\$103.00
TOTAL ANNUAL		\$1,236.00	\$1,236.00	\$1,236.00	\$1,236.00
UR REVIEW (AM Solutions)					
PER EMP. PER MONTH	103	\$1.95	\$1.95	\$1.95	\$1.95
TOTAL MONTHLY		\$200.85	\$200.85	\$200.85	\$200.85
TOTAL ANNUAL		\$2,410.20	\$2,410.20	\$2,410.20	\$2,410.20
PRO NETWORK (HealthCare Partners)					
PER EMP. PER MONTH	103	\$2.00	\$2.00	\$2.00	\$2.00
TOTAL MONTHLY		\$206.00	\$206.00	\$206.00	\$206.00
TOTAL ANNUAL		\$2,472.00	\$2,472.00	\$2,472.00	\$2,472.00
		\$120,000 Later on Cert. #0130	Later removed on Cert. #0130	Later removed on Cert. #0130	Later removed on Cert. #0130

ABOVE IS FOR ILLUSTRATION PURPOSES ONLY AND DOES NOT FORM A PART OF ANY CONTRACT. THE PLAN DOCUMENT ALONE DETERMINES BENEFITS PAYABLE. ALL PROPOSALS ARE SUBJECT TO HOME OFFICE REVIEW.

TTUS COUNTY  
2005 STOP LOSS PROPOSAL

CURRENT: HIGHER/LIFE	RENEWAL: HIGHER/LIFE	OPTION 1: HIGHER/LIFE	OPTION 2: HIGHER/LIFE
11/9/2004			
CARRIER:			
\$35,000	\$35,000	\$40,000	\$45,000
SPECIFIC DEDUCTIBLE			
TOTAL FIXED COSTS	\$191,703.84	\$236,399.32	\$200,037.60
SPECIFIC STOP LOSS	\$23,189.68	\$31,468.56	\$12,197.80
AGGREGATE STOP LOSS	\$18,158.00	\$20,394.00	\$20,394.00
ADMINISTRATION	\$1,854.00	\$2,472.00	\$2,472.00
COMPLAINT/PAID ADMIN.	\$1,236.00	\$1,236.00	\$1,236.00
STEWARDSHIP REPORTS	\$2,410.20	\$2,410.20	\$2,410.20
UTILIZATION REVIEW	\$2,472.00	\$2,472.00	\$2,472.00
PRO NETWORK			
TOTAL ANNUAL -	\$344,031.72	\$368,852.08	\$364,219.60
MAX. AGGREGATE CLAIMS			
FACTORS	\$628.54	\$732.61	\$769.97
EMPLOYEE	\$1,508.48	\$1,758.26	\$1,847.93
EE/FAMILY			
TOTAL ANNUAL -	\$1,135,990.56	\$1,539,716.76	\$1,791,490.60
CONTRACT BASIS	2012	2012	2012
RUN-IN LIMIT	\$195,500	N/A	N/A
COMMENTS AND NOTES:			
WORKING ON LIABILITY	\$1,379,914.68	\$1,642,104.36	\$1,844,508.84
			\$1,655,710.28

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ALONE DETERMINES BENEFITS PAYABLE. ALL PROPOSALS ARE SUBJECT TO HOME OFFICE REVIEW.

## AGREEMENT OF LEASE

THE STATE OF TEXAS

COUNTY OF TITUS

KNOW ALL MEN BY THESE PRESENTS:

WITNESSETH:

This AGREEMENT OF LEASE, effective the 1<sup>st</sup> day of January 2005 by and between MAURY A. BUFORD and DANA BUFORD, HEREINAFTER CALLED "Lessor", and MIKE FIELDS, County Commissioner of Titus County, Texas, hereinafter called "LESSEE".

1. Lessor hereby leases to Lessee and his successors in office all that certain tract of land described as follows: SEE ATTACHED EXHIBIT "A".
2. This lease shall be for a term of twelve (12) months beginning January 1, 2005 and ending December 31, 2005, and as long thereafter as the property is utilized in the following described manner by Lessee and the following conditions and provisions are complied with. This lease may be terminated by either party submitting notice of intent to cancel said lease to the other party in writing sixty (60) days prior to such termination.
3. The consideration of this lease is \$750.00 payable in one (1) payment.
4. Lessee agrees that said premises shall be used for the purpose of storing and mixing road materials, or any other purpose agreed upon by the parties. In the use of said premises, Lessee shall comply with all laws, governmental authority. No building of any kind shall be erected upon the premises without prior written approval of the Lessor.
5. Lessee covenants and agrees that he will not assign this lease nor sublet the whole or any part of said premises without first securing the written approval of Lessor.
6. Lessee accepts the premises as suitable for his purposes and waives any defects therein; and Lessor shall not be liable to Lessee, his employees, patrons, or visitors, for any injury or damage to person or property arising out of the condition of the premises.



7. Lessor reserves all hunting and fishing rights to the property.

EXECUTED IN DUPLICATE this the 22 day of Nov,  
2004.

Maury A. Buford  
MAURY A. BUFORD, LESSOR

Dana Buford  
DANA BUFORD, LESSOR

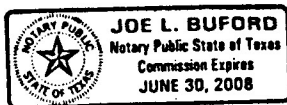
Mike Fields  
MIKE FIELDS, TITUS COUNTY  
COMMISSIONER, PRECINCT 2 .  
LESSEE

STATE OF TEXAS

COUNTY OF TITUS

Before me, the undersigned authority, on this day personally appeared Maury A. Buford, Dana Buford and Mike Fields, known to me to be the persons whose names subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and considerations therein expressed.

Given under my hand and seal of office, the 22nd day of  
Nov., 2004.



Joe L. Buford  
NOTARY PUBLIC

**TITUS COUNTY**

Titus County Courthouse

**Danny P. Crooks**  
County Judge

November 23, 2004

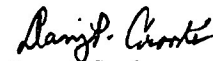
State Comptroller  
Revenue Accounting Division  
ATTN: Rod DitzSubject: Proposed Payment Plan  
Federal I.D. #1-75-6001180-5

Dear Mr. Ditz:

Starting in December 2004, Titus County will start making monthly payments of \$3,000 until the unpaid balance is -0-. Please continue to send the sales tax allocation through direct deposit.

If you have any questions, please do not hesitate to call me.

Thank you,

  
Danny P Crooks  
County Judge

Dc/cr

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*Exhibit D pg 2*  
**COMPTROLLER OF PUBLIC ACCOUNTS**  
STATE OF TEXAS  
AUSTIN, TEXAS 78774-0100

VOL. 33

November 23, 2004

Honorable Danny Crooks  
County Judge  
Titus County  
100 W. First Street, Suite 200  
Mt. Pleasant, Texas 75455

Re: TP# 17560011805

Dear Judge Crooks:

Thank you for your letter regarding Titus County's commitment to resolve their outstanding local revenue audit. The payout proposal you submitted to retire the audit liability has been approved.

According to the terms of the agreement, the county will submit monthly payments of \$3,000, with the first payment being made in December 2004 and without any additional payments, a final payment of \$2,127.97 due in January 2007. In addition, all future reports must be filed and paid on time.

Please sign this letter of agreement and return it to my attention at the following address (or you may use the enclosed envelope):

Comptroller of Public Accounts  
Post Office Box 13528  
Austin, Texas 78711-3528

A copy of this letter is enclosed for your files. If you have any questions or need additional information, please call me at 1-800-531-5441, extension 5-9876.

Sincerely,

A handwritten signature in dark ink, appearing to read "Rod Dietz".

Rod Dietz  
Miscellaneous Taxes  
Revenue Accounting

Approved: A handwritten signature in dark ink, appearing to read "Danny Crooks".  
Honorable Danny Crooks  
County Judge, Titus County

Exhibit D pg 3

STATE OF TEXAS  
TEXAS NOTICE OF AUDIT AMOUNT DUE - COURT COSTS, FEES AND FINES

1. T Code ■ 32050

TITUS COUNTY  
100 W 1ST ST STE 301  
MT PLEASANT TX 75455

Date of notice  
09/17/2004

Identification number  
3. ■ 1-75-6001180-5  
Period ending  
4. ■ 033  
Audit record number  
5. ■ 001

6. Enter amount of your payment  
\$ ■

7. ■

Please detach this part and return it with your payment.

Keep this part for your records.

TEXAS NOTICE OF AUDIT AMOUNT DUE - COURT COSTS, FEES AND FINES

Identification number  
1-75-6001180-5

Date of notice  
09/17/2004

Period ending  
033

We previously notified you that as determined by a recent audit for the period 04/01/2000 thru 09/30/2003, you underpaid your COURT COSTS, FEES AND FINES.

If we do not receive your payment within 20 days from the date of this notice, the Comptroller of Public Accounts may withhold any checks, including any local sales and use tax allocations, which may be issued to you. This assessment is due and payable upon receipt.

Audit liability ----- \$ 77,127.97

Less: payments  
applied ----- 0.00

TOTAL AMOUNT DUE -- \$ 77,127.97

Make your payment payable to STATE COMPTROLLER.

Jacki Moore  
903-561-1601

Rod Ditz  
512-305-9876  
(called left message  
10:55

COMPTROLLER OF PUBLIC ACCOUNTS  
111 E. 17th Street  
Austin, Texas 78774-0100

RECEIVED  
NOV 04 2004  
TITUS COUNTY JUDGE

For assistance call 800-531-5441, toll free nationwide. The Austin number is 512-463-4600.  
(From a Telecommunication Device for the Deaf (TDD) ONLY call 1-800-248-4099 toll free. The Austin number is 512-463-4621.)

X34429

The above and foregoing minutes for the months of August and September and October 2004 were read and approved this 22<sup>nd</sup> day of November, 2004.

Danny P. Crooks  
DANNY P. CROOKS, COUNTY JUDGE

R. F. "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 THE MONTHS OF  
AUGUST, SEPTEMBER AND OCTOBER 2004 A.D. RECORDED ON  
THE 22ND DAY OF NOVEMBER, 2004, A.D.

SHERRY MARS, COUNTY CLERK  
TITUS COUNTY, TEXAS

Sherry Mars COUNTY CLERK

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