

COMMISSIONERS COURT
REGULAR SESSION
February 26, 2001

The Hunt County Commissioners Court met this day with all Commissioners present and Judge Joe Bobbitt presiding. Minutes of the previous meeting were approved as submitted.

OLD BUSINESS:

‘Discuss and possibly take action on approval of final plat for Fox Creek Phase II in Pct. 2:’ The Court agreed to Drop from the Agenda, pending acquirement of a performance bond on road-to be resubmitted to Commissioners Court.

NEW BUSINESS:

7898 On the motion by Ralph Green, second by Phillip Martin, the Court appointed Steve Bowen as a reserve assistant fire marshal to be carried under Dorsey Driggers which will allow him time to acquire his tenure, in order to serve as City Fire Marshall in Quinlan. No additional funding will be required, however he will be added to the workman’s comp block and will be required to do drug testing.

7899 Judge Bobbitt declared and signed proclamation stating March 4-10, 2001 as Severe Weather Awareness Week in Hunt County. *See Attachment.*

7900 On the motion by Allen Martin, second by Green, the court accepted high bid received on:

R 41867	4120 Church St. Greenville, TX	Cornell and Smith Properties	\$5,256.56
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7901 On the motion by Allen Martin, second by Green, the Court approved purchase of new phone system for the New Criminal Justice Center from Lantana Communications, a subsidiary of SWB who are the proprietary owners of the equipment, in the amount of \$118,676.00. This new system will tie the New Criminal Justice Center to the Courthouse, thus allowing expandability in both buildings. Funding for these capital improvements will come out of the interest and sinking fund. County Auditor to go out for bids on a lease rate.

7902 On the motion by Phillip Martin, second by Kenneth Thornton, the court approved a retiree medical program Choice Silver Inter-Local Agreement through Texas Association of Counties for over 65 retirees that will extend health coverage. Retirees will have to pay a reduced premium, this temporary option will be available until October 1, 2001. All billing and payment will go through TAC.

7903 On the motion by Judge Bobbitt, second by Allen Martin, the Court approved request to advertise for detention equipment for the new jail.

7904 On the motion by Phillip Martin, second by Allen Martin, the Court approved request of FEC Electric to construct electrical power distribution facilities along and across CR 3503 and CR 3609 in Pct. 3 with the usual stipulations.

7905 On the motion by Allen Martin, second by Phillip Martin, the Court approved request of FEC Electric to construct electrical power distribution facilities along and across CR 4120 in Pct. 4 with the usual stipulations.

7906 On the motion by Green, second by Thornton, the Court approved request of FEC Electric to construct electrical power distribution facilities along and across CR 2460 in Pct. 2 with the usual stipulations.

7907 On the motion by Green, second by Thornton, the Court approved request of Verizon Communications to place a buried telephone cable along ROW of CR 2526 and CR 2294 in Pct. 2 with the usual stipulations.

7908 On the motion by Phillip Martin, second by Allen Martin, the Court approved the final plat for Mallard Point in Pct. 3. The Court noted to the developer their preference over road being cut/ as compared to the road being bored.

7909 On the motion by Green, second by Thornton, the Court approved the preliminary plat for Adams Acres, Phase III in Pct. 2.

7910 On the motion by Green, second by Allen Martin, the Court approved the replat of Trinity Acres Estates after receiving an Affidavit of Facts from all property owners to accept the changes and an Exhibit A plat showing corrections, which will be filed in the County Clerk's Office.

7911 On the motion by Phillip Martin, second by Green, the Court approved the final plat for Caney Creek Estates in Pct. 3.

7912 On the motion by Allen Martin, second by Thornton, the Court approved amendment to the tax abatement with Alliance Carpet Cushion Company. *See attachment.*

7913 The Court noted and accepted required continuing education hours for Commissioner Thornton, Allen Martin and Ralph Green.

— There were no items to discuss concerning the new county jail.

HEAR AND DISCUSS REPORTS:

Commissioner Green stated next court we needed to present the Court with a Resolution concerning new legislation on infrastructure planning in subdivisions.

7914 On the motion by Allen Martin, second by Thornton, the Court approved accounts payable.

Judge Bobbitt abstained from the vote.

7915 On the motion by Thornton, second by Allen Martin, the Court approved line item budget transfers.

PERSONNEL AND PAYROLL:

County Auditor	Remove James Seibenhausen, effective February 9, 2001.
	Add Stacy Sehl as part time hourly Assistant Auditor at \$8.00 per hour, effective 2-13-01.
Commissioner Pct. 2	Add Charles Jett as Equipment Operator G5, P50 at \$19,930.00 per year, effective 2-19-01.
Health Department	Add Ray Blythe as Health Officer G6, P164 at \$24,323.00 per year, effective 3-1-01.
Maintenance	Change Sandra Holsclow from part time to full time Custodian 1 G2, P20 at \$16,672.00 per year, effective 1-22-01.
Sheriff	Add Armelia Manning as Detention Officer G4 P46 at \$20,400 annually, effective 2-8-01.
	Add Samuel Rodriguez as Detention Officer G4 P46 at \$20,400 annually, effective 2-8-01.
Tax Office	Remove Mary Whitehead from Motor Vehicle Department due to her quitting her job, effective 1-24-01. She is not to receive her paycheck until she has turned in her ID badge to the County Treasurer's Office, she may pick up her personal effects at this time.

7916 Approved on the motion by Thornton, second by Allen Martin.

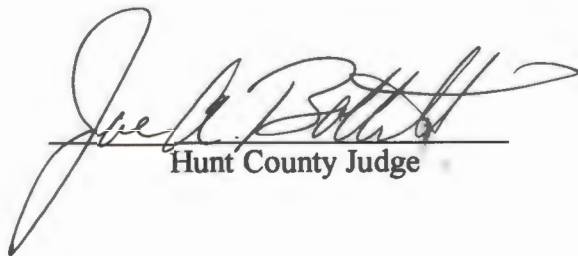
—————There was no Executive Session. Court Adjourned at 11:25AM.

Emergency Session

The Hunt County Commissioner Court met for an Emergency Called Session at 4:00PM this date. Commissioners Ralph Green, Phillip Martin and Allen Martin were present with Judge Joe Bobbitt presiding concerning an account payable item.

7917 On the motion by Phillip Martin, second by Allen Martin, the Court approved the purchase of a dump truck for Pct. 3 from Steakley Chevrolet for \$24,900.00.

____ Court Adjourned at 4:05PM. Minutes approved this 12 day of March, 2001



Hunt County Judge

Attest:



Hunt County Clerk



JOE A. BOBBITT
HUNT COUNTY JUDGE
(903) 408-4146
(903) 408-4299 Fax

HUNT COUNTY

POST OFFICE BOX 1097 • GREENVILLE, TEXAS 75403-1097

FILED FOR RECORD
at 4:30 o'clock P M

FEB 26 2001

LINDA BROOKS
County Clerk, Hunt County, Tex.
By *L. Brooks*

7899

PROCLAMATION

Whereas, Severe Weather Awareness Week is March 4th -10th, 2001, and

Whereas, We all have memories of the wide variety of disasters that struck Texas in 2000, from wildfires to flashfloods, and flooding.

Whereas, Each year brings the potential for violent weather to our area; and annually large portions of our state, including Hunt County, can be devastated by flooding and tornadoes, and

Whereas, There is no part of Texas that is not susceptible to the impact of severe weather, and

Whereas, The Governor of the State of Texas, the Texas Division of Emergency Management, the National Weather Service, and the Texas Department of Insurance each and together urge all citizens and visitors in Hunt County, to plan and prepare for severe weather, and

Whereas, Governor Rick Perry has declared the week of March 4th-10th, 2001, as Severe Weather Awareness Week in Texas, Now Therefore

Be it Resolved, that Hunt County urges everyone in our community to learn and to participate in severe weather preparedness activities available through Hunt County, and

Therefore, in official recognition whereof, I, Joe A. Bobbitt, Hunt County Judge, the undersigned do hereby affix my signature this 26th day of February, 2001.

Joe A. Bobbitt
Joe A. Bobbitt
Hunt County Judge

7902

TEXAS ASSOCIATION OF COUNTIES INSURANCE TRUST FUND
EMPLOYER'S REQUEST FOR PARTICIPATION IN TRUST

FILED FOR RECORD
at 4:30 o'clock
FEB 26 2001
By County Clerk LINDA BROOKS
Hunt County, Tex.

WHEREAS, the Texas Association of Counties Insurance Trust Fund, hereinafter "Fund," was created as an Intergovernmental Pool to make available life, accident, and health insurance for employees, including elected and appointed officials, of political subdivisions and members of their families; and

WHEREAS, Article 3.51-2 and Article 3.51-6 of the Texas Insurance Code, the Interlocal Cooperation Act (TEX. LOC. GOV. CODE, Chapter 791), and other applicable statutes provide the authority for the creation and establishment of the Trust, the Fund, and the participation of political subdivisions;

WHEREAS, the Fund has purchased and made available a group policy or policies of life, accident, and health insurance in accordance with its Restated Agreement and Declaration of Trust and authorizing statutes; and

WHEREAS, Hunt County, hereinafter "Employer," is a Texas political subdivision, other than an incorporated city, town or village and desires to participate in the Trust and in the group insurance provided thereunder;

NOW, THEREFORE, Employer requests, in accordance with the provisions of the Restated Agreement and Declaration of Trust and the Interlocal Cooperation Act (TEX. GOV. CODE, Chapter 791), that it be accepted as a Participant/Subscriber in the Fund/Trust, and if accepted as a Participant/Subscriber by signature of the appropriate official of the Fund on this Request, Employer agrees to be bound by the terms of the Restated Agreement and Declaration of Trust as well as any rules and regulations adopted by the Trustees of the Fund pursuant to the Restated Agreement and Declaration of Trust and the terms of any insurance policy or plan adopted by the Trustees of the Fund.

Employer acknowledges that if this Request is accepted, its participation will be for a period of one (1) year from the date of acceptance of this Request, unless renewed pursuant to Article III, Section 1 of the Restated Agreement and Declaration of Trust or terminated for failure to maintain its status as a subscriber to the insurance policy or plan of the Trust, or any other reason pursuant to the Restated Agreement or Declaration of Trust.

If the Employer is not accepted for such participation in the insurance, this Request for Participation in Trust shall be deemed withdrawn and there shall be no further obligation whatsoever by or to the undersigned in connection therewith.

If any part of this Request is declared invalid, void, or unenforceable, the remaining parts and provisions shall continue in full force and effect. It is further agreed that all matters pursuant to this Request are performable in Travis County, Texas, and that Travis County shall be the venue for all suits arising out of this Request, including without limitation, any suit to construe or enforce its terms.

In making this request, Employer has received and read a copy of the Restated Agreement and Declaration of Trust and understands and accepts the terms and conditions thereof which provides, among other things, that:

Request Approved by the Governing Body of the Employer on the 26 day of February, 2001

EMPLOYER:

Hunt County
(Name of Political Subdivision)

ATTEST:

Linda Brown
(Clerk or Secretary)

Joe A. Bobbitt
(Signature of Official with Authority to Sign)

Judge Joe Bobbitt
(Printed Name of Official with Authority to Sign)

ACCEPTED:

TEXAS ASSOCIATION OF COUNTIES INSURANCE TRUST FUND

BY: Linda Beale

EFFECTIVE DATE:

DATE ACCEPTED: _____

7912

AMENDMENT TO TAX ABATEMENT AGREEMENT

THE STATE OF TEXAS }

COUNTY OF HUNT }

HUNT COUNTY ("Governmental Unit") and ALLIANCE CARPET CUSHION CO., ("Owner"), the owner of taxable real property in Hunt County, Texas ("Property"), having entered into a Tax Abatement Agreement (the "Agreement") dated January 22, 2001, desiring to amend the Agreement by adding thereto Section VIII, Paragraph E, Default by Governmental Unit, do hereby amend and supplement the Agreement by adding thereto the following:

- E. Default by Governmental Unit. In the event that the Governmental Unit defaults on any of its duties set out in this Agreement, Owner shall notify the Governmental Unit that if such default is not cured within sixty (60) days from the date of such notice ("Cure Period"), then Owner may, at its election, declare this Agreement terminated or pursue all legal remedies at its disposal.

In all other respects, the terms, conditions and provisions of the Agreement are ratified, confirmed and readopted with the addition of the paragraph hereinabove set out.

Executed this the 26 day of February, 2001.

ATTEST:

Linda Brooks
Linda Brooks
County Clerk

GOVERNMENTAL UNIT:

Joe A. Bobbitt
Joe Bobbitt
County Judge

APPROVED AS TO FORM:

D. Keith Williford
D. Keith Williford
County Attorney

OWNER:

Alliance Carpet Cushion Co.

By: [Signature]
Name: JACK LENS
Title: CEO

FILED FOR REC
at _____ o'clock
MAR 9 2001
LINDA BROOKS
County Clerk, Hunt County, Tex.

ORDER

AN ORDER OF THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS, ADOPTING AN AMENDMENT TO THE TAX ABATEMENT AGREEMENT BETWEEN THE COUNTY AND ALLIANCE CARPET CUSHION CO. TO BE EFFECTIVE IMMEDIATELY.

WHEREAS, the Commissioners Court authorized and HUNT COUNTY entered into a Tax Abatement Agreement dated January ____, 2001, with ALLIANCE CARPET CUSHION CO.; and,

WHEREAS, it has been determined that Section VIII, E., Default by Governmental Unit, should have been included within the Agreement but was not; and,

WHEREAS, HUNT COUNTY desires to amend the Agreement by adding thereto the paragraph previously omitted.

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS, that the County Judge, JOE BOBBITT, attested by the County Clerk, LINDA BROOKS, be and such officers hereby are authorized to execute and deliver an Amendment to the Tax Abatement Agreement between the County and ALLIANCE CARPET CUSHION CO. adding thereto Section VIII, E., Default by Governmental Unit, in the form attached to this Order to which reference is here made to incorporate the same herein for all pertinent purposes.

IT IS FURTHER ORDERED that the Amendment to the Agreement shall take effect immediately upon its execution and delivery.

PASSED AND ADOPTED this 26th day of February, 2001, to certify witness the hand and seal of the Secretary of the Hunt County Commissioners Court.



SECRETARY, HUNT COUNTY
COMMISSIONERS COURT