

**COMMISSIONERS COURT
PUBLIC HEARING
*September 22, 2003***

The Hunt County Commissioners Court met this day at 9:30A.M. with all Commissioners present and Judge Joe Bobbitt presiding. Minutes of the previous meeting were approved as submitted. The purpose of this Public Hearing was to discuss a \$5.00 County Clerk's Records Archive Fee. In accordance with L.G.C. Sec 188.011(e) & 118.025 Notice was published in the newspaper 15 days prior to this date, this Public Hearing was held to discuss the plan for funding the preservation and restoration of the County Clerk's Records Archive Fee enacted in the 78th Legislative Session of \$5.00 on each Real Property filing. County Clerk Linda Brooks advised the Court this fee would be kept separate from the General Fund. In FY 2003-2004 this fee would be used for recreation and imaging of Plat records filed 1990 and back. Each year the Court must approve this fee.

**PUBLIC HEARING
*September 22, 2003***

The Hunt County Commissioners Court met at 9:45A.M. with all Commissioners present and Judge Joe Bobbitt presiding. In accordance with LGC. Sec. 188.011(e) and Sec. 118.025 notice is hereby given of a Public Hearing on the possible approval of the proposed County Budget for FY 2003-2004. After much discussion, Court recessed.

**COMMISSIONERS COURT
REGULAR SESSION
*September 22, 2003***

The Hunt County Commissioners Court met this day for Regular Session. All Commissioners were present with Judge Joe Bobbitt presiding.

NEW BUSINESS:

8868 On the motion by Ralph Green, second by Phillip Martin, the Court approved the creation of the Hunt County Elections Administrator position, which is already in the 2003-2004 FY Budget. *See Attachment.*

8869 On the motion by Ralph Green, second by Kenneth Thornton, the Court approved an increase from \$.25 to \$5.00 on the Appellate Judicial System Fee on Probate and Civil filings per Sec. 22.2061, Vernon's Texas Civil Statue originally approved in the 71st Legislative Session in 1990. Probate filing fee will increase from \$215.25 to \$220.00; Civil filing fee will increase from \$150.25 to \$155.00. Effective 10-01-03

8870 On the motion by Jim Latham, second by Phillip Martin, the Court approved charging a County Clerk's Records Archive Fee of \$5.00 on Official Public Records filing

(Real Property filings) per SB1731 L.G.C. 118.025 approved in the 78th Legislative Session. This statute is under review by the Legislature, therefore at this time asking to only charge CCRAF on Real Property filings. Effective 10-01-03. This fee to be used only for County Clerk Records Management Projects from 1990 and back.

8871 On the motion by Ralph Green, second by Jim Latham, the Court approved the increase of Plat filing fees from \$16.00 per plat to \$56.00 per plat. Effective 10-01-03.

8872 On the motion by Phillip Martin, second by Kenneth Thornton, the Court approved a \$1.00 increase on each Birth, Death, Fetal Death and Marriage License (will include online records with the State of Texas) per SB1744 – Health & Safety Code 191.0045, approved in the 78th Legislative Session. This fee only to be used for Vital Stats Automatic Records Management Projects.

8873 On the motion by Green, second by Martin, the Court approved the adoption of the County Budget for FY 2003-2004 consisting of:

Total estimated beginning cash:	\$6,979,221.00
Total budgeted revenues:	\$23,276,581.00
Total budgeted expenditures	\$25,498,036.00
Total estimated ending cash	\$4,757,766.00

See Attachment.

8874 On the motion by Judge Bobbitt, second by Thornton, the Court approved the debt service tax rate for FY 2003-2004 at 6.0386 cents per \$100 valuation based on a 100% collection rate. *See Attachment.*

8875 On the motion by Thornton, second by Green, the Court approved to set the maintenance and operation tax rate for FY 2003-2004 at:

General Fund:	38.2060 cents per \$100 valuation
R&B #1:	2.90 cents per \$100 valuation
R&B #2:	4.0820 cents per \$100 valuation
R&B #3:	3.4730 cents per \$100 valuation
R&B #4:	3.2440 cents per \$100 valuation

For a total M & D rate of: 51.9050 cents per valuation based on a 95% collection rate.

8876 On the motion by Green, second by Thornton, the Court approved purchase of a 1996 Ford Van (up to \$9,000.00) and retirement of a 1985 Van for the Maintenance Department.

8877 On the motion by Martin, second by Latham, the Court approved changing Comp Time payout from monthly to quarterly to help Elected Officials manage comp time better and to allow employees to use their Comp time when they want to.

8878 On the motion by Martin second by Green, the Court approved entering into a Mutual Aid Agreement with Rains County. *See Attachment.*

8879 On the motion by Green, second by Latham, the Court approved request to open R&J Wrecking Yard in Pct 2, located at 921 W. Main Street in Quinlan, Texas. All required paperwork has been filed with the County Clerk and submitted to the State by the applicant. *See Attachments.*

8880 On the motion by Green, second by Thornton, the Court approved the preliminary plat for Bridle Trails Estates, Phase II in Pct 2. Frank Owens advised the Court no lots go into the flood plain.

8881 On the motion by Green, second by Thornton, the Court approved request of FEC Electric to construct electrical power distribution facilities along and across CR2584, 2312, 2720 & 2304 in Pct 2 with the usual stipulations

8882 On the motion by Martin, second by Latham, the Court approved the request of FEC Electric to construct electrical power distribution facilities along and across CR3101 in Pct 3 with the usual stipulations.

8883 On the motion by Green, second by Martin, the Court approved request for permission to advertise for the FY 2003-2004, rock & rock hauling, premixed oil and sand, copier/copier paper, recycled asphalt, recycled concrete, box culverts, clear span bridges 20, 30, 40 ft., metal sheets/steel culverts, gas card reader, road oil, seal coating, fuel & lubricants, asphalt cold & hot mix.

8884 On the motion by Martin, second by Latham, the Court approved 2 bids received, originating from different locations, for asphalt Hot & Cold Mix. Bids on file in the Personnel Office.

8885 On the motion by Martin, second by Latham, the Court approved request for permission to advertise to buy and sell for the FY 2003-2004, sale of used motor graders, permission to buy one or more new motor graders, permission to buy one or more truck tractors, sale of used motor graders, permission to buy one or more new motor graders, permission to buy one or more trailers (belly dump, rock trailers, etc.), permission to sell trailers, permission to buy one or more back hoes, mowers or wheel loaders, for all Precincts & Maintenance.

8886 On the motion by Martin, second by Latham, the Court approved accounts payable. Judge Bobbitt abstained from the vote.

8887 On the motion by Green, second by Martin, the Court approved line-item budget transfers.

PAYROLL AND PERSONNEL:

<p><u>Comm. Pct. 1:</u></p>	<p>Change Douglas Terry Milton Truck Driver G4 to Equipment Operator G5 increase salary of \$23,040.00 to \$25,126.00, effective 9-22-03.</p> <p>Change Ernie Seelers Truck Driver G4 from \$23,040.00 to \$24,606.00, effective 9-22-03.</p> <p>Change Loyd Edward Ray Foreman G8 from \$33,262.00 to \$33,800.00, effective 9-22-03.</p>
<p><u>JP Pct 4</u> <u>Hershey Barnett:</u></p>	<p>Add Jan Stennett (transferred from Sheriff's Dept.) at \$8.00 per hour, effective 8-15-03.</p>
<p><u>JP Pct 3</u> <u>Jimmy Sumrow:</u></p>	<p>Change Connie Shorter part-time Clerk from \$7.00 to \$8.00 per hour, effective 10-01-03.</p>

The Court denied the request from Judge Leonard for a \$2,000.00 a year raise for Court Coordinator – Cathy Painter due to no sufficient funding.

8888 On the motion by Latham, second by Green, the Court approved personnel and payroll changes. For: Latham, Green, Thornton. Opposed: Martin. Motion carries.

_____ Court recessed at 11:30A.M.; Court reconvened at 11:40A.M. and went into Executive Session with no action taken.

_____ Court Adjourned. Minutes approved this 13 day of October, 2003.

Attest:

Linda Breaux

Hunt County Clerk

Jan A. Batts
Hunt County Judge

Prescribed by Secretary of State
Section 31.031, V.T.C.A., Election Code 1/86

FILED FOR RECORD
LINDA BROOKS
COUNTY CLERK HUNT CO., TX

03 SEP 22 PM 4: 07

BY: L. Brooks
DEPUTY

8868

ORDER CREATING COUNTY ELECTIONS ADMINISTRATOR

We, the undersigned, being the membership of the Commissioner Court for HUNT
County do hereby order that the position of County Elections Administrator be created for said county
effective OCTOBER 1, 2003.

The County Clerk is hereby instructed to send a copy of this order to each member of the County Elections
Commission, the Secretary of State and Comptroller of Public Accounts.

Done this the 22ND day of SEPTEMBER, 2003.

Joe A. Bollitt
County Judge

Kenneth D. Thornion
Commissioner, Pct. 1

Ralph Brown
Commissioner, Pct. 2

Phillip A. Martin
Commissioner, Pct. 3

Jim Latham
Commissioner, Pct. 4

The State of Texas

County of HUNT

I, LINDA BROOKS, County Clerk of HUNT
County do hereby certify that the above is a true and correct copy of the order by the Commissioner Court
creating the Office of County Elections Administrator.

Witness my hand and seal of office this the 22ND day of SEPTEMBER 20 03.



(Seal)

Linda Brooks
County Clerk - LINDA BROOKS

HUNT
County

#8868

477
FILED FOR RECORD
at _____ o'clock _____ M
SEP 25 2003
By County Clerk LINDA BROOKS
HUNT COUNTY TEXAS

APPOINTMENT OF COUNTY ELECTIONS ADMINISTRATOR

We, the members of the County Elections Commission did meet on September 25, 2003 for the purpose of filling the position of County Elections Administrator for Hunt County.

It is the order of the County Elections Commission of Hunt County that

Almina D. Cook be appointed Elections Administrator of Hunt County, to perform the duties provided by law according to Sec. 31.043, V.T.E.C.

Said appointee is to assume duties of office effective October 1, 2003.

Signed this the 25th day of September, 2003.

Joyce J. Barron
Tax Assessor - Collector

Jan A. Balthus
County Judge

B. Main
County Chairman, Democratic Party

Linda Brooks
County Clerk

D. Wilson
County Chairman, Republican Party

The State of Texas

County of Hunt

I, Linda Brooks, County Clerk of Hunt County do hereby certify that the above is a true and correct copy of the order of appointment of County Elections Administrator by the County Elections Commission.

Witness my hand and seal of office this the 25th day of September 2003.



(Seal)

Linda Brooks
County Clerk Linda Brooks

Hunt
County

8873

FILED FOR RECORD
at 10 o'clock A M

SEP 23 2003

LINDA BROOKS
County Clerk, Hunt County, Tex.
By [Signature]**TO ADOPT THE BUDGET:**

Make a motion to adopt the County Budget for FY 2003-04 consisting of:

Total estimated beginning cash of \$ 6,979,221

Total budgeted revenues of \$ 23,276,581

Total budgeted expenditures of \$ 25,498,036

Total estimated ending cash of \$ 4,757,766

THEN TO SET THE TAX RATE:

8874

1. Make a motion to set the Debt Service tax rate for FY 2003-04 at 6.0386 cents per \$100 valuation based on a 100% collection rate.
2. Make a motion to set the Maintenance & Operation tax rate for FY 2003-04 at:

General Fund: 38.2060 cents per \$100 valuation

R&B #1: 2.90 cents per \$100 valuation

8875

R&B #2: 4.0820 cents per \$100 valuation

R&B #3: 3.4730 cents per \$100 valuation

R&B #4: 3.2440 cents per \$100 valuation

For a total M&O rate of: 51.9050 cents per \$100 valuation based on a 95% collection rate.

SUMMARY:

This will give the following tax rate for FY 2003-04:

M&O Rate of: 51.9050 cents per \$100 valuation

I&S Rate of: 6.0386 cents per \$100 valuation

TOTAL TAX RATE : 57.9436 cents per \$100 valuation based on a tax roll of

\$ 2,485,632,090

**PROPOSED TAX RATE
FOR
FISCAL YEAR 2003-04
(PER \$100 VALUATION)**

GENERAL FUND	\$.382060
R&B # 1		.029000
R&B # 2		.040820
R&B # 3		.034730
R&B # 4		.032440

TOTAL M&O RATE	\$.519050
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DEBT SERVICE RATE	\$.060386
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TOTAL PROPOSED TAX RATE	\$.579436
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BASED ON TAX ROLL OF	\$ 2,485,632,090
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BUDGET SUMMARY FOR FYE 9-30-2004

Fund	Description	Est. Beg. Cash 10.01.03	Curr. Ad. Val. Tax	Other Revenues	Total Revenues	Total Avail. Funds	Expenditures	Est. End. Cash 9.30.04
	Maintenance & Operation							
10	General	\$ 4,650,000.00	\$ 9,021,700.00	\$ 5,927,656.00	\$ 14,949,356.00	\$ 19,599,356.00	\$ 16,548,670.00	\$ 3,050,686.00
21	Road & Bridge 1	\$ 143,962.00	\$ 684,792.00	\$ 610,750.00	\$ 1,295,542.00	\$ 1,439,504.00	\$ 1,389,504.00	\$ 50,000.00
22	Road & Bridge 2	\$ 88,503.00	\$ 963,903.00	\$ 655,160.00	\$ 1,619,063.00	\$ 1,707,566.00	\$ 1,657,566.00	\$ 50,000.00
23	Road & Bridge 3	\$ 93,244.00	\$ 820,160.00	\$ 502,000.00	\$ 1,322,160.00	\$ 1,415,404.00	\$ 1,365,404.00	\$ 50,000.00
24	Road & Bridge 4	\$ 103,637.00	\$ 766,035.00	\$ 504,000.00	\$ 1,270,035.00	\$ 1,373,672.00	\$ 1,323,672.00	\$ 50,000.00
	Total M&O Funds	\$ 5,079,346.00	\$ 12,256,590.00	\$ 8,199,566.00	\$ 20,456,156.00	\$ 25,535,502.00	\$ 22,284,816.00	\$ 3,250,686.00
50	Debt Service	\$ 800,000.00	\$ 1,500,974.00	\$ 57,000.00	\$ 1,557,974.00	\$ 2,357,974.00	\$ 1,600,986.00	\$ 756,988.00
	Total M&O/I&S Funds	\$ 5,879,346.00	\$ 13,757,564.00	\$ 8,256,566.00	\$ 22,014,130.00	\$ 27,893,476.00	\$ 23,885,802.00	\$ 4,007,674.00
	Other Funds							
20	Law Library	\$ 65,000.00	\$ -	\$ 51,000.00	\$ 51,000.00	\$ 116,000.00	\$ 47,300.00	\$ 68,700.00
25	County Health	\$ 14,625.00	\$ -	\$ 314,074.00	\$ 314,074.00	\$ 328,699.00	\$ 328,699.00	\$ -
26	State Health	\$ -	\$ -	\$ 142,789.00	\$ 142,789.00	\$ 142,789.00	\$ 142,789.00	\$ -
47	Jail Construction	\$ 225,000.00	\$ -	\$ 5,000.00	\$ 5,000.00	\$ 230,000.00	\$ 230,000.00	\$ -
61	Right of Way	\$ 24,000.00	\$ -	\$ 160,400.00	\$ 160,400.00	\$ 184,400.00	\$ 160,000.00	\$ 24,400.00
65	Tax Dept Special Fee	\$ -	\$ -	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00	\$ -
68	JP Fee Fund	\$ 61,200.00	\$ -	\$ 26,400.00	\$ 26,400.00	\$ 87,600.00	\$ 69,200.00	\$ 18,400.00
70	Tax Office Chapt. 19 Funds	\$ -	\$ -	\$ 13,398.00	\$ 13,398.00	\$ 13,398.00	\$ 13,398.00	\$ -
75	Video	\$ 2,200.00	\$ -	\$ 2,800.00	\$ 2,800.00	\$ 5,000.00	\$ 5,000.00	\$ -
81	Co. Clerk Records Mgmt.	\$ 270,000.00	\$ -	\$ 113,000.00	\$ 113,000.00	\$ 383,000.00	\$ 165,048.00	\$ 217,952.00
82	Courthouse Security	\$ 98,000.00	\$ -	\$ 35,000.00	\$ 35,000.00	\$ 133,000.00	\$ 75,000.00	\$ 58,000.00
83	Justice Court Security	\$ 211,000.00	\$ -	\$ 44,400.00	\$ 44,400.00	\$ 255,400.00	\$ 42,500.00	\$ 212,900.00
87	Justice Court Technology	\$ 103,050.00	\$ -	\$ 51,750.00	\$ 51,750.00	\$ 154,800.00	\$ 81,500.00	\$ 73,300.00
88	Co. Clerk Archive Fee	\$ -	\$ -	\$ 97,500.00	\$ 97,500.00	\$ 97,500.00	\$ 23,500.00	\$ 74,000.00
89	Records Mgmt. & Preserv.	\$ 12,000.00	\$ -	\$ 187,500.00	\$ 187,500.00	\$ 199,500.00	\$ 198,500.00	\$ 1,000.00
90	Environ. Task Force Grant	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
91	LEOSE	\$ 6,800.00	\$ -	\$ 9,440.00	\$ 9,440.00	\$ 16,240.00	\$ 14,800.00	\$ 1,440.00
93	LLEBG	\$ 7,000.00	\$ -	\$ -	\$ -	\$ 7,000.00	\$ 7,000.00	\$ -
	Total Other Funds	\$ 1,099,875.00	\$ -	\$ 1,262,451.00	\$ 1,262,451.00	\$ 2,362,326.00	\$ 1,612,234.00	\$ 750,092.00
	Grand Totals	\$ 6,979,221.00	\$ 13,757,564.00	\$ 9,519,017.00	\$ 23,276,581.00	\$ 30,255,802.00	\$ 25,498,036.00	\$ 4,757,766.00



COUNTY OF RAINS

Emergency Management Coordinator

Jon Paul Wedeking EMT-P

167 East Quitman Street / P.O. Box 158
Emory, Texas 75440

Tel: (903) 473-4053

Fax: (903) 473-4054

Tel: (903) 571-3229

pager: (903) 528-2255

Email: jwedeking@texashan.org
connie.mills@co.rains.tx.us

09 September 2003



FILED FOR RECORD
at 10 o'clock A M

SEP 23 2003

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

Judge Bobbitt, Joe
P.O. Box 1097,
Greenville, Texas 75403

8878

RE: Mutual Aid Agreement

Dear Judge

One of the lessons we learned from the Columbia disaster is that tragedy can strike in any county, forever changing our lives. Unfortunately, these disasters show us that we need to be better prepared for the unexpected, and leave us hoping that our planning and training is never called for.

This letter is a request for a mutual aid agreement to be reached by our counties, so as to improve our response to a disaster. FEMA recommends that we enter into mutual aid agreements with counties "five deep" in order to assure help will be available at the hour of need.

Enclosed you will find a copy of a Mutual Aid Agreement between Rains County and your county. This agreement was adopted by Rains County Commissioners Court on 28 August 2003. If your Court is interested in adopting this agreement, we would appreciate your signing same and returning the original to me.

Thank you for your assistance in this matter.

Jon Paul Wedeking EMT-P
Rains County Emergency Management Coordinator

**INTERCOUNTY MUTUAL AID AGREEMENT BETWEEN
RAINS COUNTY AND HUNT COUNTY**

WHEREAS, Texas law authorizes local governments to contract with each other to provide services, and

WHEREAS, the Counties of Rains and Hunt find it to be in their best interest to have such mutual aid agreements between the two counties.

NOW, THEREFORE, in consideration of the above recitals and the covenants contained herein, the parties hereto agree as follows:

Section One – Purpose

The purpose of this agreement is to ensure the protection of the citizens of each county in the event of a major emergency or disaster. This agreement recognized that the prompt and effective utilization of resources, including personnel, equipment, and supplies are a necessary component of responding to an emergency or disaster situation. This agreement further recognizes that in the event of a major emergency or disaster situation, the welfare of our citizens may require the assistance of other governmental entities in order to provide adequate protection and services.

Section Two – Responsibilities

1. Each County hereby agrees to provide such mutual aid as may be requested by a governmental unit, which has emergency conditions as defined by Texas law. The aid rendered shall be to the extent of available personnel and equipment not required for minimum needs of the responding County. The judgment of the providing entity shall be final as to the personnel and equipment so available.
2. Personnel dispatched to aid another entity shall remain employees of the responding entity, but shall work under the supervision of the requesting entity. Each county retains the right to withdraw any and all aid/personnel upon direction of the providing entity.
3. The providing entity will submit a claim for reimbursement including a list of hourly rates, equipment cost, and hours worked for all such rendered under this agreement. Claims for reimbursement for any loss or damage to any equipment will specify the equipment lost or damaged and the actual costs for replacement of or repairs to the equipment. Damage to equipment that is not related to performing eligible work, or damage that was reasonably avoidable is not eligible for reimbursement.
4. The requesting entity shall compensate any claim for costs incurred pursuant to this agreement at reasonable and customary labor and equipment rates.
5. All requests for mutual aid under this agreement shall be made by the local Emergency Management Coordinator or Director as set forth in the respective Emergency Management Plan for each county.

Section Three – Liability

Each covered entity will maintain workers compensation coverage for its employees and liability coverage for its vehicles and equipment. Any uninsured or extraordinary expenses may be a part of claimed costs for reimbursement. The requesting entity agrees to maintain adequate liability insurance under state law and to hold harmless and indemnify the providing entity for any and all claims occurring while its personnel and equipment are working under the direction of the requesting entity. These indemnities shall include attorney's fees and costs that may arise from providing aid pursuant to this agreement.

Neither party to this agreement shall be liable, for its failure or refusal to render aid pursuant to this agreement. The requesting entity shall have sole discretion to determine the manner in which such emergency aid may be used.

Section Four – Finance

The purpose of these recitals is to insure that a covered entity providing aid to another covered entity is reimbursed for all costs, damages, and expenses incurred from the provision of aid and assumes no additional liabilities as a result of this agreement. Each covered entity shall provide such reimbursement within 90 days of receipt of a claim for reimbursement from a covered entity from whom aid was requested.

Section Six – Termination

The term of this agreement shall begin upon the date of signing by the participating parties and shall continue in full force and effect until such time as terminated according to the terms of this agreement.

Either party may terminate this agreement upon ninety (90) days written notice sent to the Emergency Management Director of each participating entity and the Commissioners Court of each County.

IN WITNESS THEREOF, this agreement, being approved by the Commissioners Court of each County, is duly executed by the parties subscribed below and is binding upon the providing and the requesting entity.

COUNTY OF RAINS

By: 
County Judge

Date signed 9/9/03

Approved as to Form:

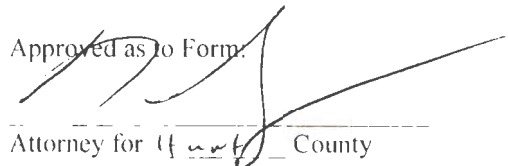

Attorney for Rains County

COUNTY OF HUNT

By: 
County Judge

Date signed 9-22-03

Approved as to Form:


Attorney for Hunt County

JUNKYARD PERMIT

#8879

PERMIT # 11DATE ISSUED 9-22-2003NAME OF BUSINESS: R & J AUTOOWNER/AGENT: RICKY BIRLEWLOCATION: 921 W. MAIN ST. QUINLAN, TX. 75474MAILING ADDRESS: SAMEFILED FOR RECORD
LINDA BROOKS
COUNTY CLERK HUNT CO., TX03 SEP 22 AM 10:54
BY: L. Brooks
DEPUTY*PER VERNON'S ANN. CIV. ST. ART.#2372 DD1:

SAID APPLICANT HAS COMPLETED ALL NECESSARY REQUIREMENTS FOR JUNKYARD PERMIT AS PER HUNT COUNTY ORDINANCE #6810 PERTAINING TO AUTOMOTIVE WRECKING AND SALVAGE YARDS AND COUNTIES OF LESS THAN 2,000,000.

APPROVED THIS 22 DAY OF September, 2003 BY THE HUNT COUNTY COMMISSIONERS COURT.

Joe A. Bobbitt
HUNT COUNTY JUDGE

ATTEST:

Linda Brooks
HUNT COUNTY CLERK

