

**COMMISSIONERS COURT
REGULAR SESSION**
August 8, 2005

The Hunt County Commissioners Court met this day at 10:00A.M. with all Commissioners present with Judge Joe Bobbitt presiding. Minutes of the previous meeting were approved as submitted.

OLD BUSINESS:

9499 On the motion by Ralph Green, second by Phillip Martin, the Court approved the Final Plat for Oak Creek Estates in Pct 2, presented by Cliff Jones. Commissioner Green stated drainage plan has been received.

NEW BUSINESS:

9500 On the motion by Kenneth Thornton, second by Jim Latham, the Court approved an additional 2 week extension of the current Hunt County Burn Ban on recommendation of John Fugitt with Texas Forest Service. The Court to revisit this issue next Court.

9501 On the motion by Judge Bobbitt, second by Thornton, the Court approved the retirement of JUCO, the Hunt County Sheriff's Department Drug Dog, due to the dogs age. JUCO to be given to her long time trainer.

9502 On the motion by Latham, second by Martin, the Court approved waiver of past due taxes on R37622 (\$20.32 – 1999 taxes, \$4.40 – 2000 taxes) and R70327 (\$32.18 – 2003 taxes) as requested by the City of Commerce.

9503 On the motion by Martin, second by Green, the Court approved recommendation of the Lake Tawakoni Planning and Zoning Commission represented by Don Ritzlaff, to allow construction at Hwy 276 and Dustin Lane on property owned by Stan Chaney.

9504 On the motion by Judge Bobbitt, second by Green, the Court approved request of Cash Special Utility District for ROW easements along Hwy 276 in order to make improvements to the roadway, on property Hunt County has 2 tax liens - # 16636 and # 15357, with the current owner of Carlene Booze Lytle. *See Attachment*. Consent of Tax Lien holder to be filed in Official Public Records.

9505 On the motion by Thornton, second by Martin, the Court accepted preliminary plat for Vista Meadows Addition in Pct 1 for evaluation. Commissioner Thornton advised the Court drainage study has been received.

9506 On the motion by Green, second by Martin, the Court approved request of FEC Electric to construct electrical distribution facilities along and across CR2250, CR2260 and CR2297 in Pct 2, with the usual stipulations.

9507 On the motion by Martin, second by Latham, the Court approved approximately 254 ft. of road upgrade of dirt to rock on CR3510 in Pct 3. Money has been deposited into Escrow Account.

9508 On the motion by Martin, second by Latham, the Court approved request of Lake Tawakoni Planning and Zoning Commission to take action on recycled salvage yards appearance located on Whiskers and Hwy. 276. Mike Pierce – Environmental Officer advised the Court paperwork has been filed several times in J.P. Barnett’s office as a Class C misdemeanor. Suggestion was made to consult the County Attorney’s Office.

9509 On the motion by Latham, second by Green, the Court approved request of FEC electric to construct electrical distribution facilities along and across CR4510 in Pct 4, with the usual stipulations.

— ‘Discuss and possibly take action on bid for Seal Coat – Marilyn Green.’ The Court received (1) bid from Ergon Asphalt in Mt. Pleasant, agreement made by the Court to place on OLD BUSINESS next Court. Bid on file in Personnel Office.

9510 On the motion by Green, second by Thornton, the Court approved (1) bid received from Martin Marietta in Powderly, Texas. Bid on file in Personnel Office

— The Court acknowledged safety awards to all Precincts, Maintenance Department and the Sheriffs Department for participating in June 2005 Safety Month and going 30 days without an accident or injury, presented by Marilyn Green and Peggy Little in Personnel Department.

ADDENDUM:

OLD BUSINESS:

— ‘Discuss and possibly take action on appointment of new member to the Dansa Board – Judge Bobbitt.’ The Court agreed to place on OLD BUSINESS next Court.

NEW BUSINESS:

9511 On the motion by Judge Bobbitt, second by Martin, the Court approved

permission to hold a County Auction on August 27, 2005, and agreed to retain Terry Driggers as auctioneer.

9512 On the motion by Martin, second by Latham, the Court approved accounts payable. Judge Bobbitt abstained from the vote.

9513 On the motion by Green, second by Thornton, the Court approved line-item budget transfers.

PERSONNEL AND PAYROLL:

<u>COUNTY ATTORNEY:</u>	Transfer Jessica Edwards from District Attorney Office to County Attorney Office at \$56,097.08 as Assistant County Attorney/ CPS, effective 8-1-05.
<u>DISTRICT ATTORNEY</u>	Change Keli Aiken from part time to full time Assistant District Attorney at \$56,097.08, effective 8-1-05. (Taking Jessica Edwards place).
<u>COMISSIONER PCT 2:</u>	Change Charley James Regan from part time to full time Truck Driver G/4 with pay raise of \$24,445.00, effective 8-1-05. Terminate Douglas Cooper as Truck Driver, uniforms have been returned, effective 7-26-05.
<u>COMMISSIONER PCT 3:</u>	Remove Artie Cook due to his resignation and graduation from Austin College, effective 7-27-05.
<u>COUNTY CLERK:</u>	Remove Debra (Norfleet) McDaniel part time Records Clerk due to her resignation upon graduation from College, effective 7-29-05. Change Jessica (Paris) Chambers part time Records Clerk from \$6.25 to \$7.50 per hour, effective 8-8-05. Add Kaylee Cooper as part time Records Clerk at \$6.00 per hour, effective 8-8-05, 90 day training period.
<u>JUVENILE PROBATION:</u>	Remove Cindy Earnest as Probation Officer due to her resignation, effective 8-1-05. Please include all remaining comp and vacation time in her final check.
<u>MAINTENANCE:</u>	Add Caleb Martin as hourly Custodian at \$8.00 per hour, 8-1-05.
<u>SHERIFF DEPARTMENT</u>	Remove Lance Simpson as Sergeant Deputy Sheriff due to obtaining employment in another county, effective 8-2-05.

9514 On the motion by Martin, second by Latham, the Court approved personnel and payroll changes.

The Court recessed at 10:40 AM; Court reconvened at 10:55 AM.

— The Court went into Executive Session on Personnel matter as permitted by T.G.C.

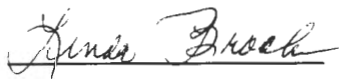
551.074, with no action taken.

— Court Adjourned. Minutes approved this 22 day of August 2005.



Joe R. Balch
Hunt County Judge

Attest:



Hunt County Clerk



"Consultants to the Cash Special Utility District"

July 15, 2005

Honorable Joe Bobbitt
P.O. Box 1097
Greenville, TX 75401-1097

9504
FILED FOR RECORD
at 4 o'clock P M
AUG - 8 2005
By LINDA BROOK
County Clerk, Hunt County, Tex.

RE: **CONSENT OF LIENHOLDER - WATER DISTRIBUTION LINE EASEMENT**
Project: Cash Special Utility District – Phase I SH 276 Utility Relocation
Parcel #s 57 & 58

Dear Judge Bobbitt:

As you are probably aware, the State of Texas has purchased additional right-of-way along State Highway 276 in order to make improvements to the roadway. Cash Special Utility District (CSUD) has existing water lines within the newly acquired right-of-way which must be relocated onto adjacent private property; therefore, CSUD is acquiring a right-of-way easements (the "Easements") on property for which Hunt County has two tax liens. The current owner is Carlene Booze Lytle and the tax liens are recorded as **Tax Suits # 16636 and # 15357**.

This relocation of the easement and water line(s) will allow CSUD to continue to serve the local residences and businesses. HRM Consultants, Inc. has been retained by CSUD to acquire the easements necessary to relocate the water line(s). We are requesting you sign and return the enclosed Consent of Lienholder document to help protect CSUD's interest in the Easements. Copies of the legal descriptions and survey drawings are attached to the document as Exhibit "A".

If acceptable, please sign the easement document where indicated in front of a notary public and return it to my attention in the enclosed self-addressed, stamped envelope.

Your cooperation in this matter is greatly appreciated. I am available at 512-567-3472 (mobile) or at 1-866-463-8041 (office) to address any questions or concerns you may have.

Sincerely,

David L. Baylor
Senior Acquisition Agent
HRM Consultants, Inc.

CONSENT OF TAX LIENHOLDER

Tax Suits # 16636 and # 15357

Tract #s 57 & 58

The County of Hunt, Texas (as a "Tax Lienholder"), hereby consents to the grant of a **Right of Way Easement (the "Easement")** by Carlene Booze Lytle to the **CASH SPECIAL UTILITY DISTRICT**, and joins in the execution thereof, solely as Tax Lienholder, and hereby does agree that in the event of the foreclosure of said tax lien, or other sale of said property described under judicial or non-judicial proceedings, the same shall be sold subject to said Easement. The Easement is more particularly described in Exhibit "A" attached hereto and incorporated herein by reference.

SIGNED AND EXECUTED this 8 day of August, 2005.

COUNTY OF HUNT

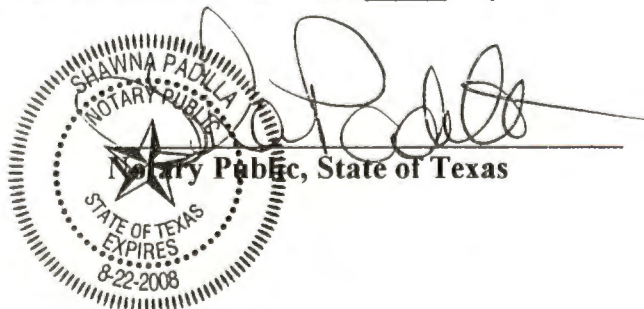
By: Joe A. Bobbitt
 Honorable Joe Bobbitt
 County Judge
 Hunt County, Texas

STATE OF TEXAS

COUNTY OF HUNT

BEFORE ME, the undersigned authority, on this day personally appeared the Honorable Joe Bobbitt, in the capacity of County Judge of Hunt County, Texas, known to me to be the person and Officer whose name is subscribed to the foregoing instrument and who acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, as the act and deed of Hunt County, Texas.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 8 day of August, 2005.



After Recording Return To:
 Cash Special Utility District
 P.O. Box 8129
 Greenville, Texas 75404-8129

FILED FOR RECORD
 # 9504
 at 2 o'clock
 AUG - 8 2005
 By County Clerk, LINDA BROOKS, Hunt County, Tex.