

AGENDA REQUEST FORM
COMMISSIONER 'S COURT
SOMERVELL COUNTY, TEXAS

For Agenda of (Date):

1/23/12

Department:

Elections Administrator

Date Submitted:

1/16/12

Request:

D/TA on moving Pet.#5 voting location to Word
of Truth Church on Hwy 67, or eliminating Pet.#5
voting precinct.

AGENDA REQUEST FORM
COMMISSIONER 'S COURT
SOMERVELL COUNTY, TEXAS

For Agenda of (Date):

1/23/12

Department:

Judge

Date Submitted:

1/17/12

Request:

D/TA on eliminating ^{Voting} Precinct 6 ~~as of 1/17/12~~

**AGENDA REQUEST FORM
COMMISSIONER'S COURT
SOMERVELL COUNTY, TEXAS**

FOR AGENDA OF: January 23, 2012

DEPARTMENT: Auditor

DATE SUBMITTED: 1-18-12

REQUEST: Discuss take action on sealed bids for Shavings

SOMERVELL COUNTY

EXPO STABLE BEDDING/SHAVINGS

BID TAB

FEBRUARY 1, 2012 - JANUARY 31, 2013

Company	8cf	10cf	Other	Full & Partial Loads	# days to process order
Agri-Tex	\$3.93	\$3.93		1120 full; 560 partial	1-2
TLC Premium	\$4.05			1170 full load	3-4
Sunbelt Shavings	\$3.85			1260 full load	3
Pine Moore Shavings			\$3.75/\$4.75--11cf comp to 2.5 expands to 8.5	1260 full/630 partial	5
Higginbothams	4.93/5.10		\$4.93/5.10-- 7cf med flake	1080 full/540 partial	1
Guardian	\$4.40	\$4.60	\$4.20--4 cf mini flake	1260 full load only	1

As of January 18th 10:00am have not received recommendation from Expo Center but wanted you to have this in case they show up ready to award during Court on Monday.

AGENDA REQUEST FORM
COMMISSIONER 'S COURT
SOMERVELL COUNTY, TEXAS

For Agenda of (Date):

1/23/12

Department:

Judge

Date Submitted:

1/17/12

Request:

D/TA on establishment of a Somervell County Bond
Forfeiture Schedule

SOMERVELL COUNTY BOND FORFEITURE SCHEDULE

The following is the new settlement and remittitur schedule for all bail bond forfeiture matters. The schedule will take place February 1, 2012.

Settlement

A surety may agree to settle a bail bond forfeiture matter by agreeing to enter into an agreed final judgment pursuant to the following schedule. However, in doing so a surety waives the following rights:

- a. Right to file a Motion for a New Trial pursuant to Tex. R. Civ. P. 320 and 321;
- b. Right to file a Remittitur pursuant to Tex. Code Crim. Proc. Art. 22.16;
- c. Right to file a Special Bill of Review pursuant to Tex. Code Crim. Proc. Art. 22.17.

In calculating the dates for the settlement schedule, the first day (calculated) is the day a defendant fails to appear in court (hereinafter "BOFO date").

SETTLEMENT SCHEDULE

- | | |
|---------------------------------|---|
| A. <u>BOFO date to 30 days:</u> | There will be no settlements ¹ . |
| B. <u>31 to 90 days:</u> | 33% of the bond amount plus court costs. |
| C. <u>91 to 180 days:</u> | 60% of the bond amount plus court costs. |
| D. <u>181 to 270 days:</u> | 75% of the bond amount plus court costs. |
| E. <u>After 271 days:</u> | The state will go after 100% of the bond. |

Note: The settlement schedule does not affect a court's authority to control its own docket. If a bond forfeiture matter is placed on a court's docket before the 270th day, then the state will seek 100% forfeiture of the bond at the time of trial. A surety can still settle, pursuant to the schedule, before the day of trial.

¹Disposition of a bail bond forfeiture matter within the first 30 days of the defendant's failure to appear has already been provided in the remittitur schedule.

- (ii) There must be a hearing, on the record, which will show that a surety is entitled to a remittitur.

POLICY STATEMENT

The settlement and remittitur schedules are to be strictly construed. However, each judge may in his/her discretion vary the above guidelines as the facts and circumstances may require.

If a judge chooses to deviate from the schedule, then the County Attorney's Office should receive notification of the judge's intent. This way the County Attorney's Office can decide if the forfeiture should proceed in accordance with the Texas Code of Criminal Procedure, the Texas Rules of Civil Procedure, and all applicable case law.

AGENDA REQUEST FORM
COMMISSIONER 'S COURT
SOMERVELL COUNTY, TEXAS

For Agenda of (Date):

1/23/12

Department:

Superintendent

Date Submitted:

1/16/12

Request:

D/TA on Floodplain Development Permit Application
and associated fees

SOMERVELL COUNTY

Floodplain Development Permit Application Form

Application # _____

SECTION 1: General Provisions (APPLICANT to read and sign):

1. No work of any kind may start until a permit is issued.
2. The permit may be revoked if any false statements are made herein.
3. If revoked, all work must cease until permit is re-issued.
4. Development shall not be used or occupied until a Certificate of Compliance is issued.
5. The permit will expire if no work is commenced within six months of issuance.
6. Applicant is hereby informed that other permits may be required to fulfill local, state, and federal regulatory requirements.
7. Applicant hereby gives consent to the Local Administrator or his/her representative to make reasonable inspections required to verify compliance.
8. THE APPLICANT CERTIFIES THAT ALL STATEMENTS HEREIN AND IN ATTACHMENTS TO THIS APPLICATION ARE, TO THE BEST OF HIS/HER KNOWLEDGE, TRUE AND ACCURATE.

(APPLICANT'S SIGNATURE) _____ DATE _____

SECTION 2: Proposed Development (To be completed by APPLICANT):

NAME	ADDRESS	TELEPHONE
APPLICANT		
BUILDER		
ENGINEER		

PROJECT LOCATION:

To avoid delay in processing the application, please provide enough information to easily identify the project location. Provide the street address, lot number or legal description (attach) and, outside urban areas, the distance to the nearest intersecting road or well-known landmark. A sketch attached to this application showing the project location would be helpful.

SOMERVELL COUNTY

Floodplain Development Permit Application Form

DESCRIPTION OF WORK (Check all applicable boxes):

Application # _____

A. STRUCTURAL DEVELOPMENT

<u>ACTIVITY</u>	<u>STRUCTURE TYPE</u>
<input type="checkbox"/> New Structure	<input type="checkbox"/> Residential (1-4 Family)
<input type="checkbox"/> Addition	<input type="checkbox"/> Residential (more than 4 Family)
<input type="checkbox"/> Alteration	<input type="checkbox"/> Non-Residential
<input type="checkbox"/> Relocation	(Flood Proofing? <input type="checkbox"/> Yes)
<input type="checkbox"/> Demolition	<input type="checkbox"/> Combined Use:
<input type="checkbox"/> Replacement	(Residential & Commercial)
	<input type="checkbox"/> Manufactured (Mobile) Home
	(In Manufactured Home Park? <input type="checkbox"/> Yes)

ESTIMATED COST OF PROJECT \$ _____

B. OTHER DEVELOPMENT ACTIVITIES

- Clearing Fill Mining Drilling Grading
- Excavation (Except for Structural Development Checked Above)
- Watercourse Alteration (Including Dredging and Channel Modifications)
- Drainage Improvements (Including Culvert Work)
- Road, Street or Bridge Construction
- Subdivision (New or Expansion)
- Individual Water or Sewer System
- Other (Please specify) _____

After completing SECTION 2, APPLICANT should submit form to the Local Administrator for review.

SECTION 3: Floodplain Determination (To be completed by the Administrator)

The proposed development is located on FIRM Panel No. _____ Dated _____

The Proposed Development:

- Is **NOT** located in a Special Flood Hazard Area (Notify the applicant that the application review is complete and NO FLOODPLAIN DEVELOPMENT PERMIT IS REQUIRED).
- Is partially located in the SFHA, but building/development is **not**.
- Is located in a Special Flood Hazard Area
 FIRM zone designation is _____
 "100-Year" flood elevation at the site is: _____ ft. NGVD (MSL)
 Unavailable

Is located in the floodway.

FBFM Panel No. _____ Dated: _____

(if different from the FIRM panel and date)

See section 4 for additional instructions.

SIGNED _____ DATE _____

SOMERVELL COUNTY

Floodplain Development Permit Application Form

Application # _____

SECTION 4: Additional Information Required (To be completed by Local Administrator)

The applicant must submit the documents checked below before the application can be processed:

- A site plan showing the location of all existing structures, water bodies, adjacent roads, lot dimensions and proposed development.
- Development plans, drawn to scale and specifications, including where applicable; details for anchoring structures, proposed elevation of lowest floor (including basement), types of water-resistant materials used below the first floor, details of flood proofing of utilities located below the first floor and details of enclosures below the first floor.

Also, _____

- Subdivision or other development plans. (If the subdivision or other development exceeds 50 lots or acres, whichever is the lesser, the applicant **must** provide "100-year" flood elevations if they are not otherwise available).
- Plans showing the extent of watercourse relocation and/or landform alterations.
- Change in water elevation (in feet) _____ Meets ordinance limits on elevation increases
 Yes No
- Top of new compacted fill elevation _____ ft. NGVD (MSL).
- Flood proofing protection level (non-residential only) _____ ft. NGVD (MSL). For Flood proofed structures, applicant must attach certification from registered engineer or architect.
- Certification from a registered engineer that the proposed activity in a regulatory floodway will not Result in any increase in the height of the "100-year" flood. A copy of all data and hydraulic/hydrologic calculations supporting this finding **must** also be submitted.
- Other: _____

SECTION 5: PERMIT DETERMINATION (To be completed by LOCAL ADMINISTRATOR)

I have determined that the proposed activity: A. Is
B. Is Not

in conformance with provisions of Local law # _____, 20_____. The permit is issued subject to the conditions attached to and made part of this permit.

SIGNED: _____ DATE: _____

If Box A is checked, the Local Administrator may issue a Development Permit upon a payment of designated fee.

If Box B is checked, the Local Administrator will provide a written summary of deficiencies. Applicant may revise and resubmit an application to the Local Administrator or may request a hearing from Board of Appeals.

Application # _____

AGENDA REQUEST FORM
COMMISSIONER 'S COURT
SOMERVELL COUNTY, TEXAS

For Agenda of (Date):

1/23/12

Department:

Judge

Date Submitted:

1/16/12

Request:

Discuss/ Take Action on bid for Fiber Optics

AGENDA REQUEST FORM
COMMISSIONER 'S COURT
SOMERVELL COUNTY, TEXAS

For Agenda of (Date): Next

Department: Judge

Date Submitted: 1/16/12

Request:

D/TA on extension of Data Processing Services
Agreement with Indigent Healthcare Services

AGENDA REQUEST FORM
COMMISSIONER 'S COURT
SOMERVELL COUNTY, TEXAS

For Agenda of (Date):

1/23/12

Department:

Judge

Date Submitted:

~~1/16/12~~ 1/16/12

Request:

D/TA on Resolution regarding denial of Water Right
Permit #5851 to the ~~BRRA~~ Brazos River Authority

RESOLUTION OF SOMERVELL COUNTY TEXAS

**REGARDING THE APPLICATION OF THE BRAZOS RIVER AUTHORITY FOR
WATER RIGHT PERMIT NO. 5851**

WHEREAS, Somervell County is located within the Brazos River Basin and the economy of the County and its residents are dependent to a significant degree on the rivers and streams in the Basin and the water in and from those rivers and streams:

WHEREAS, the Somervell County Commissioners Court desires to protect the local economy, including property values and water rights of residents and the other values of the rivers and streams for municipal water supply, industrial development, recreational use and the environment; and

WHEREAS, the Brazos River Authority (BRA) has proposed to more than double its water rights in the Basin without indicating where the water would be diverted or used and how much would be diverted in any segment of the Basin; and

WHEREAS, Somervell County and many of its residents have already suffered from reduced flows in Brazos River; and

WHEREAS, as can be seen on the attached Map of the counties where newspaper notice was published that Somervell County and its residents and those of several other nearby counties did not receive the notice of the BRA proposal that BRA provided to most of the counties in the Basin downstream of Possum Kingdom Reservoir; and

WHEREAS, further reductions in flows could have significant effects on Somervell County and its residents; and

WHEREAS, the State Office of Administrative Hearings (SOAH) has recommended denial of the application of BRA for an additional one million acre feet of water per year because the impacts of the diversion of the water cannot be determined;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSONERS COURT
OF SOMERVELL COUNTY THAT**

The Court supports the SOAH recommendation of denial of Water Right Permit No. 5851 to BRA:

**AND BE IT FURTHER RESOLVED BY THE COMMISSONERS COURT OF
SOMERVELL COUNTY THAT**

The Court urges the Texas Commission on Environmental Quality to deny Water Right Permit No. 5851 to BRA:

AND BE IT FURTHER RESOLVED BY THE COMMISSONERS COURT OF SOMERVELL COUNTY THAT

The Court recommends that any new application filed by BRA be preceded by adequate notice in newspapers and other media in all counties where the county or city governments or landowners could be affected;

AND BE IT FURTHER RESOLVED BY THE COMMISSONERS COURT OF SOMERVELL COUNTY THAT

The County Clerk will file this resolution with the General Counsel of the Texas Commission on Environmental Quality before January 25, 2012, and send copies of the resolution of all parties in the proceeding in accordance with Texas law.

Adopted this ____ day of _____, 2012

***County Judge

***County Commissioner Precinct 1

***County Commissioner Precinct 2

***County Commissioner Precinct 3

***County Commissioner Precinct 4

Attest:

***County Clerk

REQUEST FOR LINE ITEM TRANSFERS

DATE: 1/7/2012

TO: SOMERVELL COUNTY COMMISSIONERS

This is a request to transfer funds from one line item to another within the department listed below.

DEPARTMENT: Historical Commission

AMOUNT OF MONEY TO BE MOVED: \$1 ~~25~~ 25

FROM (title and # of line item) Historical Commission Part-Time 426-105

TO (title and # of line item) Historical Commission Telephone 426-420

GIVE EXPLANATION for transfer funds
cover telephone (final) for Hist Comm on

Signature of Department Head

Note: This request must be submitted to the commissioners office for review by all commissioners prior to being placed on the agenda for action.

This request was received in the Judge's office on _____.

REQUEST FOR LINE ITEM TRANSFERS

DATE: 1/13/12

TO: SOMERVELL COUNTY COMMISSIONERS

This is a request to transfer funds from one line item to another within the department listed below.

DEPARTMENT: Library

AMOUNT OF MONEY TO BE MOVED: 500

FROM (title and # of line item) Library

Group Medical 401-202

TO (title and # of line item) Library

Unemployment Expense

401-452

GIVE EXPLANATION for transfer funds cover

Grace & Cuellar w/ ROF

for Peggy On
Signature of Department Head

Note: This request must be submitted to the commissioners office for review by all commissioners prior to being placed on the agenda for action.

This request was received in the Judge's office on _____.

REQUEST FOR LINE ITEM TRANSFERS

DATE: 1/13/12

TO: SOMERVELL COUNTY COMMISSIONERS

This is a request to transfer funds from one line item to another within the department listed below.

DEPARTMENT: Heritage Center

AMOUNT OF MONEY TO BE MOVED: ~~3800~~ 3825

FROM (title and # of line item) Heritage Center

Part-Time Labor 446-105 \$2000 Heritage Center
Group Medical 446-202 \$1350 Heritage Center

TO (title and # of line item) Retirement 446-203 \$300 and

Heritage Center Worker's Comp 446-204 ~~\$150~~ 175

TO Heritage Center Unemployment
GIVE EXPLANATION for transfer funds Expense 446-412 3750

and Heritage Center Telephone 446-420 \$75

for Betty
Signature of Department Head

Note: This request must be submitted to the commissioners office for review by all commissioners prior to being placed on the agenda for action.

This request was received in the Judge's office on _____.