

Tom Green County Commissioners' Court
May 13, 2003

The Commissioners' Court of Tom Green County, Texas, met in Regular Session May 13, 2003 in the Edd B. Keyes Building, with the following members present:

Clayton Friend, Commissioner of Precinct #1
Karl Bookter, Commissioner of Precinct #2
Jodie R. Weeks, Commissioner of Precinct #3
Richard Easingwood, Commissioner of Precinct #4
Michael D. Brown, County Judge

County Judge, Mike Brown, called the meeting to order at 8:04 AM.

Judge Brown recessed the regular meeting to go into Executive Session in accordance with Government Code 551.071 (1).

Judge Brown reconvened the Regular meeting of the Tom Green County Commissioners' Court at 8:50 AM.

The Pledge of Allegiance to the United States and the Texas flags were recited.

Commissioner Bookter offered the invocation.

8. Commissioner Friend moved to approve the Consent Agenda as presented
Commissioner Weeks seconded the motion. The following items were presented:

- A. Approved the minutes of the Extra Meeting, May 6, 2003.
- B. Approved the Minutes of the Accounts Allowable from May 7-13, 2003 in the amount of \$219,375.70. Purchase Orders from May 5-9, 2003 in the amount of \$75,186.96 .
- C. Accepted Personnel Actions as presented:

The following salary expenditures are being presented for your *Approval*:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>ACTION</u>	<u>EFF. DATE</u>	<u>GRADE/ STEP</u>	<u>SALARY</u>
Galvan, B. J.	Collections	New Hire	04/30/03	7/1	\$ 547.06 S/M
Gilley, Amber N.	County Attorney	Salary Increase	05/16/03	N/A	\$ 6.30 /HR
Baulos, Susan	County Clerk	New Hire	05/05/03	10/1	\$ 634.29 S/M
Spaeth, Tonya K.	District Attorney	Transfer	05/16/03	N/A	\$1,750.00 S/M
Howell, Peggy R.	Jail	New Hire	05/19/03	16/1	\$ 852.90 S/M
Dudley, Claude T.	Jail	New Hire	04/30/03	16/1	\$ 852.90 S/M
Cochran, Mary E.	Jail	Rehire	04/29/03	N/A	\$ 10.00 /HR
Magallen, Elsa M.	Jail	Rehire	05/07/03	N/A	\$1,056.67 S/M
Teakell, Garnett O.	Library	New Hire	05/19/03	21/1	\$1,091.96 S/M

The following personnel actions are presented for *Acknowledgement* and as a matter of record:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>ACTION</u>	<u>EFF. DATE</u>	<u>GRADE/ STEP</u>	<u>SALARY</u>
Langston, Mary E.	County Clerk	Resignation	04/30/03	10/1	\$ 634.29 S/M
Rangel, Terri I.	Jail	Dismissal	04/29/03	13/1	\$ 735.52 S/M
Sumners, Ronald P.	Jail	Rescinded Job Offer	05/01/03	16/1	\$ 852.90 S/M
Jennison, Jerry B.	JP#2	Deceased	05/02/03	N/A	\$1,499.98 S/M
Voight, Tonja E.	Juvenile Detention	Resignation	04/28/03	N/A	\$ 980.01 S/M
Champlin, Rozelia	Library	Retirement	04/30/03	12/12	\$ 964.89 S/M
Dodson, Carolyn	CRTC(235)	Salary Increase	05/01/03	N/A	\$1,148.15 S/M
Gilliland, Roy W.	CRTC(235)	Salary Increase	04/01/03	N/A	\$ 772.46 S/M
Rivero, Magda R.	CRTC(235)	Salary Increase	05/01/03	N/A	\$1,272.38 S/M
Lambert, Christie J.	CSCD(218)	Resignation	05/20/03	N/A	\$1,062.83 S/M
Watson, Joshua J.	CSCD(218)	Rehire	05/01/03	N/A	\$1,021.96 S/M
Ray, Isabel	CSCD(255)	Job Abandonment	05/07/03	N/A	\$ 754.21 S/M
Tucker, William	CSCD(271)	*Status Change	05/01/03	N/A	\$ 8.25 /HR

*P/T to F/T

- D. Acknowledged the installation of 21 road signs that were installed during the months of August 2002 through April 2003. (Recorded with these minutes.)
- E. Accepted the Extension Service Monthly Schedule of Travel for April 2003 as a matter of record. (Recorded with these minutes)

- F. Accepted the Collections Department's Quarterly Report as a matter of record. (Recorded with these minutes.)
- G. Approved the Treasurer to handle the collateral releases and pledges through the Texas State Bank.
- H. Authorized the Treasurer to secure the release of the bonds through the Texas State Bank.
- I. Accepted the Indigent Health Care Monthly Report for April 2003 as a matter of record. (Recorded with these minutes.)
- J. Approved the request from Verizon Southwest to construct a communication line within the right-of-way of a County Road starting at a point in the South ROW of E. Arrington Road. The proposed cable will be placed in an easterly direction for 1900 feet. An existing copper cable will be 5 feet in the ROW at a minimum depth of 24 inches.
- K. Approved request from the Concho Rural Water Corporation to extend a 6-inch water main along Burma Road from the intersection of Deer Valley Drive to the west and continue east on the south side of Burma Road ending 800 feet east.

All voted in favor of the motion.

9. There was no action from the Executive Session.

- 10. Cash Jetton, on behalf of Becky Harris, Director of Roy K. Robb Post Adjudication Center, presented a proposal regarding their upcoming summer program. He requested that they be allowed to continue with the cook that they have on staff since they would qualify for the school lunch programs and commodities which will be less expensive than going through ARMARK. He also requested an additional teacher for the summer program (May 26 – August 15, 2003) since there will be two classrooms. This will allow teachers in both classrooms at all times instead of having to alternate classrooms with the teachers aid. Mrs. Killam has offered to reduce her salary significantly in order to achieve this objective. Mrs. Carpenter volunteers her services as an aid to enhance the program. The third dorm will be opening this next week. The population for the summer is projected, based on applications, at 27 to 30 students. (Report recorded with these minutes.)

Judge Brown moved to authorize the hiring of Martha Killam for \$1200.00, Tina Gesch for \$2583.00 for a total salary per month of \$3783.00.

Commissioner Friend seconded the motion. Judge Brown modified his motion to include the salary for Mr. Henderson as a special education teacher, as required, at a total salary of \$2552.00 and continue with the current kitchen staff preparing the meals. Commissioner Friend seconded the modification. Judge Brown, Commissioners Friend, Bookter, and Weeks voted in favor of the motion. Commissioner Easingwood voted in opposition. The motion carried 4 to 1.

- 11. Sheri Woodfin, District Clerk, presented a proposal for the office renovation in the courthouse basement to expand her office and purchase additional shelving to allow for additional storage areas needed for District Court Records. Funds are available from the designated records management line item. (Remodel presentation recorded with these minutes.)
- Commissioner Friend moved to authorize the renovation, as presented at a cost of \$2590.00 and authorize the purchase of additional shelving at a cost of \$3,997.00 for a combined total of \$6,587.00 to be taken from the records management line item. Commissioner Easingwood seconded the motion and all voted in favor.**

- 12. The Risk Management Report was passed until the next meeting due to illness.
 - 13. Brad Stone and Martin Zimmerman addressed the Court regarding the proposed new Enterprise Zone at the expiration of the current Enterprise Zone. Mr. Stone informed the Commissioners' Court that the City Council had approved the proposed changes at the San Angelo City Council Meeting the previous Tuesday, May 6, 2003.
- Judge Brown moved to adopt the Resolution repealing the Resolution passed on December 13, 1995 by Tom Green County, nominating, with the City of San Angelo, an area as San Angelo/Tom Green County Enterprise Zone Number One and nominating and designating a new area herein described as San Angelo Area Enterprise Zone as indicated on map recorded with these**

minutes as a matter of record. Commissioner Weeks seconded the motion and all voted in favor.

14. Judge Brown moved to authorize the County Judge to enter into negotiations with the owner(s) of Terra Place regarding a lease agreement for the office of Justice of the Peace Precinct #2 with similar terms and conditions as in previous lease contract and authorize the County Treasurer to continue to make the lease payments. The motion was seconded by Commissioner Friend and all voted in favor.
15. Commissioner Easingwood moved to approve the purchase of one additional users license for the time clock at a cost of \$399.95 to be installed in a stand-alone computer at the County Shop. Funding is to be paid out of the contingency fund. The motion was seconded by Judge Brown and all voted in favor.
16. Dianna Spieker reported that of the 44 employees who have investments with PEBSCO/Nationwide Deferred Compensation plan, that 20 voted to transfer the accounts to ING, 12 voted against a transfer, 11 did not respond and 1 abstained. There was some discussion and inconclusive opinions as to the effect that would be created by those already drawing on the retirement and also regarding the life insurance policies that had been issued through the previous plan. PEBSCO would have a surrender charge for individual moves. The ING plan has no surrender penalties for the Tom Green County Employees 457 deferred compensation plan. The Court is required to represent the employees regarding this issue.

Commissioner Weeks moved to approve Option 2 as presented, which states, "Compromise. Effective June 1, 2003 no future deductions allowed to PEBSCO. Participants would then need to make an individual decision on whether to sign up with ING for future deductions. The individual's money would remain with PEBSCO unless they decided to move it." Commissioner Bookter seconded the motion. There was discussion and concern about the employees who had purchased life insurance policies through PEBSCO, and the ability to continue with their policy on an individual basis or the possibility of the lapse of these policies. Due to the concern of the Court for the Employees that could they might lose insurance benefits or loss of monies from previous investments. Commissioner Weeks withdrew his motion prior to the vote. Commissioner Bookter withdrew his second to the motion prior to the vote of the Court. No vote was taken.

Commissioner Friend moved to approve Option 1 of the presentation, which states, "No change. Allowing the current participants to continue with PEBSCO at their choosing. Only allowing new participation with ING. This would follow the precedence when PEBSCO came to Tom Green County. Hartford was the previous provider." Commissioner Weeks seconded the motion. Commissioners Friend, Bookter and Weeks voted in favor of the motion. Commissioner Easingwood voted in opposition to the motion. Judge Brown abstained from the vote. The motion passed 3-1-1.

Judge Brown moved to remove the restricted access from County Buildings and to visit with the employees regarding their deferred compensations. Access to individual employees will be scheduled with the permission being granted by the elected official of the individual offices at their designated place and time. Commissioner Easingwood seconded the motion and all voted in favor.

Judge Brown moved that the county would not accept bids from other deferred compensation vendors until November of 2005. Commissioner Easingwood seconded the motion and all voted in favor.

17. The Treasurer's Report will be presented at the May 27, 2003 meeting. No action taken.
18. Commissioner Weeks moved to authorize the payment of overtime for the Commissary Clerk for 90 days, at a maximum expenditure of \$1500.00, to be paid out of the Commissary fund. The motion was seconded by Judge Brown and all voted in favor.

The Court took a brief recess and reconvened at 10:40 AM.

20. The following candidates addressed the Court regarding application for appointment to fill the vacant seat, created due to the death of Justice Jerry B.

Jennison on May 2, 2003, for Justice of the Peace Precinct #2.

Yvette Guerrero---Worked for the Justice of the Peace in Sutton County for 10 years as the Chief Court Clerk. She attended a week of the education required for the JP's. She supervised summer work programs for students in the office. Currently employed for the past 2 years with the Tom Green County Probation Department. Lives in the JP2 district. Would need to give a 2-week notice. She will run in the next election.

Dick Brock---Detective with the San Angelo Police Department. 17070 hours of specialized police training. 40 hours per year required to maintain license. Experience in handling stressful situations. Eligible for retirement. Need to give 30 days notice. He would be available in July 1, 2003. He will run in the next election.

Russell Smith---Retired Chief of Police of the San Angelo Police Department. Currently writing columns for the Standard Times and a magazine, but will give up the writing if appointed as JP. He was the Chief for 7 years and supervised all departments as well as a Patrol Sergeant supervisor in 1985, prior to becoming Chief. He had to present and justify budgets for the police department. He will be available immediately and will run for the position at the next election.

Judge Eddie Howard, Justice of the Peace Precinct #4, advised the Candidates that 40 hours is required per year, but there will not be another training available until October. He touched on the various aspects required to be handled through this court. He also brought to the attention of the Court and the candidates that those holding a peace officers license, must give up those license in order to hold the position of a Justice Judge.

The Court expressed that they were pleased that such qualified candidates have requested consideration for the appointment.

The Court recessed and went into Executive Session at 11:15 AM, pursuant to Government Code Section 551.074 to discuss the appointment of a public officer or employee.

The Court reconvened at 11:29 AM.

Commissioner Bookter expressed that this was not an easy decision for the Court since there were so many well qualified applicants, but he felt time was of the essence and immediate needs were pending at the Justice #2 office.

Commissioner Bookter moved to appoint Russell S. Smith to serve out the remaining term of Justice of the Peace Precinct 2 and serve until the next general election where the voters can make the choice. Commissioner Easingwood seconded the motion and all voted in favor. The swearing in ceremony will be May 16, 2003 at 10:00 AM in Judge Brown's Courtroom. A bond will need to be secured prior to taking the oath of office being taken.

19. Commissioner Weeks moved to tentatively approve a preliminary plat for Big Sky Estates Section 2. Consideration for approval of the final plat will be presented and at a later date. Judge Brown seconded the motion and all voted in favor. (Recorded with these minutes.)

21. Commissioner Weeks moved to award RFB 03-003 Section A "Sale of Firearms" to Lester Bart Pfluger for the Colt revolver and the Winchester Shotgun in the amount of \$756.00; Section B "Sale of Firearms" to Jerry Gibbs for the remainder of the guns in the amount of \$665.00, both being reputable licensed dealers for the weapons that were confiscated by the Sheriff's Office. The proceeds of the sale will go into a designated line item for ammunition and gun replacements for the Sheriff's Department. Commissioner Bookter seconded the motion and all voted in favor.

22. Commissioner Easingwood moved to renew the current contract with Concho Business Solutions for RFB 02-010 "Office Supplies" and renew the current contract with Shannon Pharmacy RFB 02-009 "Prescription Drugs for Inmates". Commissioner Weeks seconded the motion and all voted in favor.

23. There was no action taken regarding revisions to Regulations covering Sexually Oriented Businesses in Tom Green County. Revisions will be reviewed at the next meeting.

24. Commissioner Weeks moved to approve Steve Mild as the next in line of succession for the County Judge, Mike Brown, as the City/County

- Emergency Management Plan Coordinator as per Section VII, Section C-1. The motion was seconded by Commissioner Bookter and all voted in favor.**
25. **Judge Brown moved to adopt a Resolution calling on County Officials to urge the State Legislature to seek a statewide solution to their budget crisis to protect local property taxpayers from county tax increases. Commissioner Easingwood seconded the motion and all voted in favor.** (Recorded with these minutes.)
26. The County Attorney advised the Court that they would have to sue the developers rather than rescinding the authorization of the subdivision in order to have the developer comply with the Subdivision Regulations. **No action was taken.**
27. Bonding requirement recommendations will be discussed at a later meeting. **No action was taken.**
28. **There was no action** taken in regard to the Tom Green County Subdivision and Manufactured Home Community Rules and Regulations.
29. **Judge Brown moved to approve the following line item transfers for FY 2002 and FY 2003:**
Commissioner Weeks seconded the motion.

Fund: General Fund

<u>Department</u>	<u>Account</u>	<u>Budget Increase</u>	<u>Budget Decrease</u>
004 Risk Management	0109 Salary/Supervisor	\$ 1,500.00	
004 Risk Management	0201 FICA/Medicare	115.00	
004 Risk Management	0203 Retirement	112.00	
199 Contingency	0601 Reserves		\$1,727.00

All voted in favor. (Recorded with these minutes.)

30. Future Agenda Items.

1. Consider bonding requirements for Subdivisions and Manufactured Home Communities.
2. Consider Regulations covering Sexually Oriented Businesses.

31. Announcements:

1. Russell Smith will be sworn in as Justice of the Peace, Precinct 2, at 10:00 AM, Friday, May 16, 2003 in Judge Brown's Courtroom.
2. The next Regular Meeting of the Commissioner's Court will be May 27, 2003.
3. Beginning June 4, 2003 the Budget hearings will be each Wednesday, Thursday and Friday for the first 3 weeks of June and if necessary the hearings will continue into the 4th week.
4. June 14th, 2003 is the date set for the City/County Surplus Auction.

Judge Brown adjourned the meeting at 12:15 PM.

Michael D. Brown, County Judge

Elizabeth McGill, County Clerk and
Ex-officio Clerk of the Commissioners' Court

8D

TOM GREEN COUNTY ROAD SIGNS

Added May 13, 2003

PCT	TGC #	LEGEND	LOCATION	INSTALLED
3	1977	W1-1R (90 DEGREES RIGHT	EAST ON NORTH BURMA LOOP AT 9/10 MILE EAST OF CARLSBAD LOOP	8/13/2002
3	1978	W13 - 1 (10 MPH)	EAST ON NORTH BURMA LOOP AT 9/10 MILE EAST OF CARLSBAD LOOP	08/13/02
3	1979	W13 - 1 (10 MPH)	EAST ON SOUTH BURMA LOOP AT 9/10 MILE EAST OF CARLSBAD LOOP	08/13/02
3	1980	W1 - 1L (90 DEGREE LEFT T	EAST ON SOUTH BURMA LOOP AT 9/10 MILE EAST OF CARLSBAD LOOP	08/13/03
4	1981	R2 - 1 (30 MPH)	WEST PIASANO LANE AT KNICKERBOCKER RD.	01/02/03
4	1982	R2 - 1 (30 MPH)	WEST WHITE TAIL LANE AT KNICKERBOCKER RD.	01/02/03
4	1983	R2 - 1 (30 MPH)	WEST ON LAGOON LANE AT KNICKERBOCKER RD	01/02/03
4	1984	R 2 - 1 (30 MPH)	SOUTH DOVE CREEK RD AT FM 2335	01/02/03
4	1985	R2 - 1 (30 MPH)	EAST ON PECAN LANE AT FM 2335	01/02/03
4	1986	R 2 - 1 (30 MPH)	EAST ON WEST DOVE CREEK LANE AT FM 2335	01/02/03
4	1987	R 2 - 1 (30 MPH)	EAST ON WESTCROSS LANE AT FM 2335	01/02/03
4	1988	R2 - 1 (30 MPH)	EAST ON SPRING CREEK LANE AT FM 2335	01/02/03
4	1989	R2 - 1 (30 MPH)	EAST ON FRANCO ROAD AT FM 2225	01/02/03
3	1990	W3 - 1A (STOP AHEAD)	WEST ON SPRING AVE. 1/10 MILE EAST OF U S HWY. 87	03/28/03
3	1991	W1 - 3L (L TO R TURN)	EAST ON SPRING AVE AT 4/10 MILE EAST OF U S HWY 87	03/28/03
3	1992	W 13-1 (10 MPH)	EAST ON SPRING AVE. AT 4/10 MILE EAST OF U S HWY. 87	03/28/03
3	1993	W1-3-L (LEFT TO RIGHT 90 D	WEST ON SPRING AVE. AT 9/10 MILE EAST OF U S HWY 87	03/28/03
3	1994	W13 - 1 (10 MPH)	WEST ON SPRING AVE. AT 9/10 MILE EAST OF U S HWY 87	03/27/03
3	1995	W1-1L (90 DEGREE LEFT TURN	EAST ON SPRING AVE. AT 1 6/10 MILE EAST OF U S HWY. 87	03/27/03
3	1996	W13-1 (10 MPH)	EAST ON SPRING AVE. AT 1 6/10 MILE EAST OF U S HWY. 87	03/27/03
3	1997	W1-1R (90 DEGREE TURN)	WEST ON SPRING AVE. AT 1 9/10 MILE EAST OF U S HWY 87	03/27/03
3	1998	W13-1 (10 MPH)	WEST ON SPRING AVE. AT 1 9/10 MILES EAST OF U S HWY 87	03/27/03
3	1999	W3-1a (STOP AHEAD)	WEST ON SPRING AVE. AT 2.3/10 MILES EAST OF U S HWY 87	03/27/03

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TEXAS AGRICULTURAL EXTENSION SERVICE
The Texas A&M University System

MONTHLY SCHEDULE OF TRAVEL AND COUNTY COMMISSIONERS COURT REPORT

NAME: Marvin Ensor

TITLE: CEA - Ag.

COUNTY: Tom Green

MONTH: April 2003

DATE	MAJOR ACTIVITIES SINCE LAST REPORT	MILES	MEALS	LODGING
4/1	Select 4-H Steer projects - Cross Plains	134		
4/2	Interviews for secretary position			
4/3	4-H Shamrock Shuffle Meeting	12		
4/4	Worked on Risk Management Workshop			
4/5	Attended Club Calf Sales - Lubbock	362		
4/7	Office meeting			
4/8	Prepare for Texas Country Clean-up Program	22		
4/9	Texas Country Clean up Program - Wall	12		
4/9-10	Attended Animal Industries Committee Meeting - Abilene	161		
4/11-12	Attended Club Lamb Sales - Oklahoma City, Oklahoma	721		
4/14	Tom Green County Jr. Livestock Show Board Meeting	31		
4/15	Risk Management Workshop - Wall	21		
4/15	Field Crop Committee Meeting			
4/16	EQIP Meeting	10		
4/16	Attended Club Lamb Sale - Ballinger	78		
4/17	Completed Grant application for 4-H Center			
4/18	Holiday			
4/21	Annual Leave			
4/22	Completed Ag. Newsletter			
4/23	Individual contact with Local Ranchers	61		
4/24	4-H Livestock Judging Practice	18		
4/25	Office Meeting			
4/26	Attended Club Lamb Sales - Fredonia	243		
4/27	4-H Livestock Judging practice	26		
4/28	Select club lambs for 4-Hers - Seagraves	322		
4/29	Office Meeting			
4/30	Attended Quality Count Committee Meeting- Brownwood	182		
GRAND TOTAL OF MILEAGE, MEALS & LODGING		2416		0

Other expenses (list) _____

I hereby certify this is a true and correct report of activities, travel and other expenses incurred by me in performance of official duties for the month shown.

TEXAS AGRICULTURAL EXTENSION SERVICE
The Texas A&M University System

MONTHLY SCHEDULE OF TRAVEL AND COUNTY COMMISSIONERS COURT REPORT

NAME: BRANDON ASBILL	TITLE: CEA-4-H
COUNTY: Tom Green	MONTH: April 2003

DATE	MAJOR ACTIVITIES SINCE LAST REPORT	MILES	MEALS	LODGING
4/1	Boys and Girls Club/ Wal Mart-Consumer Practice	13		
4/6	Walk, Ride-A-Thon- North Shore of State Park	55		
4/7	4-H Council Adult leaders mtg	15		
4/8	Boys and Girls, Target, Grape Creek 4-H Club mtg	37		
4/9	Wall- Country Clean-up	33		
4/10	Boys and Girls, Office- Consumer practice	18		
4/11	County Govt- Water Valley, Veribest, Cornerstone Christian	117		
4/12	Consumer Contest- Brownwood	218		
4/14	TGC Fair Livestock committee mtg	15		
4/15	Dist Office, Boys and Girls	31		
4/22	Boys and Girls, Farm Safety Camp mtg- Miles	58		
4/24	Dist Office, Boys and Girls	33		
4/25	Fairgrouinds- Rabbit cages	11		
4/26	City of San Angelo Awards Recog- El Paseo, Eldorado Dist wool and mohair contest	99		
4/27	Office for supplies, Children's Fair	10		
4/28	Fairgrounds- chicken cages	19		
4/29	Boys and Girls, office for grass practice	15		
4/30	Grass mounts- MIR center	16		
GRAND TOTAL OF MILEAGE, MEALS & LODGING		813	0	0

Other expenses (list)_____

I hereby certify this is a true and correct report of activities, travel and other expenses incurred by me in performance of official duties for the month shown.

TEXAS AGRICULTURAL EXTENSION SERVICE
The Texas A&M University System

MONTHLY SCHEDULE OF TRAVEL AND COUNTY COMMISSIONERS COURT REPORT

NAME: Kelly L. Ahrens	TITLE: CEA-FCS
COUNTY: Tom Green	MONTH: April 2003

DATE	MAJOR ACTIVITIES SINCE LAST REPORT	MILES	MEALS	LODGING
4/01	TWC Program, CDM Practice	20		
4/02	EEA Council, Admin Assistant Interviews, office errands	25		
4/03	Fit Kids Teleconference, Grape Creek	25		
4/04	TWC BSSF Program, Fort Concho	15		
4/06	Food Protection Management Supplies	15		
4/07	Food Protection Management Course	35		
4/08	TWC Program, CDM Practice, Plaza del Sol	34		
4/09	Santa Fe Crossing Center, Adult Day Care	20		
4/10	District EEA Meeting-Mertzon	75		
4/11	TWC BSSF Program, Fort Concho, Angelo Sewing Center	25		
4/13	Food Protection Management Supplies	15		
4/14	Food Protection Management Course	35		
4/15	TWC Program, Office errands	13		
4/16	Plaza del Sol	16		
4/21	Wall EEA Planning Meeting	45		
4/22	TWC Program, Christoval	48		
4/23	Santa Fe Crossing, La Esperanza Clinic	10		
4/24	Shannon Medical Center-Overweight Issues in Childhood Teleconf	---		
4/25	TWC BSSF Program, Adult Day Care	16		
4/28	Office supplies	13		
4/29	Spring Board Meeting-Brownwood -TAE4HA	215		
4/30	Angelo Sewing Center	10		
		725		

Other expenses (list) _____

I hereby certify this is a true and correct report of activities, travel and other expenses incurred by me in performance of official duties for the month shown.

8F

Tom Green County

122 W Harris, San Angelo Texas 76903
(325) 659-6469 / (325) 659-3243 Fax



Dianna Spieker County Treasurer

Merle Foley Collections Supervisor
Tonya Cline Caseworker
BJ Galvan Receptionist/Cashier

Collections Department Quarterly Activity Summary January-March 2003

The Court data in this activity report reflects which Judge heard the case, not to which Court the case was assigned. Cases heard by a substitute Judge are assigned to the Judge being substituted for. Cases paid in full and old cases are included in the total revenues.

**Total revenues received by the
County Clerk for criminal cases.**

2003, 2002, 2001, 2000

Fiscal Year	Revenues	% Change From Benchmark	% Change From Previous Year
2003	\$330,474.81		
2002	\$698,003.94	28%	-3%
2001	\$716,803.50	32%	-6%
2000	\$768,835.18	41%	41%
1999*	\$544,606.50	*	

* Benchmark for Collections created 10/99, opened doors 11/99.

The Numbers for January – March 2003

Cases Seen.....	358
CPF Issued.....	77
Late Notices Sent.....	680
Phone Calls Out.....	6,455
Phone Calls In/Walk-Ins.....	1623

*Total cash collected for the cases
referred for the quarter by the Courts.*

Checks

Collected

Report

Page: 1

Date Run:

03/31/2003, 09:14:00

Date Range Selection: 01/01/2003 To 03/31/2003

Receipt Numbers May Be Out Of Sequence

Tom Green County Courts at Law
Collections Department
122 W. Harris Ave.
San Angelo, Texas 76903-5877

COURT BREAKOUT TOTALS	Category	Check	Cash	Total
County Court at Law CCL#2	CR	208.00	54813.10	55021.10
County Court at Law CCL	CR	0.00	91117.54	91117.54
No Court ID on Case	CR	0.00	685.00	685.00

*Total cases referred to collections by
offense for the quarter by the Courts.*

O F F E N S E S U M M A R Y R E P O R T

For Cases With Sentencing Date From 01/01/2003- 03/31/2003
Court Number: CCL

Case Type	Total Cases	Amount Owed	Cash Paid	Jail/CSR Credit	Total Paid	Still Owed
ACBI	11	4665.25	1454.00	0.00	1454.00	3211.25
ACBI FM	4	1294.00	103.00	0.00	103.00	1191.00
ALCO MINO	2	637.00	281.00	0.00	281.00	356.00
ASSAULT A	1	555.25	0.00	0.00	0.00	555.25
BURG COIN	1	211.00	0.00	100.00	100.00	111.00
BURG MV	3	1603.00	652.00	100.00	752.00	851.00
CM A/B	3	970.50	295.25	200.00	495.25	475.25
CRIM TR A	1	536.00	216.00	0.00	216.00	320.00
CRIM TR B	3	1058.00	170.00	0.00	170.00	888.00
DWI	76	50055.00	17509.75	0.00	17509.75	32545.25
DWI 2ND	8	6908.00	3990.00	100.00	4090.00	2818.00
DWLS SR	23	10203.25	2924.75	200.00	3124.75	7078.50
EVADING A	1	536.00	0.00	0.00	0.00	536.00
EVADING B	1	411.00	137.00	0.00	137.00	274.00
INDECENT	1	711.00	604.00	0.00	604.00	107.00
INTR W/PD	2	972.00	0.00	0.00	0.00	972.00
MISDEMEAN	6	2441.00	1349.00	0.00	1349.00	1092.00
MTRP	4	2536.75	2318.75	0.00	2318.75	218.00
POSS MARJ	30	13820.00	4072.00	500.00	4572.00	9248.00
RECKLESS	4	1863.25	424.00	200.00	624.00	1239.25
RESIST AR	2	1040.50	305.25	0.00	305.25	735.25
RESIST TR	1	736.00	0.00	200.00	200.00	536.00
THEFT 1	18	7181.50	2546.00	200.00	2746.00	4435.50
THEFT CKS	42	12212.25	4768.25	600.00	5368.25	6844.00
WEAPON P	4	2518.25	584.00	0.00	584.00	1934.25

Total Cases	252	125675.75	44704.00	2400.00	47104.00	78571.75

O F F E N S E S U M M A R Y R E P O R T

For Cases With Sentencing Date From 01/01/2003 03/31/2003
Court Number: CCL#2

Case Type	Total Cases	Amount Owed	Cash Paid	Jail/CSR Credit	Total Paid	Still Owed
ACBI	6	3956.00	2031.00	0.00	2031.00	1925.00
ACBI FM	1	281.00	0.00	0.00	0.00	281.00
ASSAULT A	1	456.00	0.00	0.00	0.00	456.00
BURG MV	1	636.00	159.00	0.00	159.00	477.00
CM A/B	1	511.00	0.00	0.00	0.00	511.00
CRIM TR A	2	747.00	0.00	0.00	0.00	747.00
CRIM TR B	2	872.00	872.00	0.00	8700	0.00
DWI	33	21345.75	5486.10	0.00	5486.10	15859.65
DWI 2ND	6	5179.50	1205.00	0.00	1205.00	3974.50
DWLS SR	13	6066.75	2794.00	0.00	2794.00	3272.75
FAIL2ID B	1	511.00	170.00	0.00	170.00	341.00
MISD	2	972.00	367.00	0.00	367.00	605.00
MISDEMEAN	1	465.25	167.25	0.00	167.25	298.00
ODG POSS	1	211.00	0.00	0.00	0.00	211.00
POSS MARJ	7	3827.00	1940.00	0.00	1940.00	1887.00
RECKLESS	2	847.00	486.00	0.00	486.00	361.00
THEFT 1	6	2395.25	943.00	0.00	943.00	1452.25
THEFT CKS	20	6337.50	3174.50	255.25	3429.75	2907.75

Total Cases	106	55617.00	19794.85	255.25	20050.10	35566.90

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CIHCP MONTHLY FINANCIAL/ACTIVITY REPORT

County Name Tom Green

Report for the Month/Year of April, 2003

I. Application/Case Data

	Cases	Persons
Applications Approved During Report Month	36	36
Applications Denied During Report Month	35	35

II. Creditable Expenditures During Report Month

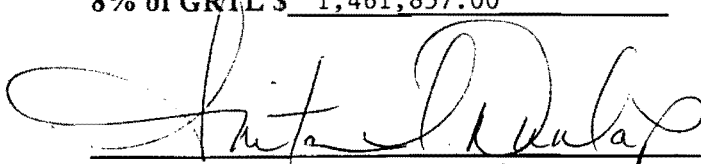
Physicians Services	1. 9,677.23	
Prescription Drugs	2. 16,067.18	
Hospital, Inpatient Services	3. 3,498.67	
Hospital, Outpatient Services	4. 29,289.44	
Laboratory/X-Ray Services	5. 3,397.36	
Skilled Nursing Facility Services	6. -0-	
Family Planning Services	7. -0-	
Rural Health Clinic Services	8. -0-	
State Hospital Contracts	9. -0-	
Optional Services	10. 6,235.65	
Total Expenditures (Add #1 - #10)		11. 68,165.53
Reimbursements Received	12.(5,006.02)	
6% Case Review Findings (\$ in error)	13.(-0-)	
Total to be deducted (Add #12 + #13)		14.(5,006.02)
Credit to State Assistance Eligibility/Reimbursement (#11 minus #14)	15. 63,159.51	

STATE FICAL YEAR (September 1 – August 31) TOTAL \$ 559,504.59

General Revenue Tax Levy (GRTL) \$ 18,273,209.00

8% of GRTL \$ 1,461,857.00

6% of GRTL \$ 1,096,393.00


Signature of Person Submitting Report

5-6-03

Date

Print Name and Title Anita I. Dunlap, TGC IHC Administrator

ROY K. ROBB POST-ADJUDICATION FACILITY EDUCATIONAL INSTRUCTION PROPOSAL

PROPOSAL: The Roy K. Robb Post-Adjudication Facility is requesting the hiring of two (2) full-time teachers for the duration of the new summer program. The summer program will begin May 26th and run through August 15th, 2003.

OBJECTIVES:

- Maintain and enhance educational services for residents during the summer months
- Allow students to recover lost credits or maintain current academic status
- Allow applicable students to work toward a GED without interruption
- Provide educational services as advertised for placing counties

RATIONAL AND PROCEDURES:

Residents who are court-ordered to Roy K. Robb Post-Adjudication Facility are, on the average, two years behind in their academic studies and school standing. Discipline, behavior, and substance abuse difficulties usually begin for the residents in public school. They are not successful in school due to various reasons. Therefore, they have no desire to complete their education. In order for the residents to recover and gain "academic ground", they must attend summer school at the facility.

Veribest I.S.D. does not offer summer school as a district. They are not required to hire teachers for summer school at the facility and they do not receive state money based on average daily attendance. This has been the case each summer since the facility opened in the fall of 1999. It has been the responsibility of the facility to pay teacher salaries, based on their state daily rate, for the summer months. Veribest I.S.D. pays the teachers' salaries and the facility reimburses the school district. This allows the teachers to continue their contribution into the Teacher Retirement Fund. Due to the operational changes that occurred April 1st of this year, teachers are not in the current budget.

With the implementation of the summer program, which will run for 82 days, the current and future residents will require educational instruction. This is the second most important attraction for placing counties, following the behavior management component of the program. If the facility does not provide educational services, the majority of counties who are going to place residents in the summer program will not place their juveniles.

Two teachers presently teaching at the facility through Veribest I.S.D. are willing to teach during the summer months. Tina Gesch is certified in secondary English and Math.

Martha Killam is certified in English and Social Studies. Both teachers are trained in the newly implemented credit recovery curriculum purchased and installed by Veribest I.S.D. The school district purchased the credit recovery software in order to save the district two teacher salaries. By purchasing the curriculum, the district will hire one full-time teacher, a part-time teacher aide, and a part-time special education teacher to facilitate the instruction for the 2003-2004 school year. In the process of this cost saving measure, the district RIFed two teachers, Tina Gesch and Leonard Jansa, presently teaching at the facility.

For the summer program, Martha Killam and Tina Gesch will facilitate the credit recovery curriculum, maintain GED instruction, and maintain student files, grades, and credits. Mrs. Killam has agreed to teach during the summer program for \$7.50 per hour rather than her state base daily rate of \$240.64. Mrs. Killam's monthly gross salary will be \$1200 per month as opposed to \$5053.44 per month. Tina Gesch's state base daily rate is \$123.00 for a gross monthly salary of \$2583.00. Mrs. Killam's mother, Mrs. Carpenter, is a Senior Citizen Volunteer. She accompanies Mrs. Killam each day to the facility and tutors residents in various subjects. Mrs. Carpenter has agreed to continue her volunteer services in tutoring academics at no cost to the facility. A breakdown of academic expenses and revenues is as follows:

Based on 20 residents.

MONTHLY TEACHER SALARIES

MONTHLY REVENUES
(BASED ON \$55.00/DAY)

Mrs. Killam---\$1200.00

\$33,000.000

Miss Gesch---\$2583.00

Total Salaries \$3783.00/Month

Revenue is calculated on a conservative number of 20 residents per month for the duration of the 82-day summer program. Based on actual county contacts, this figure could exceed 26 residents per month during the summer program.

It is the recommendation of Roy K. Robb Post-Adjudication Facility to hire Mrs. Killam and Miss Gesch as educational instructors for the 82-day summer program. Necessary and required school services will continue during the summer under this proposal.

EDUCATIONAL INSTRUCTION PROPOSAL ADENDUM

PROPOSAL: The Roy K. Robb Post-Adjudication Facility is requesting the hiring of a special education teacher on a part-time basis for the duration of the new summer program.

OBJECTIVES: Maintain and enhance special education services as required by state law.
Maintain special education records
Schedule and organize ARD (admission, review, and discharge) meetings as required by law
Oversee the implementation of required instructional modifications
Instruct special education residents

RATIONAL AND PROCEDURES:

Texas Education Agency, mandated by Texas state and federal law, requires special education services be provided for every student who has a diagnosed learning disability. Educational modifications are outlined and implemented in the classroom according to an ARD meeting. These meetings are directed and conducted with the student, special education teacher, special education diagnostician, school administrator, classroom teachers, and, when possible, the parent/guardian.

In the past, the facility has hired a special education teacher from Miles I.S.D. to teach special education classes. This teacher does not wish to teach summer school this year. When the proposal was written for two full-time teachers, a special education teacher had not been identified.

Mr. Henderson is a special education teacher at Grape Creek I.S.D. He comes highly recommended. Mr. Henderson is experienced in teaching students with emotional and behavioral problems.

Mr. Henderson would teach four (4) hours per day, five days per week. His hourly rate would be \$11.00 per hour. The breakdown of his salary would be:

SALARY

$\$11.00/\text{hour} \times 4 \text{ hours/day} = \$44.00/\text{day}$

$\$44.00/\text{day} \times 58 \text{ instructional days} = \mathbf{\$2552.00 \text{ TOTAL SALARY}}$

It is the recommendation of Roy K. Robb Post-Adjudication Facility to hire Mr. Henderson for the summer months to provide required special education services for the special education students at the facility.

ROY K. ROBB POST-ADJUDICATION FACILITY KITCHEN STAFF PROPOSAL

PROPOSAL: The Roy K. Robb Post-Adjudication Facility is requesting the retention of the present employed kitchen personnel.

OBJECTIVES:

- Maintaining a high-quality food product
- Lower over-all food costs
- Maintaining federally required caloric intake for adolescents
- Maintaining record compliance standards for NSLP (National School Lunch Program) reimbursement
- Maintaining and enhancing resident and staff moral

RATIONAL AND PROCEDURES:

ARAMARK originally proposed a cost of \$1.79 per meal per resident. This quote did not include the delivery of meals to the facility or the cost of bookkeeping for the NSLP reimbursement. Upon review of the proposal, the price quote was based on 3000 calories per day per resident and 3 milk servings per day per resident. This is not within caloric intake standards set forth by the National School Lunch Program or federal nutritional standards for adolescents. The proper caloric intake for adolescents is 3500 calories per day per resident and 5 milk servings per day per resident. After discussions with Mr. Dale Gattis and Mr. David Pontes, District Manager of Correctional Services with ARAMARK, a new proposal figured on the proper caloric intake was quoted.

The new proposal price from ARAMARK was \$2.08 per meal per resident. This price quote included one delivery trip to the facility on Saturdays and Sundays only. By making one delivery on the weekends, the residents would receive a cold breakfast, hot lunch, and a cold dinner. There would be no deliveries during the week to the facility. This quote did not include the required bookkeeping procedures necessary for the NSLP 40% to 50% reimbursement of food costs. ARAMARK does not have the capacity to maintain the NSLP records. *as/Dale Gattis*

The facility does not have extra staff to pick-up meals and return trays three times per day seven days per week. The shift supervisors could pick-up breakfast trays on their way to the facility at 5:30 a.m. However, there would be the expense of paying them mileage of \$.35 per mile from their home to the county jail. A stand-by staff at \$7.50 per hour is another option. This would drive the cost per meal per resident to \$2.41. This option proves to be unfeasible due to the added expense.

The present kitchen staff is efficient in preparing meals from "scratch" rather than using pre-prepared pre-packaged food. This process reduces food costs. As the population of the facility increases, the food costs reduce due to the ability to buy more food products in bulk quantities. When the population reaches approximately 28 to 30 residents, a second cook is required. This adds to the food costs. Once the

population grows beyond 30 residents, the food costs begin to decline due to the bulk-buying strategy. This is based on historical evidence and procedures at the facility.

By having ARAMARK prepare the meals, the food costs will never decrease. The price per meal per resident will remain the same.

Price comparison based on 12 residents.

ARAMARK COST

\$2.41/meal/resident

\$2246.40/month for meals
353.10/month mileage & salaries for meal
pick-up

\$2599.50/month food cost

RKR KITCHEN STAFF COST

\$2.15/meal/resident

\$2000.00/month food cost
1120.00/month cook salary
\$3120.00/month food cost

40% NSLP reimbursement
on \$2000 food cost
\$1200.00/month food cost
\$2320/month total food cost

As the population increases, the kitchen staff salary remains the same at \$7.00 per hour for a 40-hour week. The food cost decreases due to bulk purchasing. When the population reaches 20 residents, the total food cost drops to approximately \$1.96 per meal per resident.

It is the recommendation of Roy K. Robb Post-Adjudication Facility to maintain the present procedure regarding meal preparation and service. The present kitchen staff would remain employed at full-time status. Food ordering and preparation would continue with cost-saving procedures of "scratch" cooking and, when applicable, bulk purchasing. NSLP records would continue to be maintained on a monthly basis and given to Mr. Pat Graves at the Juvenile Justice Center for processing for the facility reimbursement of food costs, kitchen supplies, and extermination services.

sheri woodfin

From: don killam
Sent: Wednesday, April 30, 2003 3:11 PM
To: sheri woodfin
Subject: FW: Door Installation in hallway @ Courthouse

-----Original Message-----

From: Gary D. Roberson [mailto:gary.gcd@verizon.net]
Sent: Thursday, March 06, 2003 5:14 PM
To: Don Killam
Cc: Yolanda Roberson
Subject: Door Installation in hallway @ Courthouse

Don,

Our price to complete the work described below for a separation wall located at the basement floor of the main courthouse is **\$2492.00**

Scope of work: Build a metal stud and sheetrock wall through ceiling with a 6070 hollow metal door unit. Doors to have full louvers, closers, slide bolts and lockset. Wall to be taped and floated. Cover with vinyl wallcovering furnished by owner. Rework ceiling as needed and install wall base to match existing. Painting of doors and jamb not included.

Alternate: Paint doors and jamb——**\$95.00.**

Please call if you have any questions.

Thanks,

Gary D. Roberson
Gary's Custom Design, Inc.
915-658-7230 Fax: 915-658-3828
email: gary.gcd@verizon.net

4/30/2003

DATE: Friday, May 2, 2003

TO: Honorable Michael D. Brown, Tom Green County Judge
County Commissioners' Court, Tom Green County

FROM: Planning Department

SUBJECT: Enterprise Zone Program

CONTACT PERSONS: Bradley Stone, Senior Planner or Martin Zimmermann, Planner I,
(325) 657-4210

CAPTION: a resolution repealing the ordinance passed on December 13 of 1995 by Tom Green County nominating, with the City of San Angelo, an area as San Angelo/Tom Green County Enterprise Zone Number One, and to nominate and designate a new area herein described as San Angelo Area Enterprise Zone

A RESOLUTION REPEALING THE RESOLUTION PASSED ON DECEMBER 13 OF 1995 BY TOM GREEN COUNTY, NOMINATING, WITH THE CITY OF SAN ANGELO, AN AREA AS SAN ANGELO/TOM GREEN COUNTY ENTERPRISE ZONE NUMBER ONE, PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS GOVERNMENT CODE, CHAPTER 2303); TERMINATING THE AGREEMENT FOR DESIGNATION OF CITY OF SAN ANGELO/TOM GREEN COUNTY ENTERPRISE ZONE NUMBER ONE (TEXAS TAX CODE, CHAPTER 312); DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS PERTAINING TO THE TERMINATION OF THE SAN ANGELO/TOM GREEN COUNTY ENTERPRISE ZONE NUMBER ONE AND THE NOMINATION OF AND DESIGNATION OF A NEW AREA DESCRIBED HEREIN AS SAN ANGELO AREA ENTERPRISE ZONE PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS GOVERNMENT CODE, CHAPTER 2303); PROVIDING TAX INCENTIVES; DESIGNATING AN ENTERPRISE ZONE LIAISON TO ACT ON ALL MATTERS PERTAINING TO THE ENTERPRISE ZONE ACT ONCE DESIGNATED BY THE TEXAS DEPARTMENT OF ECONOMIC DEVELOPMENT; PROVIDING A SAVINGS CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

BACKGROUND:

In the last few months, the City of San Angelo Planning Department has been working towards the replacement of the San Angelo/Tom Green County Enterprise Zone, which is due to expire on September 1, 2003. The benefits of continuing participation of the Texas Enterprise Zone program in San Angelo and Tom Green County are the revitalization of economically distressed areas, and the attraction of new businesses and existing business expansions through tax incentives. A joint agreement must be executed by the City of San Angelo and Tom Green County so that each community may enjoy the full benefits of the program. Each governing body must hold a public hearing to nominate a proposed area as enterprise zone. State law prescribes that the public hearing must occur before the nominating ordinance can be passed and approved.

Attached is a resolution establishing the zone boundaries, local incentives, and administrative procedures. By adopting the ordinance, Tom Green County agrees to repeal the current San Angelo/Tom Green County Enterprise Zone Number One and nominate a new area specified in Attachment "A" as San Angelo Area Enterprise Zone. The County Commissioners' Court will also designate the City of San Angelo Director of Planning as zone liaison assigned to communicate and negotiate with all entities affected by the San Angelo Area Enterprise Zone and with the Texas Department of Economic Development. Tom Green County also agrees to provide local incentives and authorize the County Judge to enter into an agreement with the City of San Angelo, providing for the joint administration of the zone.

Major components of the Enterprise Zone program and staff recommendations for the program are included in this report.

ENTERPRISE ZONE PROGRAM – MAJOR COMPONENTS:

- Municipalities must apply through the State of Texas Department of Economic Development (TxED) to be awarded Enterprise Zone designation;
- Businesses must apply to TxED through the municipalities to be awarded Enterprise Project designation;
- 85 Enterprise Projects are designated during any State biennium;
- Up to three businesses may be nominated per year by a municipality;
- Applications for Enterprise Project designation will be scored by the Texas Department of Economic Development as follows: 50% on the economic distress of zone, 25% on demonstrated local effort to achieve development and revitalization, and 25% on the type and wage levels of jobs to be created/retained, along with the amount of capital investment made in the zone; Local effort to achieve revitalization is defined as cooperation of local entities, combined with negotiation with parties affected by the zone, and local incentives offered;
- Enterprise Zone designation is for 7 years, Enterprise Project designation is for 5 years;
- an "interlocal agreement" between the City and the County must be executed indicating joint administration of the zone;
- Cost to apply for Enterprise Zone designation is \$500.

CRITERIA FOR ENTERPRISE ZONE DESIGNATION:

(Criteria to be used by San Angelo in **bold print**)

1. Zone area must have a continuous boundary, and
2. Must be at least one square mile in size, (not exceeding 10 square miles exclusive of lakes, waterways and transportation arteries), or not exceeding 5% of the area of the municipality and not greater than 20 square miles, exclusive of lakes, waterways and transportation arteries, and
3. Be nominated as an Enterprise Zone in an ordinance adopted by the legislative body, and
4. Be an area of pervasive poverty, unemployment and economic distress to have met at least one of the criteria from each of the following lists below:

List A

- a. average rate of unemployment in the area was at least 1 ½ times the state average for the most recent 12-month period that data is available, or
- b. area has had at least 12% population loss during the most recent 6-year period that data is available, or 4% during the most recent 3-year period.

List B

- a. area is a low-income poverty area, or
- b. is in a jurisdiction-eligible for urban development action grants from HUD, or
- c. at least 70% of the residents or households have an income below 80% of the median of the locality or state, whichever is lower, or
- d. the nominating government can demonstrate that one of the following is true:
 1. chronic abandonment or demolition of the area's commercial or residential structures exists, or
 2. substantial tax arrearage for commercial or residential structures exists within area, or
 3. substantial loss of businesses exists in the area, or
 4. area is part of a disaster area declared by the state or federal government during most recent 18-month period, or
 5. area has had an increase in juvenile crime (a 20% increase in arrests over 3 years).

ENTERPRISE ZONE BENEFITS:

To Businesses and Developers: A business which is designated as an Enterprise Project by the State of Texas Department of Economic Development can receive refunds of state sales and use taxes and franchise tax rebates along with local tax and business incentives.

To the County: Over the long term, the County will receive revenues from a larger tax base resulting from business relocations, expansions, and the creation of new businesses and new jobs. The County will also benefit from capital improvements in the zone, and community programs which may be developed as business incentives.

To Residents and Homeowners: Residents of the zone and throughout the zone will benefit from increased employment opportunities. Development and area improvements will occur in the enterprise zone. Additional community programs may be available to residents of the zone

ZONE BOUNDARIES AND ADMINISTRATION:

The staff proposes an Enterprise Zone of 17.14 square miles as described in Exhibit "A" and shown on Exhibit "B". The area proposal has been developed in close cooperation with Pat Malloy, Vice President of the Economic Development Division of the San Angelo Chamber of Commerce and the City of San Angelo Development Corporation.

The Director of the City of San Angelo Planning Department will act as Enterprise Zone Liaison. The zone liaison will be responsible for the administration of the zone, oversight of zone activities, and will coordinate zone administration between business representatives, other City departments, City Council, County Commissioners' Court, San Angelo Chamber of Commerce, and affected entities in the Enterprise Zone.

INCENTIVES:

State incentives available to enterprise projects in an enterprise zone:

- Eligible for a refund of state sales or use taxes paid on machinery and equipment, building materials, labor for the rehabilitation of existing buildings, and electricity and natural gas purchased for use in the enterprise zone in the amount of \$2,000 for each permanent job created/retained during project designation, with a limit of \$1.25 million or \$250,000 per year over the five-year period;
- Enterprise projects are eligible for certain franchise tax benefits on the annual report filing for each year of their five-year designation based on the amount of capital investment made by the project in the enterprise zone;
- Enterprise projects are entitled to establish certain franchise tax economic development credits;
- For retaining at least 10 jobs in the enterprise zone, enterprise projects will be granted a one-time state sales tax refund of up to \$5,000 paid on machinery and equipment;
- For creating at least 10 jobs in the enterprise zone, enterprise projects will be granted a one-time franchise tax refund of up to \$5,000;
- Enterprise Projects are given priority or preference for all programs administered by the state.

The local government must offer 3 incentives, and 1 must be financial in nature. The following local incentives are currently available under the Enterprise Zone program:

- Rebate of local sales and use taxes (financial)
Upon award of Enterprise Project designation by the Texas Department of Economic Development, the City of San Angelo will rebate local sales and use taxes paid on purchases of material for use in remodeling, rehabilitating, or construction of a structure in the Enterprise Zone.
- Waiver of development fees (financial)
Upon award of Enterprise Project status, the City of San Angelo will waive development fees associated with the expansion of non-residential, commercial businesses in portion of the Enterprise Zone within the City limits. These waivers will include only zoning fees, subdivision fees, and building permit fees.
- One-stop permitting
The Enterprise Zone Liaison will be the sole point of contact for a customer wishing to apply for Enterprise Project designation. The liaison will assist the business representative through the local government portion of the business development process including Planning Department concerns, and the permitting process.
- Accelerated development approval processing
Special meetings of the Planning Commission or ZBA will be scheduled on an as-needed basis to speed development approval processing of Enterprise Projects with special zoning concerns. Following receipt of an application for Enterprise Project nomination, the Enterprise Zone Liaison will, upon determination of necessity and likelihood of Enterprise Project designation, initiate the zoning or variance processes as appropriate.
- Capital improvements in the zone
Improvements of City utilities will be planned for specific areas within the Enterprise Zone boundaries to benefit local business and property owners, as negotiated with the City Council.
- Priority for educational or job training projects
Enterprise Projects will be given priority for available grant funds for programs which will benefit the zone and particularly those which will benefit economically disadvantaged persons.
- Special public transportation routes
For businesses expanding or locating in the Enterprise Zone which employ a substantial number of employees who have limited means of transportation, the City of San Angelo may establish special City bus transit routes.

State approval of Enterprise Projects is a competitive process. The State will be looking at the level of distress in the zone, the number and quality of local incentives offered, and the degree of cooperation among local governments, businesses, the public, and the neighborhoods of the zone. The staff recommends continuing the currently existing local incentives that are exclusively available to designated Enterprise Projects.

PLANNING DEPARTMENT RECOMMENDATION:

The staff recommends approval of the attached resolution.

A RESOLUTION REPEALING THE RESOLUTION PASSED ON DECEMBER 13 OF 1995 BY TOM GREEN COUNTY, NOMINATING, WITH THE CITY OF SAN ANGELO, AN AREA AS SAN ANGELO/TOM GREEN COUNTY ENTERPRISE ZONE NUMBER ONE, PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS GOVERNMENT CODE, CHAPTER 2303); TERMINATING THE AGREEMENT FOR DESIGNATION OF CITY OF SAN ANGELO/TOM GREEN COUNTY ENTERPRISE ZONE NUMBER ONE (TEXAS TAX CODE, CHAPTER 312); DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS PERTAINING TO THE TERMINATION OF THE SAN ANGELO/TOM GREEN COUNTY ENTERPRISE ZONE NUMBER ONE AND THE NOMINATION OF AND DESIGNATION OF A NEW AREA DESCRIBED HEREIN AS SAN ANGELO AREA ENTERPRISE ZONE PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS GOVERNMENT CODE, CHAPTER 2303); PROVIDING TAX INCENTIVES; DESIGNATING AN ENTERPRISE ZONE LIAISON TO ACT ON ALL MATTERS PERTAINING TO THE ENTERPRISE ZONE ACT ONCE DESIGNATED BY THE TEXAS DEPARTMENT OF ECONOMIC DEVELOPMENT; PROVIDING A SAVINGS CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Commissioners' Court of Tom Green County, Texas ("County") finds that the San Angelo/Tom Green County Enterprise Zone Number One as originally designated by resolution on December 13 of 1995, cannot fulfill the purposes of the Act under which it was established;

WHEREAS, the Commissioners' Court of Tom Green County, Texas, desires to encourage new business ventures and existing industry expansion in severely distressed areas of the County and to provide opportunities for employment to residents of such area; and

WHEREAS, certain conditions exist in such area which represent a threat to health, safety and welfare of the people in such area;

WHEREAS, it is necessary and in the best interest of the County to nominate such an area as an enterprise zone pursuant to the Texas Enterprise Zone Act (Texas Government Code, Chapter 2303, the "Act");

WHEREAS, a public hearing was held on April 22 of 2003 at 8:30 a.m., at which time interested persons were entitled to speak and present evidence for or against the re-designation of the property described in Exhibit "A" as Enterprise Zone Number One, and notice of the hearing was published in a newspaper of general circulation in the County, not later than the seventh day before the date of the hearing; NOW THEREFORE,

BE IT RESOLVED BY TOM GREEN COUNTY:

- 1) THAT, the facts and recitations contained in the preamble of this resolution are hereby found and declared to be true and correct, and are incorporated herein and made part of this resolution.
- 2) THAT, the Commissioners' Court of Tom Green County hereby repeals the resolution passed on December 13 of 1995 subject to termination of its enterprise zone agreement entered into with the State of Texas Department of Economic Development ("Department") governing the San Angelo/Tom Green County Enterprise Zone Number One, to become effective only upon approval by the Department of a new enterprise zone as hereby nominated the area set forth and attached hereto in Exhibits "A" and "B" as San Angelo Area Enterprise Zone.
- 3) THAT, the County Commissioners' Court finds the new zone area meets the qualifications of the Act.
- 4) THAT, the County Commissioners' Court will provide certain tax incentives applicable to businesses designated by the Department as Enterprise Zone Projects, which are not applicable throughout the County, are as follows:
 - (a) Rebate of County sales and use taxes paid on purchase of material for use in remodeling, rehabilitating, or constructing a structure in the San Angelo Area Enterprise Zone, in accordance with the attached Exhibit "C".

Other incentives will be available in the proposed San Angelo Area Enterprise Zone to businesses which are designated as Enterprise Zone Projects by the Department, and are not applicable throughout the City and the County, are as follows:

- (b) Waiver of development fees including only zoning fees, subdivision fees, and building permit fees
- (c) One-stop permitting

Other incentives that may be negotiated in the proposed San Angelo Area Enterprise Zone on a case-by-case basis for businesses designated as Enterprise Zone Projects by the Department, and are not applicable throughout the City and the County, are as follows:

- (d) Accelerated development approval processing
- (e) Capital improvements in the zone

- (f) Special transportation routes
 - (g) Priority for educational or job-training projects that benefit the zone
- 5) THAT, the County Commissioners' Court directs and designates the County Judge of Tom Green County, as the County's authorized representative to act in all matters pertaining to the nomination and designation of the area described herein as an enterprise zone.
- 6) THAT, the County Commissioners' Court further directs and designates the City of San Angelo Director of Planning as liaison assigned to communicate and negotiate with all entities affected by the enterprise zone.
- 7) THAT, the County Commissioners' Court designates the area set forth and attached hereto in Exhibit "A" as San Angelo Area Enterprise Zone, and depicted on the map attached hereto as Exhibit "B", subject to the approval of the Department.
- 8) THAT, the County Commissioners' Court, after conducting a public hearing and after having heard evidence and testimony, has made the following findings and determinations based on the testimony and evidence presented to it:
 - (a) That a public hearing on the nomination of San Angelo Area Enterprise Zone has been properly called, held and conducted, and that notice of such hearing has been published as required by law; and
 - (b) That the boundaries of San Angelo Area Enterprise Zone should be the area as described in the description attached hereto as Exhibit "A"; and
 - (c) That the expansions and improvements in the proposed San Angelo Area Enterprise Zone are feasible and practical and would be a benefit to the land included in the zone and to the municipality after the expiration of the Enterprise Zone designation; and
 - (d) That the areas included in the proposed San Angelo Area Enterprise Zone as "Industrial Park" areas (Texas Administrative Code, Chapter 176.3(e)) are non-residential areas and constitute no more than 25 percent of the proposed zone area; and
 - (e) That the proposed area to be designated San Angelo Area Enterprise Zone is reasonably likely, as a result of the designation, to contribute to the retention of expansion of primary employment or to attract major investment in the zone that would be a benefit to the property and that

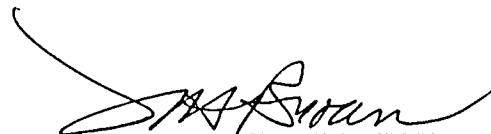
would contribute to the economic development of Tom Green County and the City of San Angelo.

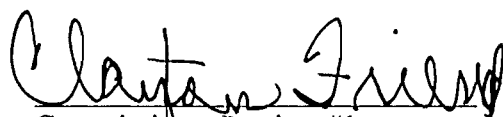
- 9) THAT, the designation of San Angelo Area Enterprise Zone of the City of San Angelo and Tom Green County, subject to the approval of the Department, shall expire seven (7) years after the effective date of the designation and may be renewed in accordance with Texas Government Code, Chapter 2303; however, any such expiration shall not affect any existing, valid tax abatement agreement.
- 10) THAT, if any section, subsection, sentence, clause or phrase of this resolution is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this resolution.
- 11) THAT, this resolution shall be effective from and after the date of adoption.

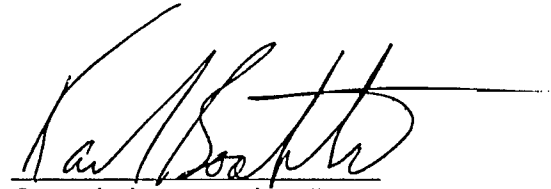
INTRODUCED on the 22nd day of April, 2003, and finally PASSED, APPROVED and Adopted on this the 13th day of May, 2003.

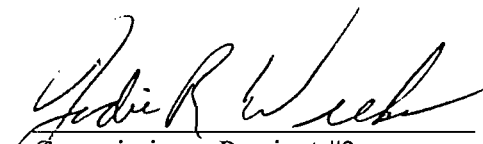
TOM GREEN COUNTY

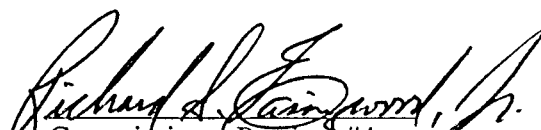
BY:


Michael D. Brown, County Judge


Commissioner Precinct #1:
W. Clayton Friend


Commissioner Precinct #2:
Karl W. Bookter


Commissioner Precinct #3:
Jodie R. Weeks


Commissioner Precinct #4:
Richard S. Easingwood

ATTEST:


Elizabeth McGill, County Clerk

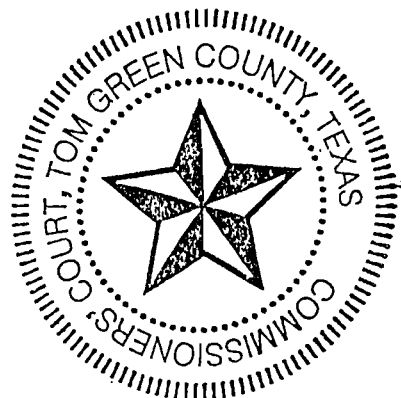


EXHIBIT "A":

**SAN ANGELO AREA ENTERPRISE ZONE DESCRIPTION:
City of San Angelo and adjoining unincorporated areas of
Tom Green County, Texas**

An area of land in Tom Green County, Texas and more particularly described as follows:

BEGINNING at the intersection of the North Concho River and east line of right-of-way (ROW) for South Koenigheim Street;

THENCE continuing south along the east line of ROW for South Koenigheim Street, to the point of convergence with South Abe Street (at West Avenue J) where South Abe Street and Koenigheim Streets merge to become South Bryant Boulevard;

THENCE continuing south along the east line of ROW for South Bryant Boulevard, to its intersection with ROW for the railway known as the South Orient Railroad;

THENCE southwesterly following the east line of South Orient Railroad ROW, to its intersection with the southwest ROW line of South Jackson Street;

THENCE in a northwest direction across the width of South Orient Railroad ROW and the same alignment as the southwest ROW line for South Jackson Street, continuing in a generally northward direction along the west ROW line for the north line of ROW for Vanderventer Avenue;

THENCE westward with the north ROW line for Vanderventer Avenue, to its intersection with the west line ROW for South Johnson Street;

THENCE northerly with the west line of ROW for South Johnson Street to its intersection with the south line of ROW for West Avenue N;

THENCE westerly with the south line of ROW for West Avenue N to its intersection with the east line of ROW for Jade Drive;

THENCE southerly with the east line of ROW for Jade Drive to its intersection with the north line of ROW for Shamrock Drive;

THENCE easterly with the north line of ROW for Shamrock Drive to its intersection with the west line of ROW for Rosemont Drive;

THENCE southerly with the east line of ROW for Rosemont Drive to its intersection with the north line of ROW for Dena Drive;

THENCE easterly with the north line of ROW for Dena Drive to its intersection with the east line of ROW for Varsity Lane;

THENCE southerly with the east line of ROW for Varsity Lane to its intersection with the north line of ROW for University Avenue;

THENCE easterly with the north line of ROW for University Avenue to its intersection with the west ROW line of South Jackson Street;

THENCE south and southeast with the west ROW line of South Jackson Street to its intersection with the northwest ROW line of Knickerbocker Road;

THENCE southwesterly with the northwest ROW line of Knickerbocker Road to its intersection with the south line of ROW for Texas State Highway Loop 306, the same point being the easternmost corner of Block B in the Southland Park Addition to San Angelo;

THENCE westward with the south line of ROW for Texas State Highway Loop 306, to a point on the northeast corner of Block 55 in the Twin Oaks Addition to San Angelo;

THENCE south and west with the east boundary of Block 55, to the intersection of that boundary with the north line of ROW for Green Meadow Drive;

THENCE westward along the north line of ROW for Green Meadow Drive, to its intersection with the east line of ROW for Oak Grove Boulevard;

THENCE northward along the east line of ROW for Oak Grove Boulevard, along the west boundary of Block 55 in the Twin Oaks Addition, to the south line of ROW for Texas State Highway Loop 306;

THENCE westward with the south line of ROW for Texas State Loop 306, to the northeast corner of Block 2 in the Subdivision known as Ellison Estates;

THENCE generally south and west with the east and south boundaries of said Block 2, following the alignment of a drainage way dedication (to the City of San Angelo) recorded on Page 8 in Volume 380 of O.P.R.R.P in Tom Green County, Texas to a point on the east boundary of Block 1 in the Subdivision known as Ellison Estates;

THENCE northward with the east boundary of Block 1 and the west boundary of Block 2 (in Ellison Estates) to the northwest corner of said Block 2, the same point being on the south line of ROW for Texas State Highway Loop 306;

THENCE generally eastward with the south line of ROW for Texas State Loop 306, past the northeast corner of Block 2 in Ellison Estates, and continuing eastward past both the northwest and northeast corners of Block 55 in the Twin Oaks Addition, all the way to the intersection of this south ROW line for Texas State Highway Loop 306 with a point being the easternmost corner of Block B in the Southland Park Addition to San Angelo;

THENCE S. 65°30'00" E. for a distance of 120 feet laterally across the width of ROW for Knickerbocker Road, to a point on the east line of ROW for Knickerbocker Road;

THENCE in a generally southward direction following the east line of ROW for Knickerbocker Road, across the width of Lake Nasworthy, to a point being the northernmost corner of land controlled by the City of San Angelo and embracing the grounds of San Angelo Regional Airport-Mathis Field;

THENCE southeast and continuing in a generally clockwise direction around the complete boundary of land controlled by the City of San Angelo and embracing the entire grounds of San Angelo Regional Airport-Mathis Field, all the way back to the corner point of said grounds on the east ROW line for Knickerbocker Road;

THENCE continuing in a generally northward direction along the east ROW line for Knickerbocker Road, across the width of Lake Nasworthy, continuing north and east along the east ROW line for Knickerbocker Road, to the point at which said line intersects the southwest ROW line for South Jackson Street;

THENCE in a southeast direction along the southwest ROW line for South Jackson Street, across the width of ROW for the railway known as South Orient Railroad, to a point where the southeast line of said railroad ROW intersects with the southwest ROW line for South Jackson Street;

THENCE eastward along the southwest and south lines of ROW for South Jackson Street, to its intersection with the west line of ROW for Adobe Drive, the same point of intersection being at the northernmost northeast corner of Lot 4 in Block 1 of the Arroyo Vista Addition to San Angelo;

THENCE N. 88°58'41" E. for a distance of 802.66 feet along the north boundaries of Lots 4, 3 and 2 in Block 1 of said Arroyo Vista Addition, to the northwest corner of Lot 2 in said Block 1;

THENCE S. 00°50'21" W. for a distance of 576.44 feet, along the west boundary of Lot 2 in Block 1 of the Arroyo Vista Addition, to the southwest corner of said Lot 2;

THENCE in an eastward direction along the curved south boundary of Lot 2 in Block 1 of the Arroyo Vista Addition, the same curved line being the north line or ROW for Adobe Drive, a distance of 50.8 feet, to a point of curvature along the north line of said ROW;

THENCE S. $00^{\circ}57'51''$ E. for a distance of 831.07 feet, across the width of Adobe Drive and continuing along the west boundaries of Lots 1 thru 4 in Block 6 of the Arroyo Vista Addition, to a point at the southwest corner of Lot 4 in Block 6 of said Arroyo Vista Addition;

THENCE S. $00^{\circ}57'51''$ E. for a distance of 60 feet across the width of ROW for Petro Drive, to a point on the south line of said ROW;

THENCE S. $89^{\circ}02'09''$ E. for a distance of 79.73 feet along the south line of ROW for Petro Drive, to the northwest corner of Lot 4 in Block 7 of the Arroyo Vista Addition;

THENCE S. $00^{\circ}57'51''$ W. along the west boundary of Lot 4 in said Block 7 and continuing in the same alignment for a total distance of approximately 741 feet, to a point on the south line of ROW for Cox Lane;

THENCE N. $89^{\circ}03'14''$ W. along the south line of ROW for Cox Lane, to a point at which said south ROW line intersects with the City limits line of San Angelo;

THENCE in a southeasterly direction along the alignment of San Angelo's City limits line, a distance of 1600-1700 feet, to a point at which said alignment intersects with the west boundary of Tract 1 in the South Concho Mobile Home Park Subdivision;

THENCE S. $00^{\circ}10'00''$ E. along the west boundary of the South Mobile Home Park Subdivision, as recorded on Page 251 in Volume 4 of Plat Records for Tom Green County, Texas, to a point at the southwest corner of said South Mobile Home Park Subdivision;

THENCE S. $00^{\circ}04'46''$ E. for a distance of 260.12 feet to a fence corner post;

THENCE S. $59^{\circ}27'23''$ E. for a distance of 357.91 feet, to a point on the north bank of the South Concho River;

THENCE in a northeastern direction following the meanderings of the north bank of the South Concho River, to a point at which the north bank of said river intersects the east line of ROW for South Bryant Boulevard (U.S. Highways 87/277);

THENCE in a northern direction along the east line of ROW for South Bryant Boulevard (U.S. Highways 87/277), to the intersection of said east ROW line with the north line of ROW for South Jackson Street;

THENCE S. 89°39'45" E. along the north line of ROW for South Jackson Street, to a point at the southeast corner of the 3.000-acre tract which comprises Tract One in the Theo Alexander Subdivision as represented on a plat recorded on Page 403 in Volume 3 of Plat Records for Tom Green County, Texas;

THENCE N. 04°24'30" W. along the east boundary of said Tract One in the Theo Alexander Subdivision and continuing in the same alignment for a total distance of 813.33 feet, to a point;

THENCE N. 89°30'09" W. for a distance of approximately 645 feet to a point on the east line of ROW for South Bryant Boulevard (U.S. Highways 87/277);

THENCE in a northern direction along the east line of ROW for South Bryant Boulevard (U.S. Highways 87/277), to the point at which said east ROW line intersects with the centerline of the Red Arroyo;

THENCE easterly with the centerline of the Red Arroyo, to the point at which said centerline intersects the west line of ROW for Ben Ficklin Road;

THENCE in a northern direction along the west line of right-of-way (ROW) for Ben Ficklin Road, to the point at which said west ROW line intersects the north line of ROW for West Avenue W;

THENCE in a western direction along the north line of ROW for West Avenue W, to the point at which said north ROW line intersects the west line of ROW for Monterrey Street;

THENCE in a southern direction along the west line of ROW for Monterrey Street, to the point at which said west ROW line intersects with the north line of ROW for West Avenue Y;

THENCE in a western direction along the north line of ROW for West Avenue Y, to the point at which said north ROW line intersects the west line of ROW for Truman Street;

THENCE in a northern direction along an alignment coinciding with the west line ROW for Truman Street, across the widths of ROW for West Avenue X and for West Avenue W, to a point where said alignment intersects the south boundary of Block J in the Sunnyside Addition to San Angelo, as said addition is represented on a plat recorded on Page 339 in Volume 26 of Deed Records for Tom Green County, Texas;

THENCE in a northeastern direction along an alignment coinciding with the south boundary of said Block J in the Sunnyside Addition and continuing across ROW for Deaton Street, to a point on the west line of ROW for La Cruz Street;

THENCE in a northern direction along the west line of ROW for La Cruz Street, to the northwest corner point of said ROW, the same point being on the north line of ROW for Old Knickerbocker Road;

THENCE continuing in a northeastern direction along the north line of ROW for Old Knickerbocker Road, to the point at which this north ROW line intersects the south line of ROW for West Avenue N;

THENCE in an eastern direction along the south line of ROW for West Avenue N, to the point at which said south ROW line intersects the west line of ROW for South Chadbourne Street;

THENCE in a northern direction along the west line of ROW for South Chadbourne Street, to the point at which said west ROW line intersects the north line of ROW for West Avenue N, the same point being the southeast corner of Block 121 in the Fort Concho Addition to San Angelo;

THENCE in an eastern direction across the width of South Chadbourne Street, to a point at the southwest corner of Block 122 in said Fort Concho Addition, the same point also being on the north line of ROW for South Oakes Street (a.k.a. Texas State Highway Spur 126);

THENCE in a northeastern direction along the north line of ROW for South Oakes Street (a.k.a. Texas State Highway Spur 126), to the point at which said north ROW line intersects the south line of ROW for East Avenue L;

THENCE continuing in a northerly direction across the width of East Avenue L, to the point at which the north line of ROW for East Avenue L intersects the west line of ROW for South Oakes Street;

THENCE in a northern direction along the west line of ROW for South Oakes Street, to the point at which said west ROW line intersects the north bank of the North Concho River;

THENCE in a northeastern direction with the meanderings of the north bank of the North Concho River, to a corner point on the east boundary of Lot 2 in Block 1 of the City Park Subdivision, said specific corner point being situated approximately 60 feet south from the south line of ROW for East Twohig Avenue;

THENCE N. $07^{\circ}39'27''$ E. for a distance of 28.93 feet, to another particular point on the east boundary of Lot 2 in Block 1 of the City Park Subdivision;

THENCE N. $15^{\circ}42'02''$ W. for a distance of 33.69 feet, to a point being the most northerly northeast corner of Lot 2 in said Block 1, the same point also being the intersection of the south line of ROW for East Twohig Avenue and the east line of ROW for Emerick Street;

THENCE in a northern direction in the same alignment as the east line of ROW for Emerick Street, across the width of ROW for East Beauregard Avenue, to a point on the north line of said ROW (for East Beauregard Avenue) and the south boundary of the subdivision known as Downtown San Angelo Section One as represented on a plat recorded on Page 574 in Volume 143 of Official Public Records of Real Property in Tom Green County, Texas;

THENCE N. 80°15'00" W. along the same south boundary of Downtown San Angelo Section One, to the point at which said south boundary intersects the east line of ROW for Main Street;

THENCE in a northern direction along the east line of ROW for Main Street, to the point at which said east ROW line intersects the south line of ROW for a spur of the railway known as the South Orient Railroad;

THENCE in a northeast direction along the south line of the South Orient Railroad ROW, to the point at which said south ROW line intersects the west line of ROW for Poe Street;

THENCE in a southern direction along the west line of ROW for Poe Street, to the point at which said west ROW line intersects the north line of ROW for Upton Street;

THENCE in an eastern direction along the north line of ROW for Upton Street, to the point at which said north ROW line intersects the east line of ROW for Montague Avenue;

THENCE in a southern direction along the east line of ROW for Montague Avenue, to the point at which said east ROW line intersects the south line of ROW for Pulliam Street;

THENCE in an eastern direction along the south line of ROW for Pulliam Street for a distance of 219.48 feet, to the point at which said south ROW line intersects the west line of ROW for St. John's Street;

THENCE in a southern direction along the west line ROW for St. John's Street, to the point at which said west ROW line intersects the north line of ROW for Koberlin Street;

THENCE in a western direction along the north line of ROW for Koberlin Street, to the point at which said north ROW line intersects the east line of ROW for Irene Street;

THENCE in a southern direction along the east line of ROW for Irene Street, to the point at which said east ROW line intersects the north line of ROW for Roosevelt Street;

THENCE in an eastern direction along the north line of ROW for Roosevelt Street, to the point at which said north ROW line intersects the west line of ROW for South Bell Street;

THENCE in a southern direction along the west line of ROW for South Bell Street, to the point at which said west ROW line intersects the south line of ROW for Belaire Avenue;

THENCE in a western direction along the south line of ROW for Belaire Avenue, to the point at which said south ROW line intersects the east line of ROW for Wanda Street;

THENCE in a southern direction along the east line of ROW for Wanda Street, to the point at which said east ROW line intersects the north ROW line for Norma Street;

THENCE in an eastern direction along the north line of ROW for Norma Street, to the point at which said north ROW line intersects the west line of ROW for Sellers Street;

THENCE in a southern direction along the west line of ROW for Sellers Street, to the point at which said west ROW line intersects with the south line of ROW for Morris Avenue, the same point being the northeast corner of Block 2 in the Rio Vista Addition;

THENCE continuing in an eastern and then a southern direction, along the south and then the east lines of ROW for Morris Avenue, around the north and west boundaries of Block 2 in Rio Vista Addition, to the point at which the east ROW line for Morris Avenue intersects the north ROW line for Paint Rock Road;

THENCE continuing in a southeastern direction along the north ROW line for Paint Rock Road, to the point at which said north ROW line intersects the west line of ROW for South Bell Street;

THENCE continuing in a southern direction, across the width of Paint Rock Road, and continuing southward with the west line of ROW for Fort McKavitt Road (in approximately the same alignment as South Bell Street), to the point at which said west ROW line intersects the south line of ROW for an alley situated directly south from Block D in the subdivision known as the River Oaks Annex;

THENCE in a westward direction along the south line of said alley ROW, the same line being a northern boundary of Goodfellow Air Force Base, to the point at which said south ROW line intersects the west line of ROW for LaSalle Street, the same point being a northwestern corner point of the boundary surrounding Goodfellow Air Force Base;

THENCE in a southern direction and continuing with the east boundary of Goodfellow Air Force Base, to the point at which said east boundary intersects the north boundary of the subdivision known as the Concho Development Company Addition, the same point being the northeast corner of Lot 1 in Block 2 of said Concho Development Company Addition;

THENCE in an eastern direction along the north boundary of the subdivision known as Concho Development Company Addition and a direct projection therefrom, across the width of Christoval Road, to the point at which said projection intersects the west line of ROW for Christoval Road;

THENCE in a southern direction with the west line of ROW for Christoval Road, across its intersection with South Chadbourne Street and continuing southward with the same west line of Christoval Road ROW (known as Texas State Highway Spur 378), to its intersection with the south boundary of Tract 20 in the Subdivision known as Concho River Estates;

THENCE in a westward direction with the south boundary of said Tract 20 for a distance of 600 feet, to a point on the boundary separating Tracts 20 and 21 in the Subdivision known as Concho River Estates;

THENCE in a southern direction along a line located 600 feet west from and parallel to the west ROW line for Christoval Road, to a point on the north boundary of Block 1 in a Replat of Concho River Estates Tracts 23 and 24;

THENCE in a western direction along the north boundary of said Block 1 in a Replat of Concho River Estates Tracts 23 and 24, to the point at which said north boundary intersects the east line of ROW for Jackrabbit Trail;

THENCE in a southern direction along the east line of ROW for Jackrabbit Trail, to a point along said west ROW line, which said point lies N. $21^{\circ}35'57''$ E. 180.83 feet from the northwest corner of Tract 28 in Concho River Estates;

THENCE S. $72^{\circ}17'27''$ E. for a distance of 788.88 feet, to an iron rod;

THENCE S. $17^{\circ}38'38''$ W. for a distance of 539.75 feet to an iron rod on the south boundary of said Tract 28 and the north line of ROW for Strawn Road;

THENCE N. $72^{\circ}21'26''$ W. along the north ROW line for Strawn Road at 824.94 feet pass the east line of ROW for Jackrabbit Trail, in all 883.94 feet, to a point on the west line of ROW for Jackrabbit Trail and the east line of a 100-foot wide ROW for electric power transmission;

THENCE southward with the east line of said 100-foot wide ROW for electric power transmission, to the point where said ROW intersects the east line of ROW for South Bryant Boulevard (U.S. Highways 87/277);

THENCE in a southern direction with the east line of ROW for South Bryant Boulevard (U.S. Highway 87/277), to a point on Lot 13 in Link's Subdivision, said point being the westernmost corner of the south boundary on said Lot 13 and the westernmost corner of the south boundary on the entire Link's Subdivision;

THENCE continuing in a counterclockwise direction with the south and east boundaries of Link's Subdivision, to a point on the northeast corner of said subdivision, the same point being on the west ROW line for Christoval Road (Texas State Highway Spur 378);

THENCE in a northern direction along the west line of ROW for Christoval Road (Texas State Highway Spur 378), to the point across from which lies the north line of ROW for East Gas Plant Road;

THENCE in an eastern direction across the width of Christoval (Texas State Highway Spur 378) along a direct projection from the north line of ROW for East Gas Plant Road, to the point at which said north ROW line intersects the east line of ROW for Christoval Road (Texas State Highway Spur 378);

THENCE continuing eastward with the north ROW line for East Gas Plant Road, to the intersection of said north ROW line with the east line of ROW for South Gas Plant Road;

THENCE in a southern direction along the east line of ROW for South Gas Plant Road, to the intersection of said east ROW line with the north line of ROW for Shahan Road;

THENCE in an eastern direction along the north line of ROW for Shahan Road, to the intersection of said north ROW line with an eastern boundary of San Angelo's City limits;

THENCE in a northern direction along said eastern boundary of San Angelo's City limits, which projects northward from Shahan Road, continuing in the same alignment as said eastern boundary, all the way to the intersection of said alignment with the south line of ROW for South Chadbourne Street (F.M. Highway 1223);

THENCE in an eastern direction along the south line of ROW for South Chadbourne Street (F.M. Highway 1223), to the point at which said south ROW line intersects the boundary of Census Tract 15.00 in Tom Green County, Texas;

THENCE in a southern direction along an eastern boundary of said Census Tract 15.00, to a point at the southernmost southwest corner of said Census Tract 15.00;

THENCE in an east direction along the southernmost boundary of Census Tract 15.00 in Tom Green County, Texas, to the point at which said southernmost boundary intersects with the southwestern ROW for South Chadbourne Street (F.M. 1223);

THENCE in a northwestern and then western direction following the southwestern and southern lines of right-of-way (ROW) for South Chadbourne Street (F.M. 1223), to the point across from which lies the west line of pavement for Kearney Boulevard on the grounds of Goodfellow Air Force Base;

THENCE in a northern direction along a southern projection from the west line of pavement for Kearney Boulevard and, thence, along the west line of said pavement itself, through the grounds of Goodfellow Air Force Base, to the point at which said west line of pavement intersects the south line of ROW for Paint Rock Road (F.M. Highway 388);

THENCE in a western direction along the south line of ROW for Paint Rock Road (F.M. Highway 388), to the point across from which lies the east line of ROW for Arlington Street;

THENCE in a northern direction along a southern projection from the east line of ROW for Arlington Street and, then, along the east line of said ROW itself, to the point at which that east ROW line intersects the north line of ROW for Era Street;

THENCE in an eastern direction along the north line of ROW for Era Street, to the point at which said north ROW line intersects with the west line of ROW for State Street;

THENCE in a northern direction along the west line of ROW for State Street, to the point at which said west ROW line intersects the north line ROW for Medina Street;

THENCE in a western direction along the north line of ROW for Medina Street, to the point at which said north ROW line intersects the west ROW line for Luna Street;

THENCE in a northern direction along the west ROW line for Luna Street, to the point at which said west ROW line intersects the south line of ROW for Riverside Avenue;

THENCE in a western direction along the south line of ROW for Riverside Avenue, to the point at which said south ROW line intersects the east line of ROW for South Bell Street;

THENCE in a northern direction along the east line of ROW for South Bell Street, to the point at which said east ROW line intersects the south line of ROW for Saint Ann Street;

THENCE in an eastern direction along the south line of ROW for Saint Ann Street and a direct projection therefrom, all the way to the intersection of said projection with the west boundary line of Friedrich Heinmann Survey No. 327 in Tom Green County, Texas;

THENCE in a northern direction along the east boundary line of Friedrich Heinmann Survey No. 327, to the point which lies S. 00°12'58" W. 1300 feet from the intersection of said boundary with the south line of ROW for Pulliam Street;

THENCE in an eastern direction along a line located 1300 feet south from and parallel to the south line of ROW for Pulliam Street, to the point at which said line (located south of ROW for Pulliam Street) intersects the west line of ROW for Texas State Highway Loop 306;

THENCE in a northern direction along the west line of ROW for Texas State Loops 306, to the point at which said west ROW line intersects the north line ROW for Pulliam Street;

THENCE in an eastern direction across the width of Texas State Highway Loop 306, to a point being the most northerly southwest corner of Block 1 in the subdivision known as San Angelo Gateway Addition, Section One;

THENCE S. $47^{\circ}19'25''$ W. for a distance of 262.50 feet, to the most southerly southwest corner of said Block 1 in San Angelo Gateway Addition, Section One, the same point being on the north line of ROW for Farm-to-Market (F.M.) Highway 380;

THENCE in an eastern direction along the north line of ROW for F.M. Highway 380 and the south boundary of the subdivision known as San Angelo Gateway Addition, Section One, to a point at the southeast corner of Lot 2 in Block 3 of said San Angelo Gateway Addition;

THENCE N. $00^{\circ}34'33''$ E. for a distance of 4030.03 feet, to an iron pin;

THENCE N. $47^{\circ}11'13''$ W. along a line which, at 3056.28 feet passes the intersection of said line with the east line of ROW for U.S. Highway 277, and then continuing along the same bearing for an additional approximately 330 feet, to the intersection of this line with the west line of ROW for U.S. Highway 277;

THENCE in a northeastern and, then, a northern direction along the west line of ROW for U.S. Highway 277, to the point at which said west ROW line intersects the south line of ROW for F.M. Highway 2105;

THENCE in a western direction along the south line of ROW for F.M. Highway 2105, to a point along said south ROW line situated 1500 feet generally west from the west line of ROW for U.S. Highway 277;

THENCE in a southern direction along a line located 1500 feet west from an parallel to the west line of ROW for U.S. Highway 277, for a distance of approximately one mile, to a point along a direct eastward projection from the south line of ROW for East 50th Street;

THENCE in a western direction along said eastward projection of East 50th Street and, then, along the south ROW line for East 50th Street itself, to a point along said south ROW line situated approximately 3100 feet east from the east line of ROW for Armstrong Street (Texas State Highway 208);

THENCE in a southern direction along a line located approximately 3100 feet east from and parallel to the east ROW line for Armstrong Street and which said line (3100 feet east from Armstrong Street) is furthermore believed to be a direct northward projection from the west line of ROW for Poe Street, continuing in the same southern direction along the west line of ROW for Poe Street, all the way to the intersection of said west ROW line with the north line of ROW for East 18th Street;

THENCE in a western direction along the north line of ROW for East 18th Street, to the point at which said north ROW line intersects the east line of ROW for Bradford Street;

THENCE in a southern direction along the east line of ROW for Bradford Street, to the point at which said east ROW line intersects the north line of ROW for East 14th Street;

THENCE in a southeastern direction along the north line of ROW for East 14th Street, to the point at which said north ROW line intersects the west line of ROW for Poe Street;

THENCE in a southern direction along the west line of ROW for Poe Street, to the point at which said west ROW line intersects the north line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads;

THENCE in a southwestern direction along the north line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads, to the point at which said north ROW line intersects the east line of ROW for Main Street;

THENCE in a southern direction along the east line of ROW for Main Street, to the point at which said east ROW line intersects the south line of ROW for a branch of the South Orient Railroad;

THENCE in a western direction with the south line of ROW for a branch of the South Orient Railroad, across the width of ROW for Main Street and extending all the way to a point at which the south line of said railroad ROW intersects the east line of ROW for North Oakes Street;

THENCE in a northern direction along the east line of ROW for North Oakes Street, to the point at which said ROW line intersects the north line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads, the same said point also being the southwest corner of Lot 10 in Block 26 of the Miles Addition to San Angelo;

THENCE in an eastern direction along the north line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads, the same said line also coinciding with the southern boundaries of Lots 10, 9, 8, 7, 6, 5, 4, 3, 2 and 1 in Block 26 of the Miles Addition, to a point on the southwest corner of Lot 1 in said Block 26 and being on the west line of ROW for Magdalen Street;

THENCE in a northern direction along the west line of ROW for Magdalen Street, to the point at which said west ROW line intersects the south line of ROW for East 13th Street;

THENCE in a western direction along the south line of ROW for East 13th Street, across the width of ROW for North Chadbourne Street and continuing in the same western direction along the south line of ROW for East 13th Street, to the point at which said south ROW line intersects the west line of ROW for Martin Luther King Drive (formerly North Randolph Street);

THENCE in a northern direction with the west line of ROW for Martin Luther King Drive, to the point at which said west ROW line intersects the north line of ROW for West 29th Street;

THENCE in an eastern direction with the north line of ROW for West 29th Street, to the point at which said north ROW line intersects the west line of ROW for Barton Street;

THENCE in a northern direction with the west line of ROW for Barton Street, to a point at the southeast corner of Lot 5 in Block 12 of Mather's Addition to San Angelo;

THENCE in a western direction along the south boundary of Lot 5 in said Block 12 of Mather's Addition, across the width of an alley to a point at the southeast corner of Lot 16 in said Block 12 and, thence, continuing in the same alignment across the north boundary of said Lot 16, to a point on the east line of ROW for North Irving Street;

THENCE in a northern direction along the east line of ROW for North Irving Street, to a point at the southwest corner of Lot 15 in Block 12 of Mather's Addition to San Angelo;

THENCE in a western direction, laterally across the width of North Irving Street, to a point at the southeast corner of Lot C in Block 13 of Mather's Addition and, thence, continuing in the same westward alignment along the southern boundary of Lot C in said Block 13, to a point at the southwest corner of said Lot C;

THENCE in a northern direction along the west boundaries of Lots C, D, E, F and G in Block 13 of Mather's Addition, to the point at which the alignment of said west boundaries intersect the south line of ROW for West 30th Street;

THENCE in a western direction along the south line of ROW for West 30th Street, to a point (along said south ROW line) situated 200 feet east from ROW for Grape Creek Road;

THENCE in a northern direction along a line located 200 feet east from and parallel to the east ROW for Grape Creek Road, to the point at which said parallel line intersects the south line of ROW for West 31st Street;

THENCE in a western direction along the south line of ROW for West 31st Street, continuing in the same alignment across the width of ROW for Grape Creek Road, to the intersection of said alignment with the west line of such ROW for Grape Creek Road;

THENCE in a northern direction along the west line of ROW for Grape Creek Road, for a distance of approximately 300 feet, to a point;

THENCE in a western direction along a line located 280 feet north from and parallel to the north boundary of Block 1 in Susie Hale Subdivision, continuing in the same westward direction across the width of ROW for Lake Drive, to the point at which said alignment intersects the west line of ROW for Lake Drive;

THENCE in a southern direction along the west line of ROW for Lake Drive, to the point at which said west ROW line intersects the north line of ROW for West 29th Street;

THENCE in a western direction along the north line of ROW for West 29th Street, to the point at which said north ROW line intersects the west line of ROW for North Bryant Boulevard (U.S. Highway 87);

THENCE in a northern direction along the west line of ROW for North Bryant Boulevard (U.S. Highway 87), to the point at which said west ROW line intersects the east line of a former railroad ROW now used as a private road known as Riverside Golf Club Road;

THENCE in a southern direction along the east line of said former railroad ROW and the east side of Riverside Golf Club Road, to the intersection of said former railroad (now private road) with the north line of ROW for West 29th Street;

THENCE in a western direction with the north line of ROW for West 29th Street and continuing, laterally, across the width of the North Concho River and, thence, in the same general western direction along the north line of ROW for what is now known as Edmund Boulevard, to a point at the most southerly southwest corner of Lot 1 in Block 5 of the Jefferson Heights Addition to San Angelo;

THENCE in a southern direction, laterally, across the width of ROW for Edmund Boulevard, to a point at the most northerly northwest corner of Lot 1 in Block 4 of the Jefferson Heights Addition, said point also being on the east line of ROW for Howard Street;

THENCE continuing in a southern direction along the east line of ROW for Howard Street, to the point at which said east ROW line intersects the north line of ROW for Woodlawn Drive;

THENCE in a western direction along the north line of ROW for Woodlawn Drive, to the point at which said north ROW line intersects the east line of ROW for Childress Street;

THENCE in a northern direction along the east line of ROW for Childress Street, to the point at which said east ROW line intersects the southeast line of ROW for Field Street, the same said point being the southwest corner of Lot A in Block 12 of the Glen Arons Addition to San Angelo;

THENCE in a northeastern direction along the southeast line of ROW for Field Street, to the point at which said southeast ROW line intersects the south line of ROW for Greenwood Street;

THENCE in an eastern direction along the south line of ROW for Greenwood Street, to the point at which said south ROW line intersects the east line of ROW for North Van Buren Street;

THENCE in a southern direction along the east line of ROW for North Van Buren Street, to the point at which said east ROW line intersects the centerline of a drainage way used by 1990 U.S. Census to delineate the southernmost boundary of Block Group 2 in Census Tract 12 of Tom Green County, Texas;

THENCE in an eastern direction with the meanders of said drainage way used by the 1990 U.S. Census to delineate the southernmost boundary of Block Group 2 in Census Tract 12, to the point at which the centerline of said drainage way intersects the west bank of the North Concho River;

THENCE in an eastern direction, laterally, across the width of the North Concho River, to the most proximate point on the east bank of the North Concho River;

THENCE in a southeastern direction with the meanders of the North Concho River, to the point at which said east bank of the North Concho River intersects the north line of right-of-way (ROW) for West 14th Street;

THENCE in a generally eastern direction along the north line of ROW for West 14th Street, to the point at which said north ROW line intersects the west line of ROW for Brown Street;

THENCE in a northern direction along the west line of ROW for Brown Street, to the point at which said west ROW line intersects the north line of ROW for West 15th Street;

THENCE in an eastern direction along the north line of ROW for West 15th Street, to the point at which said north ROW line intersects the west line of ROW for Hudson Street;

THENCE in a northern direction along the west line of ROW for Hudson Street, to the point at which said west ROW line intersects the south line of ROW for West 16th Street;

THENCE in an eastern direction with the south line of ROW for West 16th Street, to the point at which said south ROW line intersects the west line of ROW for Martin Luther King Drive (formerly North Randolph Street);

THENCE in a southern direction along the west line of ROW for Martin Luther King Drive, to the point at which said west ROW line intersects the south line of ROW for West 13th Street;

THENCE in a western direction along the south line of ROW for West 13th Street, to the point at which said south ROW line intersects the east line of ROW for North Irving Street;

THENCE in a southern direction along the east line of ROW for North Irving Street, to the point at which said east ROW line intersects the north line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads, the same said point also being the southwest corner of Lot 10 in Block 23 of the Miles Addition to San Angelo;

THENCE in an eastern direction along the north line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads, the same said line also coinciding with the south boundaries of Lots 10, 9, 8, 7, 6, 5, 4, 3, 2 and 1 in Block 23 of the Miles Addition, to a point on the southeast corner of Lot 1 in said Block 23 and being on the west line of ROW for North Chadbourne Street;

THENCE in a southern direction along the west line of ROW for North Chadbourne Street, to the point at which said west ROW line intersects the south line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads, the same said point also being the northeast corner of Lot 1 in Block 10 of the Miles Addition;

THENCE in a western direction along the south line of ROW for Houston Harte Expressway (U.S. Highways 67/277) including frontage roads, the same said line also coinciding with the north boundaries of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 in Block 10 of the Miles Addition, to a point in the northwest corner of Lot 10 in said Block 10 and being on the east line of ROW for North Irving Street;

THENCE in a southern direction along the east line of ROW for North Irving Street, to the point at which said east ROW line intersects the north line of ROW for West 5th Street;

THENCE in a western direction along the north line of ROW for West 5th Street, to the point at which said north ROW line intersects the east line of ROW for Martin Luther King Drive (formerly North Randolph Street);

THENCE in a southern direction along the west line of ROW for Martin Luther King Drive, to the point at which said west ROW line intersects the south line of ROW for West College Avenue;

THENCE in an eastern direction along the south line of ROW for West College Avenue, to the point at which said south ROW line intersects the west line of ROW for North Irving Street;

THENCE in a southern direction along the west line of ROW for North Irving Street, across the width of ROW for West Harris Avenue and continuing in the same southern direction along the west line of ROW for South Irving Street, to the point at which said west ROW line intersects the south bank of the North Concho River;

THENCE in a generally western direction along the south bank of the North Concho River, to the point at which said south bank intersects the east line of ROW for South Koenigheim Street and which said point is the POINT OF BEGINNING.

Exhibit "B": Proposed San Angelo Area Enterprise Zone (2003)

May 2003

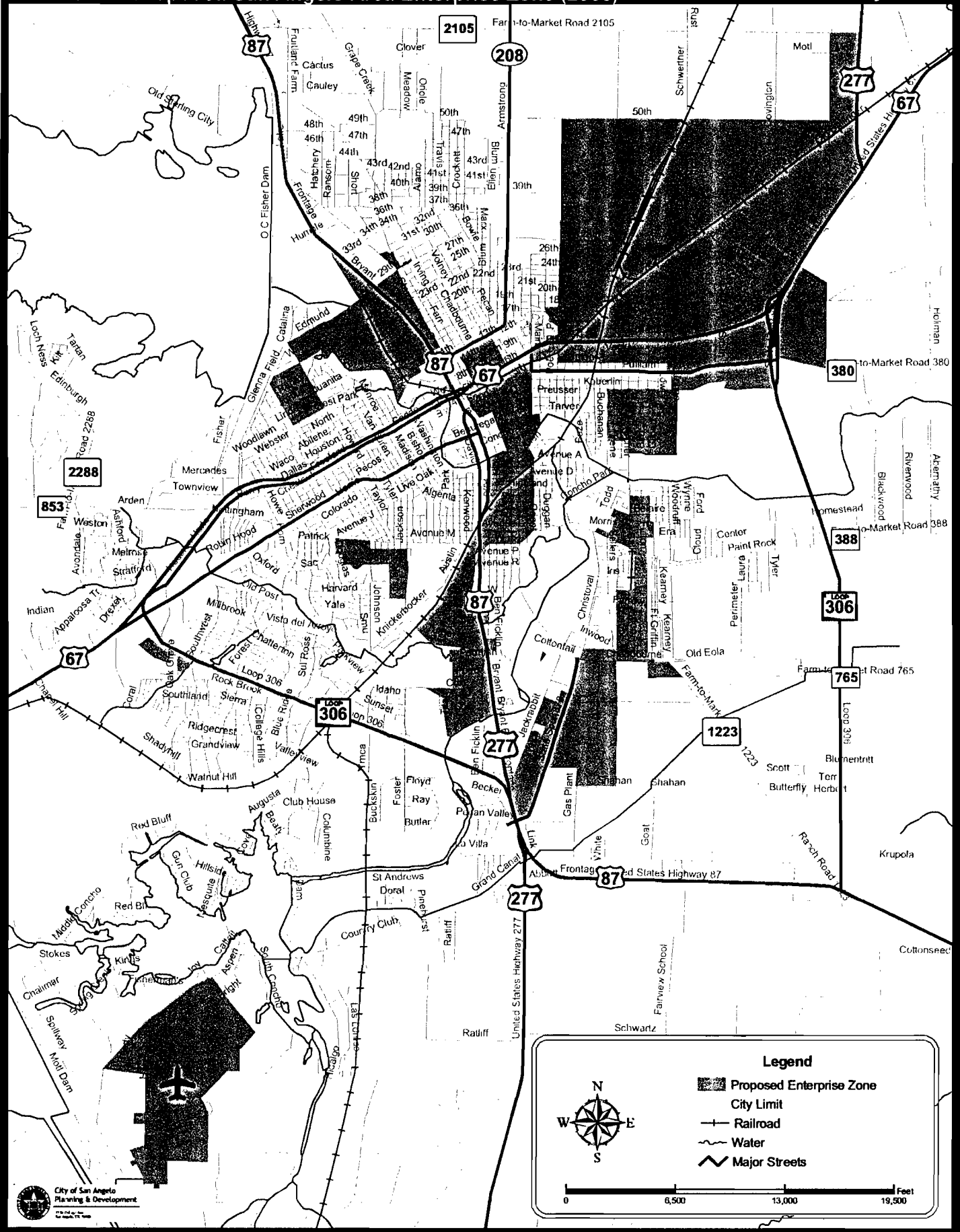


Exhibit "C"

Local Business Incentive: Rebate of Local Sales and Use Taxes

1. Proposed Incentive:

The City of San Angelo and Tom Green County propose to offer a rebate of local sales and use taxes on construction for designated Enterprise Projects within the San Angelo Area Enterprise Zone.

2. Description of the Incentive:

The City of San Angelo and Tom Green County have agreed to rebate local sales and use taxes paid by designated Enterprise Projects on the purchases of material for use in remodeling, rehabilitating, or construction of a structure within the San Angelo Area Enterprise Zone.

A. Economic Development Policy

1. Objective Requirements.

- (a.) The business must be located entirely in, or commit to locate in, the boundaries of the San Angelo Area Enterprise Zone;
- (b.) commit to create at least three (3) new full-time employment positions during the project designation period, with a full-time position being defined as one in which an employee works at least 50 percent of his/her working hours and no less than 1,820 hours annually for the business; and
- (c.) understand that twenty-five percent (25%) of the new or additional employees hired must be residents of the San Angelo Area Enterprise Zone, or "economically disadvantaged individuals" as defined in Texas Government Code, Chapter 2303.402(c);

B. Abatement Eligibility

The designated Enterprise Projects will be eligible for a refund of the purchase price or value of building material. Benefits for this incentive may begin to accrue for no longer than two (2) years (24 months) from the date of purchase of the building material, subject to other terms under this provision. Businesses qualifying for this refund must present documentation of the local sales and use taxes paid on the building materials.

FROM :

FAX NO. :

May. 15 2003 10:09AM P5

From: dianna spieker
Sent: Thursday, May 08, 2003 8:30 AM
To: mike brown; clayton friend; karl bookler; jodie weeks; clayton friend
Subject: FW: Tom Green County

Gentlemen this is a copy of the questions I sent to Rex Osborne of Pebeco/Nationwide followed by his reply.

Rex Osborne-

As you are aware we had a request from the ING representative to cancel the contract with Pebeco. The Commissioners' Court is planning on taking action on this request on May 13, 2002.

For the court to make an informed decision please answer the following questions.

- 1) If the contract is canceled, must all funds be changed over to ING.
 - a) With signed contracts from the employees agreeing
 - b) With out signed contracts from the employees, what happens to their funds
- 2) If the contract is canceled what fees or penalties are there?
- 3) If the county continues as is, what fees or penalties will be incurred for those employees wishing to transfer their funds to ING
- 4) If the county does not cancel the contract, but does cancel the ability for future deductions, what happens?
 - a) will there be fees or penalties for those employees that wish to transfer their funds to Ing
- 5) ING is representing both sides, of course their side is more favorable. Can you send a representative down to Tom Green County to appear before Commissioners' Court on Tuesday 05/13/03? Please note that no new deductions are or will be allowed for Pebeco. All that can happen is maintain the current participants.

Diana, I will answer your questions in the same order you asked them.

- 1) If the County cancels the contract, all employee funds must be transferred over to ING. It really has nothing to do with whether the employees want to stay because the contracts are between Nationwide/NACo and the employer.
- 2) If the contract is cancelled, there is a market value adjustment taken from fixed assets only. I would not know the exact fee until around 7 days prior to the surrender of accounts. I have seen the fee range from 0 to 4.5%.
- 3) If the County stays with Nationwide, there are no fees if employees transfer over to ING. The only restriction is that they can only move 20% per year of their fixed assets, but could move 100% of their variable assets.
- 4) See item 3 above. The only thing I would add is that accounts would remain active with no contributions. The only fee that would apply is the variable asset fee that exists even when employees are contributing. They would continue getting quarterly statements from Nationwide.
- 5) I really doubt that we could have someone there on 5/13 with this short of notice. I would be glad though to answer any other questions that may

If you need anything further please let me know. Thanks.

Rex

Deferred Compensation

Only counted votes from the 44 active people.

20-Cancel Contract- Move Funds to ING
12-Do Not Cancel Contract
01-Abstaining
11-No Reply
Total 44

In hindsight, this is not an accurate vote, as the people that no longer work for Tom Green County but had participated in PEBSCO were not contacted. Also, the employees who still work for Tom Green County but no longer participant were not contacted. I do not have total number of employees past and present that would be affected by your decision today.

The options available to the court:

1. No Change. Allowing the current participants to continue with PEBSCO at their choosing. Only allowing new participation with ING. This would follow the precedence when PEBSCO came to Tom Green County. Hartford was the previous provider.
2. Compromise. Effective June 1, 2003 no future deductions allowed to PEBSCO. Participants would then need to make an individual decision on whether to sign up with ING for future deductions. The individual's money would remain in PEBSCO unless they decided to move it.
3. Cancel Contract. This would force all participants (past and present) to open accounts with ING. PEBSCO would send all money to ING whether or not the participant signs an agreement or not.

Note: Each participant was told that the funds placed in PEBSCO (the same for any Deferred Compensation Plan) would not be available until terminating employment. There are exception to the rules, like death and divorce.

Tom Green County
Subdivision Application Form
(Please Print or Type)

Name of Proposed Subdivision: Big Sky Estates - Section II

Location: 2 1/2 miles N. of Hwy 87 on N. Grape Creek Road

Is location within the ETJ? Yes ☐ No ☒ TGC Pct. #

Type of Request: Preliminary ☐ Final ☐ Replat ☐
Amended ☐ Vacation ☐ Revised ☐

Owner(s) of Subdivision: CURTIS F. NELSON

Address: PO Box 46, Waldo, Tx 78802

Phone # 830-278-7645 Fax:
830-591-8362 mobile

Existing Land Use: agriculture

Proposed Land Use: subdivision

Total Acreage: 56.96 Number of Proposed Lots: 24

Proposed Source of Water Supply: Individual Well ☐ Water Supply ☐

Name of Water System Concho Rural Water Corp.

Proposed Sewage Disposal System: Individual Septic Tank ☒

Private Sewage System ☐

Are any off-site drainage, access or other easements necessary for this subdivision? No ☒ Yes ☐ (Please explain)

Are there existing deed restrictions on this property? No ☒ Yes ☐

If yes, please give the deed record reference:

Volume _____ Page _____

Are there any deviations or variances from existing subdivision rules & regulations requested? No ☒ Yes ☐
(Please explain) _____

The owner hereby designates TOM HOUSTON of Wilson Land Surveying Inc.
(Name)
as the official representative. 1514 W. Beauregard, San Angelo, TX 915-653-3916
(Address) (phone)

Application fee (\$150.00 + 10.00 per lot) Paid by Owner _____
Representative _____. To be paid to the Tom Green County
Clerk's office prior to placement on the Commissioners' Court Agenda.
Bring Plat, Tax Certificate showing "Zero" taxes owed, and receipt for
application fee to Court on day of the Agenda Presentation.

The owner is aware that there will be an additional filing fee after approval by the Tom Green County Commissioners Court. The filing fee will also be paid to the Tom Green County Clerk at the time of filing of the plat for the records.

The undersigned hereby applies for subdivision plat approval in accordance with the regulations for the development of subdivisions and manufactured home rental communities as set out by the Commissioners Court of Tom Green County and certifies that the information contained on this application is true and accurate to the best of my knowledge.


Owner's Signature

5-12-03
Date

Representative's Signature

Date

Total Paid: \$ 390⁰⁰

Date Paid 5-12-03

Date of Commissioner's Court Action: _____

Preliminary Presented and tentatively approved. 5-13-03

Storm water run off

PRELIMINARY DESIGN
THIS DOCUMENT SHALL NOT BE
RECORDED FOR ANY PURPOSE



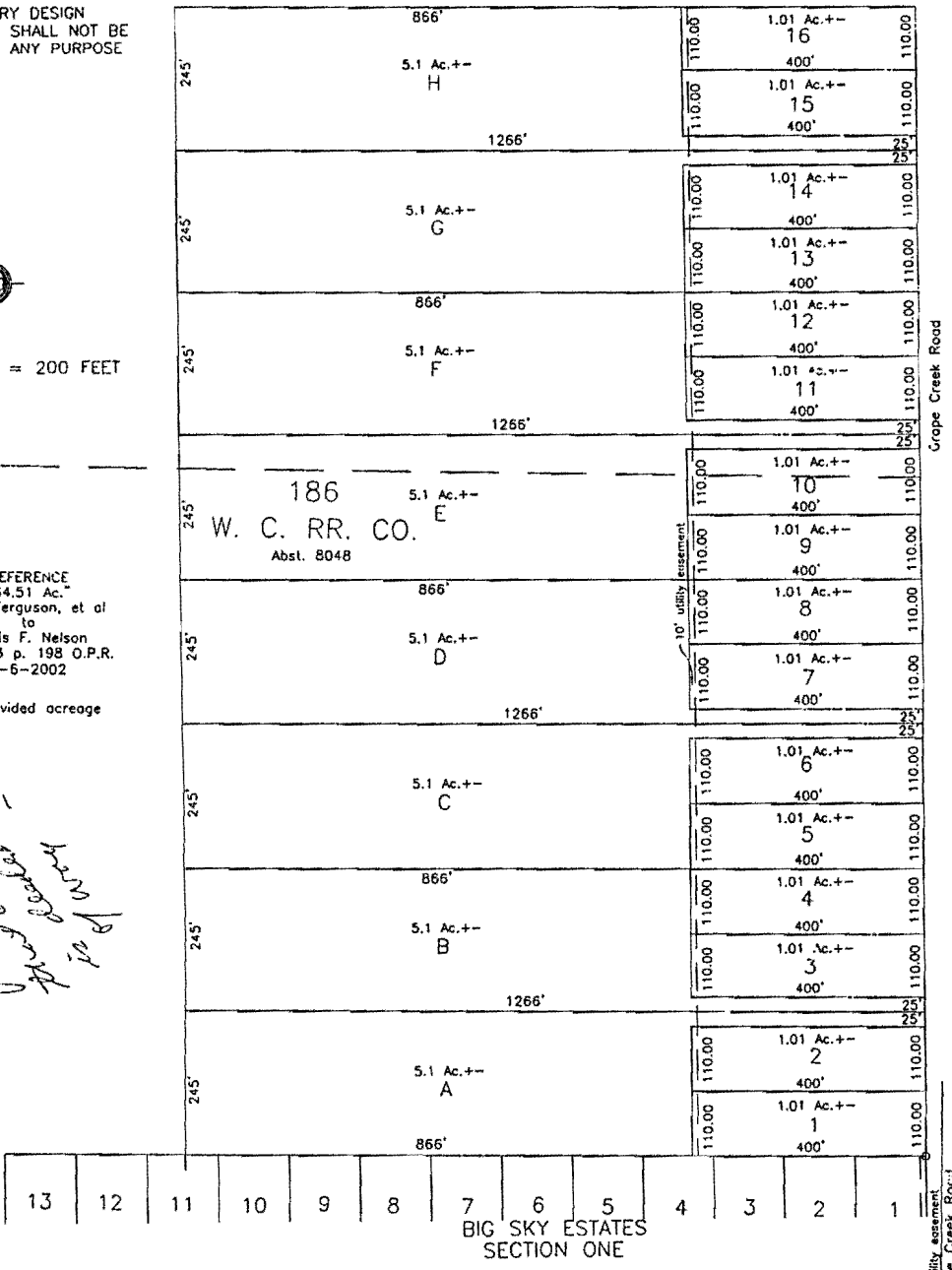
SCALE: 1 INCH = 200 FEET

REFERENCE
64.51 Ac.
Leon Ferguson, et al
to
Curtis F. Nelson
Vol. 893 p. 198 O.P.R.
2-6-2002

undivided acreage

Handwritten notes:
Put on 25 ft wide
road on each side
of road
10' utility easement

W.L. "64.51 AC."



PROPOSAL/DESIGN COPY
BIG SKY ESTATES
SECTION TWO
TOM GREEN COUNTY, TEXAS
OWNER-DEVELOPER
CURTIS F. NELSON
SURVEYOR
THOMAS J. HOUSTON
OFFICE OF
WILSON LAND SURVEYING, INC.
1514 W. BEAUREGARD AVE.
P. O. BOX 3326 PH. 653-3916
SAN ANGELO, TEXAS 76902

PRELIMINARY DESIGN
THIS DOCUMENT SHALL NOT BE
RECORDED FOR ANY PURPOSE
4-24-2003

BIG-SKY2.DWG
Tom Green County, Texas X/XX

RFB 03-003

Sale of Firearms

Bid Proposal
Section A

Only Bid on Complete Lot

DESCRIPTION OF ITEM

Manufacturer	Model	Gauge/ Caliber	Serial Number	
Colt	DA	38	162097.00	Revolver
Winchester	97	16 gauge	149875	Shotgun

Dealer FFL# 5-75-451-01-473-36700

Section A.

Bid Amount \$

756.⁰⁰

COMPANY: LESTER BART RFLUGER
PLEASE PRINT

REPRESENTATIVE'S NAME: Polo Boisse

ADDRESS:

2773 Southwestern

San Angelo, Tx. 76904

TELEPHONE:

949-8348

FAX NUMBER:

655-3561


AUTHORIZED SIGNATURE

RFB 03-003

Sale of Firearms

Bid Proposal
Section A

Only Bid on Complete Lot

DESCRIPTION OF ITEM

Manufacturer	Model	Gauge/ Caliber	Serial Number	
Colt	DA	38	162097.00	Revolver
Winchester	97	16 gauge	149875	Shotgun

Dealer FFL# 5-75-451-21-3J-41477 Section A. Bid Amount \$ 400⁰⁰
Four hundred + 00

COMPANY: Texas Gun Shop
PLEASE PRINT

REPRESENTATIVE'S NAME: Ken Thomas

ADDRESS: 2430 Sherwood Way

TELEPHONE: (915) 949-0020

FAX NUMBER: (915) 949-0020


AUTHORIZED SIGNATURE

RFB 03-003
Sale of Firearms
Bid Proposal
Section B

Only bid on complete lot.

DESCRIPTION OF ITEM

Manufacturer	Model	Gauge/ Caliber	Serial Number	
FIE	SB	12 GA	501198.00	SHOTGUN
FIE	unk	.22 CAL	GR73713	RIFLE
Glenfield	60	.22 CAL	20462260.00	RIFLE
JC Higgins	31	.22 CAL	UNK	RIFLE
JC Higgins	101-16	.22 CAL	UNK	RIFLE
Marlin	60W	.22 CAL	10360584.00	RIFLE
Marlin	60	.22 CAL	1286910.00	RIFLE
Marlin	990	.22 CAL	19513696.00	RIFLE
NE Firearms	SBI	.20GA	NH427957	SHOTGUN
Ruger	1022	.22CAL	243-77970	RIFLE
Savage	20 series B	12 GA	A736295	SHOTGUN
Sears	41-103	.22 CAL	UNK	RIFLE
Springfield	67D	12 GA	UNK	SHOTGUN
Springfield	02A3	30-06 CAL	5006077.00	RIFLE
Stevens	84C	.22 CAL	UNK	RIFLE
Ted Williams	94Win	20-30 CAL	V140431	RIFLE
U.S. Carbine	Inland MFG	.30 CAL	UNK	RIFLE
Western Fields	855	.22 CAL	UNK	RIFLE
Winchester	190	.22 CAL	BI837315	RIFLE
Winchester	290	.22 CAL	UNK	RIFLE

Dealer FFL# 5-75-481-01-35-4477 Section B. BID AMOUNT \$ 555.00

COMPANY: Texas Gun Shop
PLEASE PRINT

Five hundred + fifty five

REPRESENTATIVE'S NAME: Ken Thomas

ADDRESS: 2430 Sherwood Way

TELEPHONE: (915) 949-0020

FAX NUMBER: (915) 949-0020

[Signature]
AUTHORIZED SIGNATURE

RFB 03-003
Sale of Firearms
Bid Proposal
Section B

Only bid on complete lot.

DESCRIPTION OF ITEM

Manufacturer	Model	Gauge/ Caliber	Serial Number	
FIE	SB	12 GA	501198.00	SHOTGUN
FIE	unk	.22 CAL	GR73713	RIFLE
Glenfield	60	.22 CAL	20462260.00	RIFLE
JC Higgins	31	.22 CAL	UNK	RIFLE
JC Higgins	101-16	.22 CAL	UNK	RIFLE
Marlin	60W	.22 CAL	10360584.00	RIFLE
Marlin	60	.22 CAL	1286910.00	RIFLE
Marlin	990	.22 CAL	19513696.00	RIFLE
NE Firearms	SBI	.20GA	NH427957	SHOTGUN
Ruger	1022	.22CAL	243-77970	RIFLE
Savage	20 series B	12 GA	A736295	SHOTGUN
Sears	41-103	.22 CAL	UNK	RIFLE
Springfield	67D	12 GA	UNK	SHOTGUN
Springfield	02A3	30-06 CAL	5006077.00	RIFLE
Stevens	84C	.22 CAL	UNK	RIFLE
Ted Williams	94Win	20-30 CAL	V140431	RIFLE
U.S. Carbine	Inland MFG	.30 CAL	UNK	RIFLE
Western Fields	855	.22 CAL	UNK	RIFLE
Winchester	190	.22 CAL	BI837315	RIFLE
Winchester	290	.22 CAL	UNK	RIFLE

Dealer FFL# 5-75-081-01-5H-24423 Section B. BID AMOUNT \$

COMPANY: Terry Gibbs
PLEASE PRINT

REPRESENTATIVE'S NAME: Terry Gibbs

ADDRESS: 401 9th Box 604

Robert Lee, Texas 76945

TELEPHONE: 325 453-2645

FAX NUMBER: _____

Terry Gibbs
AUTHORIZED SIGNATURE

Resolution

WHEREAS the Texas House of Representatives and Texas Senate have worked diligently to overcome a state budget shortfall of \$10 billion during the current biennium cycle of the Texas Legislature; and

WHEREAS the budgets passed in late April by each chamber of the Legislature seek to address the shortfall with budget reductions throughout state programs, such as health care and criminal justice; and

WHEREAS the finalization of the state budget now moves to a legislative conference committee composed of capable Senators and Representatives; and

WHEREAS the successful operation of Texas county government is closely tied to the state budget and the effective implementation of state laws and programs; and

WHEREAS the state budget reductions to health care and criminal justice will greatly affect the counties' abilities to carry out state and federal mandates in those programs; and

WHEREAS the health care reductions will necessitate counties and their public health facilities to treat increased numbers of indigent and uninsured patients at local taxpayers' expense; and

WHEREAS the criminal justice reductions will necessitate counties and their jails to house growing numbers of criminal offenders at local taxpayers' expense; and


WHEREAS county government in Texas wishes to be an effective partner in assisting the state in addressing its budget constraints; and


WHEREAS county government in Texas wishes to protect local property taxpayers from escalating ad valorem tax rates;

NOW THEREFORE BE IT RESOLVED that the Tom Green County Commissioners Court does hereby call upon the Texas Legislature to seek a statewide solution to the budget crisis, instead of passing the burden to counties and their ad valorem taxpayers; and

NOW THEREFORE BE IT RESOLVED that the Tom Green County Commissioners Court does hereby urge the Texas Legislature to consider passage of state revenue increases that would more evenly spread the burden of costs across the state and better protect local ad valorem taxpayers.

APPROVED THIS 13 DAY OF MAY, 2003.


County Judge
Tom Green County

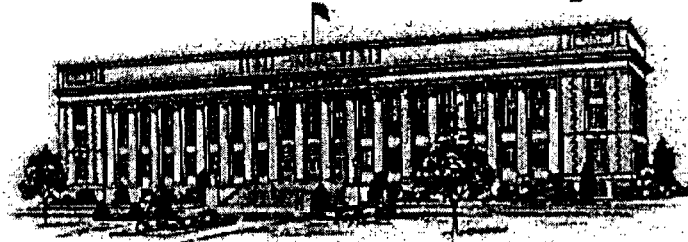

COMMISSIONER


COMMISSIONER


COMMISSIONER


COMMISSIONER

Commissioners' Court Tom Green County



Line-Item Transfers

Michael D. Brown
County Judge

May 12, 2003

Fund: General Fund

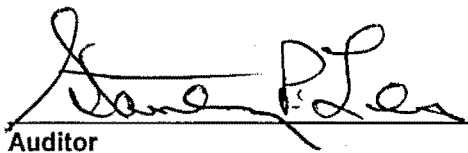
<u>Department</u>	<u>Account</u>	<u>Budget Increase</u>	<u>Budget Decrease</u>
004 Risk Management	0109 Salary/Supervisor	1,500.00	
004 Risk Management	0201 FICA/Medicare	115.00	
004 Risk Management	0203 Retirement	112.00	
199 Contingency	0601 Reserves		1,727.00

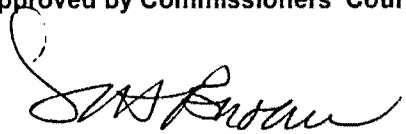
Reason

Correct Budget.

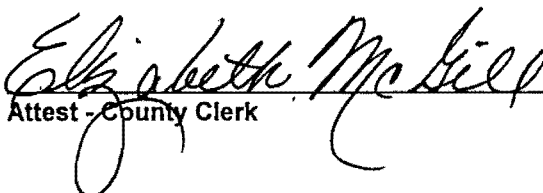
5-13-03

Date Approved by Commissioners' Court


Auditor


County Judge




Attest - County Clerk