

AGENDA ITEM # 18

February 24, 1998

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Consider authorizing advertising and setting date for a public hearing to consider annexing real property including 52.66 acres into Williamson County Development District #1.

Attorney Charles Crossfield requested this agenda item be tabled. He stated Don Martin is going to voluntarily ask for his property to be annexed with no strings attached, but the petition is not ready.

AGENDA ITEM # 19

February 24, 1998

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Consider correcting minutes of September 2, 1997 agenda item #13 to show vote of 4-1 on motion with Commissioner Heiligenstein voting no.

Commissioner Heiligenstein requested no action on this agenda item and due to the lapse of time from the original vote he did not want to cause any uncertainty on the issue.

AGENDA ITEM # 20

February 24, 1998

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Discuss and take appropriate action on phone contract for Showbarn.

Commissioner Boatright has received requests for a pay phone to be placed in the Showbarn.

Commissioner Mehevec requested it not be a private company because the rate of service is very high, and would not like for our children to have to pay a lot to call home.

Bob Space will contact Southwestern Bell for information.

This agenda item will be tabled until further notice.

AGENDA ITEM # 21

February 24, 1998

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Consider appointing board members for Williamson County Emergency Services District #2 and designate terms.

Moved: Commissioner Hays

Seconded: Commissioner Boatright

Motion: To re-appoint:	Gerry Cheney -	two year term
	Thomas Al Verell -	one year term
	Ryan Johnson -	two year term
To appoint:	Gwen King -	two year term
	Darryl Pool -	one year term

Vote: Motion carried 4 - 0

< Clerk copy here >

WILLIAMSON COUNTY EMERGENCY SERVICES DISTRICT #2
P.O. BOX 1123
ROUND ROCK, TX 78681

January 21, 1998

Williamson County Commissioners Court
Attention: Commissioner David Hayes
CC: County Judge Doerfler
710 Main Street
Georgetown, Texas 78626

Re: Replacement ESD commissioner

Dear Commissioner Hayes:

Last month commissioner Thomas Richter had resigned from the board. The board decided to solicit candidates for his replacement. I've enclosed information on two candidates that have an interest in serving on this board. The board agreed that both candidates, Darryl Pool and Gwen King, meet the qualifications to serve on the ESD board. We wish you to decide the appointment.

I would also ask that you designate the term's of the remaining board members as required by ESD code 775.034. (b). Three commissioners are to serve a two-year term and two are to serve a one year term. The current commissioners are as follows:

Gerry Cheney - Acting President/Vice President
Thomas Al Verell - Secretary
Ryan Johnson - Treasure
Steve Germenis - Vice Treasure/Public Relations

I would also want you to know that I would like my term to continue for two years. The remaining commissioner's have not expressed to me what they would want their term to be.

If I can be of assistance, please call me at (512)388-6357.

OK
MA
2/24/98

Sincerely,

Gerry Cheney

Gerry Cheney,
Commissioner
WCESD#2

DARRYL POOL

1809 WIND SPIRIT • ROUND ROCK, TEXAS 78681 • 512/255-1893

TO: Commissioners of Emergency Services District #2

DATE: December 17, 1997

Please consider my application for appointment to fill the vacancy that currently exists on the board of Emergency Services District #2.

I have lived in the district for just over fourteen years. At the time of my moving here, there was no taxing district to provide funding for fire and emergency services. I always made an annual contribution to the Sam Bass Volunteer Fire Department in the amount they requested until the Fire Services District was formed. The sacrifice and dedication of the volunteer firefighters of this area has been greatly appreciated.

From attending recent meetings of the District, the lack of adequate communication between District Commissioners and the county government seems to be a recurring topic. I know personally, and have a good working relationship with, each member of the county Commissioners Court, the Tax Assessor-Collector, the County Auditor, and the Elections Administrator.

In the volunteer organizations with which I have been involved, I have sought to encourage increased communication with organization members and the public as well as openness in all business dealings. Organizations often can increase the trust placed in them by reaching out to others and providing information beyond specific requests that are received.

Outreach can include the use of newsletters and news media releases. I have taught at various places around the state on the production of newsletters and the writing of news releases. I have a good working relationship with reporters at each of the area newspapers. I also have extensive experience with the production and use of direct mail and am becoming more experienced in the use of e-mail.

Regular contact with the various Homeowners Associations in the district would be one of the simplest methods of communication with the public. I will be serving on the board of the Tonkawa Springs HOA for calendar year 1998.

I have no personal ties to any fire department personnel in the surrounding areas. Therefore, I could objectively carry out the duty of a Commissioner to contract with the department which can best serve the needs of the Brushy Creek area.

It would be possible for me to serve as a ESD Commissioner for either a one or a two-year term. Your consideration of my application is appreciated.

DARRYL POOL
1809 Wind Spirit
Round Rock, Texas 78681
255-1893

Professional experience

1983 — present	Self-employed in investments (manage personal, trust, and retirement accounts)
Dec., 1996 — June, 1997	Legislative assistant for state Representative Carolyn Galloway

Volunteer activities

elected for 1998	Treasurer, Tonkawa Springs Homeowners Association
Dec., 1992 — present	Chairman, Williamson County Republican Party
July, 1993 — June, 1994	Treasurer, Round Rock Rotary Club
Sept., 1992 — May, 1994	Board member, Leadership Round Rock (Chairman for 1993 — 1994 term)
June, 1986 — June, 1992	Committeeman, State Republican Executive Committee
1987 — 1989	Williamson County steering committee member, Capital Area Volunteer Center

Personal profile

Resident of Emergency Services District #2 since November, 1983

46 years old

Married to wife, Janet, for ten years

Member, Hill Country Bible Church

Member, Round Rock Rotary Club

Skilled in Microsoft Word, Excel, Access

Studied Accounting in college

*Gwen King
1006 Great Oaks Cove
Round Rock, Texas 78681
255-9375 or 658-0495 (mobile)*

TO: Board of Commissioners, Precinct One Emergency Services District (ESD)

RE: Interest/application as ESD commissioner

The following qualifications will strengthen appointed role as commissioner:

Appointed as one of the original commissioners of Precinct One Fire District (1986-'90), a public taxing entity. Worked toward public awareness of role of fire district and local safety issues. Responsible for drafting requests for a variety of federal grants and writing contractual agreements for fire protection.

Have resided in Brushy Creek community since 1981. Have played an active role in community affairs, including the following:

- * *Round Rock Leader* correspondent (1985 - present) -- cover local news, political and social, in a weekly column that assesses the heartbeat of the community.
- * Currently subcontract with Round Rock ISD as public relations writer. Responsible for informing the public and presenting policy and programs in an up-beat, positive manner. Write and edit Round Rock ISD *Communicator* (a quarterly journal); Partners in Education newsletter; staff development material; TEA grants; newcomers packet; and monthly Round Rock ISD employee newsletter *Etcetera*.
- * Active volunteer as merit badge / advancement counselor for Boy Scout Troop 165, sponsored by Sam Bass Volunteer Fire Department.
- * Awarded Honorary Life Membership by National Congress of PTAs for "Service and Dedication to Children Everywhere." Former PTA president of Brushy Creek Elementary. Actively served on RRISD Council of PTAs governing board as legislative representative and child advocacy chairman.
- * Member and Public Relations Chairman of Friends of the Library, a Round Rock Public Library support group.
- * Currently serve as vice president of Round Rock Community School Advisory Council, an organization dedicated to life-long learning and community education.

§ 775.032

SAFETY
Title 9

(b) This section shall not be construed to exempt a business from a sales and use tax authorized by Section 775.0751.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989. Amended by Acts 1989, 71st Leg., 1st C.S., ch. 40, § 2, eff. Sept. 1, 1989; Acts 1991, 72nd Leg., ch. 14, § 273, eff. Sept. 1, 1991.

Historical and Statutory Notes

Section 8 of the 1989 amendatory act provides in part that a tax authorized by the Act may not be imposed or required to be collected prior to January 1, 1991.

Prior Laws:
Acts 1987, 70th Leg., ch. 673.
Acts 1989, 71st Leg., ch. 606, § 1.
Vernon's Ann.Civ.St. art. 2351a-8, § 13(d).

§ 775.033. Liability of District

(a) A district is not liable for a claim arising from the act or omission of an employee or volunteer under an oral or written contract with the district if the act or omission:

- (1) is in the course and scope of the employee's or volunteer's duties for the district;
- (2) takes place during the provision of emergency services;
- (3) is not in violation of a statute or ordinance applicable to emergency action; and
- (4) is not wilful or wantonly negligent.

(b) This section does not expand the liability of a district.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Historical and Statutory Notes

Prior Laws:
Acts 1987, 70th Leg., ch. 673.
Vernon's Ann.Civ.St. art. 2351a-8, § 13.

§ 775.034. Appointment of Board in District Located Wholly in One County

(a) The commissioners court of a county in which a single-county district is located shall appoint a five-member board of emergency services commissioners to serve as the district's governing body. Except as prescribed by Subsection (b), commissioners serve two-year terms.

(b) After the votes are canvassed and the commissioners court enters the order creating the district, the commissioners court shall appoint the initial emergency services commissioners to serve until January 1 of the year following the district election. On January 1, the court shall designate three of those emergency services commissioners to serve a two-year term and two of those emergency services commissioners to serve a one-year term.

(c) On January 1 of each year, the commissioners court shall appoint a successor for each emergency services commissioner whose term has expired.

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EMERGENCY SERVICES DISTRICTS

Ch. 775

§ 775.035

(d) The commissioners court shall fill a vacancy on the board for the remainder of the unexpired term.

Acts 1989, 71st Leg., ch. 678, § 1, eff. Sept. 1, 1989.

Revisor's Note

(1) The revised law omits as unnecessary the source law provision that refers to emergency services commissioners serving until their successors are appointed and qualified. Under Article XVI, Section 17, of the Texas Constitution, any officer in the state must continue to perform official duties until a successor is qualified.

(2) The source law requires an appointed emergency services commissioner to take the oath of office prescribed for members of the state legislature. However, Article XVI, Section 1, of the Texas Constitution requires appointed officers to take an oath that is different from the oath prescribed for members of the legislature. Since the constitution controls over statutory provisions, the requirement of the source law to take an oath is omitted as unnecessary.

Historical and Statutory Notes

Prior Laws:
Acts 1987, 70th Leg., ch. 673.
Vernon's Ann.Civ.St. art. 2351a-8, § 16(a) to (c).

§ 775.035. Election of Board in District Located in More Than One County

(a) The governing body of a district located in more than one county consists of a five-person board of emergency services commissioners elected as prescribed by this section. Except as provided by Subsection (g), emergency services commissioners serve two-year terms.

(b) After a district located in more than one county is created, the county judges of each county in the district shall mutually establish a convenient day in November, other than the date of the general election for state and county officers, to conduct an election to elect the initial emergency services commissioners.

(c) To be eligible to be a candidate for emergency services commissioner of a district located in more than one county, a person must be at least 18 years of age and a resident of the district.

(d) A candidate for emergency services commissioner must give the county clerk of each county in the district a sworn notice of the candidate's intention to run for office. The notice must state the person's name, age, and address and state that the person is serving notice of intent to run for emergency services commissioner. On receipt of the notice, the county clerk shall have the candidate's name placed on the ballot.

(e) The county clerks of each county in the district shall jointly appoint an election judge to certify the results of the election.

(f) After the election is held, the county clerk of each county or the clerk's deputy shall prepare a sworn statement of the election costs incurred by the

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AGENDA ITEM # 22

February 24, 1998

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Consider authorizing advertising and setting date to receive bids for Hazardous Waste Management Services for the Williamson County Hazardous Waste Collection Day, April 25, 1998.

Commissioner Mehevec stated it will basically be the same except tires will not be accepted.

Moved: Commissioner Mehevec

Seconded: Commissioner Boatright

Motion: To authorize advertising and setting date of March 24, 1998 at 10:15 a.m. to receive bids for Hazardous Waste Management Services for the Williamson County Hazardous Waste Collection Day, April 25, 1998.

Vote: Motion carried 3 - 0 with Commissioner Heiligenstein absent from the dais

AGENDA ITEM # 23

February 24, 1998

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Consider authorizing advertising and setting date to open bids for four 8 yard dump trucks and miscellaneous heavy equipment for URS.

Moved: Commissioner Mehevec

Seconded: Commissioner Boatright

Motion: To authorize advertising and setting March 24, 1998 at 10:30 a.m. to receive bids for four 8 yard dump trucks and miscellaneous heavy equipment for **Unified Road System**.

Vote: Motion carried 3 - 0 with Commissioner Heiligenstein absent from the dais

AGENDA ITEM # 24

February 24, 1998

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Consider authorizing advertising and setting date to open bids for a forensic light unit for the Sheriff's Department.

Moved: Commissioner Mehevec

Seconded: Commissioner Hays

Motion: To table agenda item.

Vote: Motion carried 3 - 0 with Commissioner Heiligenstein absent from the dais

Moved: Commissioner Boatright

Seconded: Commissioner Mehevec

Motion: To rescind motion to table agenda item.

Vote: Motion carried 3 - 0 with Commissioner Heiligenstein absent from the dais

Moved: Commissioner Boatright

Seconded: Commissioner Mehevec

Motion: To authorize advertising and setting March 31, 1998 at 10:15 a.m. to open bids for a forensic light unit for the Sheriff's Department.

Vote: Motion carried 3 - 0 with Commissioner Heiligenstein absent from the dais

AGENDA ITEM # 25

February 24, 1998

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Consider authorizing advertising and setting date to receive proposals for Telephone Audit.

Moved: Commissioner Boatright

Seconded: Commissioner Mehevec

Motion: To authorize advertising and setting March 31, 1998 at 10:00 a.m. to receive proposals for Telephone Audit.

Vote: Motion carried 3 - 0 with Commissioner Heiligenstein absent from the dais