

COMMISSIONERS' COURT RECESSED AT 1:00 P.M. ON TUESDAY, JANUARY 29, 2002.

COMMISSIONERS' COURT RECOVERED AT 1:07 P.M. ON TUESDAY, JANUARY 29, 2002.

AGENDA ITEM 29

Consider approving interlocal agreement with Fern Bluff MUD concerning trails.

Moved: Commissioner Hays

Seconded: Commissioner Heiligenstein

Motion: To approve an interlocal agreement with Fern Bluff MUD for construction of hike and bike trails within the Fern Bluff MUD in the amount of \$350,000.00, to be allocated from Certificates of Obligation funds.

Vote: 5 - 0

< Attachment >

INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT is made and entered into effective this 29 day of JANUARY, 2002, by and between WILLIAMSON COUNTY (the "County") and FERN BLUFF MUNICIPAL UTILITY DISTRICT (the "District").

WITNESSETH:

WHEREAS, V.T.C.A., Government Code, Chapter 791, the Texas Interlocal Cooperation Act, provides that any one or more public agencies may contract with each other for the performance of governmental functions and for the joint use of facilities or services for the promotion and protection of the health and welfare of the inhabitants of this State and the mutual benefit of the parties; and

WHEREAS, each of the parties hereto desire to provide for the construction of hike and bike trails within the Fern Bluff Municipal Utilities District; and

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the undersigned parties agree as follows:


I.**TERMS AND CONDITIONS**


1. The District hereby agrees to construct and maintain hike and bike trails within the Fern Bluff Municipal Utilities District.
2. As consideration for the above, Williamson County will transfer Three Hundred and Fifty Thousand and No/100 Dollars (\$350,000) to the District within 45 days after the signing of this agreement.

II.


MISCELLANEOUS

1. The parties agree that in the event any provision of this Agreement is held by a court of competent jurisdiction to be in contradiction of any laws of the State or the United States, the parties will immediately rectify the offending portions of this Agreement. The remainder of the Agreement shall be in full force and effect.
2. This Agreement constitutes the entire agreement between the parties hereto, and supersedes all their oral and written negotiations, agreements and understandings of every kind. The parties understand, agree and declare that no promise, warranty, statement or representation of any kind whatsoever, which is not expressly stated in this Agreement, has been made by any party hereto or its officers, employees or other agents to induce execution of this Agreement.
3. This Agreement shall be performable in Williamson County, Texas.


JOHN DOERFLER
County Judge
Williamson County, Texas


JEAN COCHRAN
President, Board of Directors
Fern Bluff Municipal Utility District

ATTEST:


Theresa Thompson
Assistant Secretary/Treasurer
Board of Directors

AGENDA ITEM 30

Consider approving additional funds for Sebesta and Associates.

Moved: **Commissioner Hays**

Seconded: **Judge Doerfler**

Motion: To approve additional funds to Sebesta and Associates for reimbursable expenses for copy work, not to include reimbursement for any additional time worked on the project.

Vote: 3 - 1 -1. **Commissioner Boatright** voted against the motion. **Commissioner Limmer** abstained from the vote.

SEBESTA AND ASSOCIATES

Grants, Landscape Design, and Planning

MEMORANDUM

TO: Judge John Doerfler
FROM: Doyle and Carla Sebesta
RE: Final Invoice for Park Plan
DATE: January 11, 2002

The final invoice for the park plan is attached. According to our records, there is \$659.21 remaining of the \$80,000 approved for our contract. The invoice is \$4,261.51 above this amount.

The last month of preparing the plan required more of our time than we had anticipated. This included the presentation to Commissioners Court and production of the final document for the County and for Texas Parks and Wildlife. The final cost from the printer (Accugraphics) was also higher than their original quote.

We would appreciate your consideration of approving the additional funds to cover our expenses. We feel that the plan will serve the County well in its future park development and grant-seeking activities. We were also pleased that the plan received Parks and Wildlife approval with no revisions.

Twenty copies of the final plan were delivered to Annette Todd at the Round Rock office. Our understanding is that she will distribute the plans to you and the Commissioners.

Feel free to contact us at 819-9675 if you have any questions about the invoice. Again, thank you for your help.