

MINUTESof theWILLIAMSON COUNTY COMMISSIONERS' COURT MEETINGMay 4, 2004

THE STATE OF TEXAS     )(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:33 A.M. on May 4, 2004, a SPECIAL SESSION of the Commissioners' Court of Williamson County, Texas, was held with the following being present, to-wit:

JOHN C. DOERFLER, County Judge  
LISA L. BIRKMAN, Commissioner, Precinct 1  
GREGORY W. BOATRIGHT, Commissioner, Precinct 2  
DAVID HAYS, Commissioner, Precinct 3  
FRANKIE LIMMER, Commissioner, Precinct 4  
EUGENE D. TAYLOR, County Attorney  
NANCY E. RISTER, County Clerk

**Judge Doerfler** presented a plaque to J. Brad Curlee, the former Commissioner of Precinct 1, whose resignation was effective May 3, 2004, and he presented a nameplate to **Commissioner Birkman**, who began her first day to sit on the dais.

**COMMISSIONERS' COURT ADJOURNED TO RECESS AT 9:38 A.M. ON TUESDAY, MAY 4, 2004.**

**COMMISSIONERS' COURT RECONVENED FROM RECESS AT 9:49 A.M. ON TUESDAY, MAY 4, 2004.**

**AGENDA ITEM 1**

Consider accepting oath and bond of newly sworn Commissioner Lisa Birkman, Pct. #1.

Moved: **Commissioner Boatright**

Seconded: **Judge Doerfler**

Motion: To accept oath and bond of newly sworn Commissioner Lisa Birkman, Pct. #1.

Vote: **5 – 0**

< Attachment >

Texas



# Western Surety Company

## OFFICIAL BOND AND OATH

THE STATE OF TEXAS } ss  
County of Williamson

KNOW ALL PERSONS BY THESE PRESENTS:

BOND No. 69701974

That we, Lisa L. Birkman, as Principal, and  
WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Texas, as Surety,  
are held and bound unto Williamson County Treasurer, his successors in office,

in the sum of Three Thousand and 00/100 DOLLARS (\$3,000.00),  
for the payment of which we hereby bind ourselves and our heirs, executors and administrators, jointly and  
severally, by these presents.

Dated this 22nd day of April, 2004.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden  
Principal was on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, duly  
(Elected—Appointed) to the office of County Commissioner in and for Precinct #1, Williamson  
County, State of Texas, for a term of one year commencing on the 3rd day of  
May, 2004.

NOW THEREFORE, if the said Principal shall well and faithfully perform and discharge all the duties  
required of him by law as the aforesaid officer, and shall <sup>4</sup>

"For the faithful performance of the duties of his office, that  
he will pay over to his county all moneys illegally paid to him  
out of county funds, as voluntary payments or otherwise, and  
that he will not vote or give his consent to pay out county  
funds except for lawful purposes."

then this obligation to be void, otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that regardless of the number of years this bond may remain in force and the  
number of claims which may be made against this bond, the liability of the Surety shall not be cumulative  
and the aggregate liability of the Surety for any and all claims, suits, or actions under this bond shall not  
exceed the amount stated above. Any revision of the bond amount shall not be cumulative.

PROVIDED, FURTHER, that this bond may be cancelled by the Surety by sending written notice to the  
party to whom this bond is payable stating that, not less than thirty (30) days thereafter, the Surety's  
liability hereunder shall terminate as to subsequent acts of the Principal.

Countersigned

By Stephen Paul Schutze  
Resident Agent

Principal  
WESTERN SURETY COMPANY  
By Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President

### ACKNOWLEDGMENT OF PRINCIPAL

THE STATE OF TEXAS } ss  
County of \_\_\_\_\_

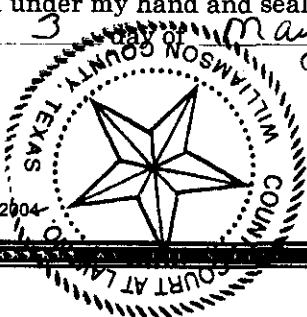
Before me, Lisa Birkman on this day, personally appeared  
\_\_\_\_\_, known to me to be the person whose name is subscribed to  
the foregoing instrument and acknowledged to me that he executed the same for the purposes and  
consideration therein expressed.

Given under my hand and seal of office at Mercedesburg, Texas,  
this 3 day of May, 2004.

SEAL

Form 882-A-1-2004

Page 1 of 4



Suzanne Brooks  
Justice, County Court One  
Williamson County, Texas

**OATH OF OFFICE**  
(COUNTY COMMISSIONERS and COUNTY JUDGE)

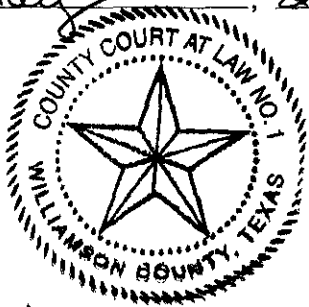
I, Lisa Birkman, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of Williamson County Commissioner, Pct. 1, of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected; and I furthermore solemnly swear (or affirm) that I will not be, directly or indirectly, interested in any contract with or claim against the County, except such contracts or claims as are expressly authorized by law and except such warrants as may issue to me as fees of office. So help me God.

Signed

Lisa Birkman

Sworn to and subscribed before me at Georgetown, Texas, this 5 day of May, 2004.

SEAL



Suzanne Brooks  
WILLIAMSON County, Texas

**OATH OF OFFICE**  
(General)

I, \_\_\_\_\_, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of \_\_\_\_\_, of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected. So help me God.

Signed \_\_\_\_\_

Sworn to and subscribed before me at \_\_\_\_\_, Texas, this \_\_\_\_\_ day of \_\_\_\_\_.

SEAL

\_\_\_\_\_ County, Texas

THE STATE OF TEXAS

County of \_\_\_\_\_ } ss

The foregoing bond of \_\_\_\_\_ as \_\_\_\_\_ in and for \_\_\_\_\_ County and State of Texas, this day approved in open Commissioner's Court.

ATTEST:

Date \_\_\_\_\_

\_\_\_\_\_  
Clerk\_\_\_\_\_  
County Judge,

County Court \_\_\_\_\_ County

\_\_\_\_\_  
County, Texas

THE STATE OF TEXAS

County of \_\_\_\_\_ } ss

I, \_\_\_\_\_, County Clerk, in and for said County, do hereby certify that the foregoing Bond dated the \_\_\_\_\_ day of \_\_\_\_\_, with its certificates of authentication, was filed for record in my office the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and duly recorded the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., in the Records of Official Bonds of said County in Volume \_\_\_\_\_, on page \_\_\_\_\_.

WITNESS my hand and the seal of the County Court of said County, at office in \_\_\_\_\_, Texas, the day and year last above written.

\_\_\_\_\_  
Clerk

By \_\_\_\_\_ Deputy

County Court \_\_\_\_\_ County

## OFFICIAL BOND REQUIREMENTS

OFFICIAL	2. AMOUNT	1. TO WHOM PAYABLE	APPROVED BY	Sec. of Statutes	4. CONDITIONS
District Attorney	\$5,000.	Governor	District Judge	Gov't Code 43.002	"in the manner prescribed by law, faithfully pay over all money that he collects or that comes into his hands for the state or a county."
County Attorney	\$2,500.	Governor	Commissioners Court	Gov't Code 45.001	"faithfully pay over in the manner prescribed by law all money that he collects or receives for any county or the state."
County Judge	\$1,000. - 10,000.	County Treasurer	Commissioners Court	Gov't Code 26.001	"pay all money that comes into his hands as county judge to the person or officer entitled to it; pay to the county all money illegally paid to him out of county funds; and not vote or consent to pay out county funds for other than lawful purposes."
County Clerk	At least 20% of the maximum amount of fees collected in any year during the term of office preceding the term for which the bond is given — \$5,000 minimum, \$500,000 maximum	County	Commissioners Court	Local Gov't Code 82.001	"faithfully perform the duties of office."
Deputy County Clerk	At least 20% of the maximum amount of fees collected in any year during the term of office preceding the term for which the bond is given — \$5,000 minimum, \$500,000 maximum	County for the use and benefit of the County Clerk	Commissioners Court	Local Gov't Code 82.002	"faithfully perform the duties of office."
County Auditor	\$5,000 minimum	District Judge(s)	District Judge(s)	Local Gov't Code 84.007	"faithfully perform the duties of county auditor."
County Treasurer	Established by the Commissioners Court	County Judge	Commissioners Court	Local Gov't Code 83.002	"faithfully execute the duties of office; remit according to law all funds received as county treasurer; and render an account of all funds received to the commissioners court at each regular term of the court."
District Clerk	Not less than 20% of the maximum amount of fees collected in any year during the term of office immediately preceding the term for which the bond is given — \$5,000 minimum, \$100,000 maximum	Governor	Commissioners Court	Gov't Code 51.302	"faithfully perform the duties of the office."
Deputy District Clerk	Not less than 20% of the maximum amount of fees collected in any year during the term of office immediately preceding the term for which the bond is given — \$5,000 minimum, \$100,000 maximum	Governor for the use and benefit of the District Clerk	Commissioners Court	Gov't Code 51.309	"faithfully perform the duties of the office."
County School Superintendent	\$1,000.	County governing board unless a county-wide independent school district has been created, in which event the bond is payable to and approved by the County Commissioners Court		Educ. Code 17.49	"faithfully perform his duties."
County Surveyor	Fixed by the Commissioners Court — \$500 minimum, \$10,000 maximum	Not Specified		Nat. Res. Code 23.013	"faithfully perform the duties of the office."
Deputy County Surveyor	Fixed by the Commissioners Court	Not Specified		Nat. Res. Code 23.014	"faithfully perform the duties of the office."
Hide and Animal Inspector	Set by the Commissioners Court \$1,000 minimum, \$10,000 maximum	County Judge	Commissioners Court	Agric. Code 146.055	"well and truly perform the duties of the office."
Sheriff	Set by the Commissioners Court \$5,000 minimum, \$30,000 maximum	Governor	Commissioners Court	Local Gov't Code 85.001	"faithfully perform the duties of office established by law; account for and pay to the person authorized by law to receive them the fines, forfeitures, and penalties he collects for the use of the state or a county; execute and return when due the process and precepts lawfully directed to him, and pay to the person to whom they are due or to the person's attorney the funds collected by virtue of the process or precept; and pay to the county any funds illegally paid, voluntarily or otherwise, to him from county funds."
County Assessor-Collector (State Bond)	Equal to 5% of the net state collections from motor vehicle sales and use taxes and motor vehicle registration fees in the county during the year ending August 31 preceding the date the bond is given — \$2,500 minimum, \$100,000 maximum	Governor	Commissioners Court and the State Comptroller of Public Accounts	Tax Code 6.28	"faithfully perform his duties as assessor-collector."
County Assessor-Collector (County Bond)	Equal to 10% of the total amount of county taxes imposed in the preceding tax year, \$100,000 maximum	Commissioners Court	Commissioners Court	Tax Code 6.28	"faithfully perform his duties as assessor-collector."
County Commissioner	\$3,000.	County Treasurer	County Judge	Local Gov't Code 81.002	"faithfully perform the commissioner's official duties and reimburse the county for all county funds illegally paid to him and will not vote or consent to make a payment of county funds except for a lawful purpose."
Justice of the Peace	\$5,000 maximum	County Judge	Not Specified	Gov't Code 27.001	"faithfully and impartially discharge the duties required by law and promptly pay to the entitled party all money that comes into his hands during the term of office."
Constable	Set by the Commissioners Court \$500 minimum — \$1,500 maximum	Governor	Commissioners Court	Local Gov't Code 86.002	"faithfully perform the duties imposed by law."
County Public Weigher and Deputies	\$2,500	County Judge	Department of Agriculture	Agric. Code 13.256	"accurately weigh or measure commodities reflected on certificates issued by him, protect the commodities that he is registered to weigh or measure, and comply with all laws and rules governing public weighers."
State Public Weigher	\$10,000	State of Texas	Department of Agriculture	Agric. Code 13.256	"accurately weigh or measure commodities reflected on certificates issued by him, protect the commodities that he is registered to weigh or measure, and comply with all laws and rules governing public weighers."

3. If precinct insert the number.  
4. Conditions.

ACKNOWLEDGMENT OF SURETY  
(Corporate Officer)


STATE OF SOUTH DAKOTA }  
County of Minnehaha } ss

Before me, a Notary Public, in and for said County and State on this 22nd day of April, 2004, personally appeared Paul T. Bruflat to me known to be the identical person who subscribed the name of WESTERN SURETY COMPANY, Surety, to the foregoing instrument as the aforesaid officer and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of such corporation for the uses and purposes therein set forth.



My Commission Expires February 12, 2009

S. Eich  
Notary Public

 Western Surety Company	OFFICIAL BOND AND OATH	On Behalf of	Principal	Official Title	Texas	Filed the	day of			at	o'clock	M.	Clerk	County Court	County,	Texas

# CNA SURETY

- **IMPORTANT NOTICE**

To obtain information or make a complaint:

- You may call CNA Surety's toll-free telephone number for information or to make a complaint at  
**1-800-233-8800**
- You may also write to CNA Surety at  
P.O. Box 655908  
Dallas, TX 75265-5908  
or  
P.O. Box 5077  
Sioux Falls, SD 57117-5077
- You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at  
**1-800-252-3439**
- You may write the Texas Department of Insurance  
P.O. Box 149104  
Austin, TX 78714-9104  
FAX # (512) 475-1771
- **PREMIUM OR CLAIM DISPUTES:**  
Should you have a dispute concerning your premium or about a claim, you should contact the agent first. If the dispute is not resolved, you may contact the Texas Department of Insurance.
- **ATTACH THIS NOTICE TO YOUR POLICY OR BOND:**  
This notice is for information only and does not become a part or condition of the attached document.

In the name and by the authority of

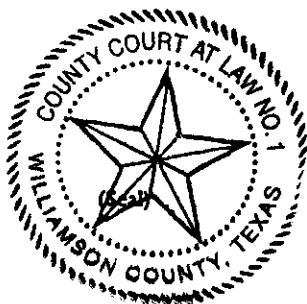
# The State of Texas

## OATH OF OFFICE

I, Lisa Birkman, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Williamson County Commissioner - Precinct One of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, and I further solemnly swear (or affirm) that I will not be, directly or indirectly, interested in any contract with or claim against the County, except such contracts or claims as are expressly authorized by law and except such warrants as may issue to me as fees of office, so help me God.

Lisa Birkman  
Affiant

SWORN TO and subscribed before me by affiant on this 3 day of May, 2004.



Suzanne Brooks  
Signature of Person Administering Oath

Suzanne Brooks  
Printed Name

Judge, County Court One  
Title



## STATEMENT OF ELECTED/APPOINTED OFFICER

(Pursuant to Tex. Const. art. XVI, §1(b), amended 2001)

I, Lisa Birkman, do solemnly swear (or affirm), that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

**UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING STATEMENT AND THAT THE FACTS STATED THEREIN ARE TRUE.**

4-30-04

Date

Lisa Birkman

Affiant's Signature

County Commissioner, Pct. 1

Position to Which Elected/Appointed

Williamson Co.

City and/or County



**C. A. SCHUTZE AGENCY**

***Bonds & Insurance***

1101 South Congress  
P. O. Box 3547  
Austin TX 78764  
512/447-5507

CASurety@aol.com  
512/444-2172 fax

April 28, 2004

County Judge  
Attn: Jane Tableriou  
710 Main Street  
Georgetown, Texas 78626

RE: Lisa L. Birkman  
Williamson County Commissioner, Precinct 1  
Public Official Bond

Ms. Tableriou,

Enclosed is a copy of the above captioned bond along with the invoice in the amount of \$50.00. The bond has been written effective May 3, 2004 to December 31, 2004.

Should you have any questions, please do not hesitate to call.

Thank you,

  
Janis Winkler

approved 5-4-04  
John C. Daeyfles

Enclosure

cc: Lisa L. Birkman

*Established 1927*  
*Member National Association of Surety Bond Producers*  
*Steve Schutze, Owner*

Invoice

C A Schutze Agency  
1101 South Congress  
P O Box 3547  
Austin, TX 78764  
(512)447-5507

Lisa L. Birkman  
16917 Judy Scholl Way  
Round Rock, TX 78681

Client	Lisa L. Birkman
	455
Date	04/28/2004
Client Service	Janis Winkler
Page	1 of 1

Payment Information	
Invoice Summary	50.00
Payment Amount	
Payment for:	Invoice #7095
69701974	

Thank you



Please detach and return with payment

Client: Lisa L. Birkman

Invoice	Effective	Transaction	Description	Amount
7095	05/03/2004	New business	Policy #69701974 05/03/2004-12/31/2004 CNA Surety Corporation Bonds - New business Public Official Bond, Lisa L. Birkman, Williamson County Commissioner, Precinct 1	50.00
				Total
				50.00

Thank you

C A Schutze Agency (512)447-5507	Date
	04/28/2004

# CNA SURETY

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- **ATTACH THIS NOTICE TO YOUR POLICY OR BOND:**  
This notice is for information only and does not become a part or condition of the attached document.

**AGENDA ITEM 2**

Consider accepting employees for Commissioner Lisa Birkman, Pct. #1.

Moved: **Commissioner Birkman**

Seconded: **Commissioner Boatright**

Motion: To accept employees for Commissioner Lisa Birkman, Pct. #1.

Vote: **5 – 0**

< Attachment >