

NAVARRO COUNTY COMMISSIONER'S COURT

A Special meeting of the Navarro County Commissioner's Court was held on Monday, the 23rd day of April, 2012 at 10:00 a.m., in the County Courtroom of the Navarro County Courthouse in Corsicana Texas. Presiding Judge HM Davenport, Commissioners Present Kit Herrington, David Warren, Dick Martin, and James Olsen.

1. 10:02 a.m. Motion to convene by Comm. Herrington sec by Comm. Warren
All voted aye motion carried
2. Opening prayer by Comm. Herrington
3. Pledge of Allegiance
4. Public Comments- Hank Bailey to speak on ESD II

CONSENT AGENDA

Motion to approve the consent agenda items 5-6 by Comm. Olsen Sec by Comm. Martin
All voted aye motion carried

5. *Motion to approve the minutes from the previous meetings of April 9, 2012*
6. *Motion to approve and pay bills as submitted by the County Auditor including current bills, utilities (paid) and payroll (paid 4/15/2012)*

REGULAR AGENDA

7. No action taken on Burn Ban
8. Motion to approve the transfer of funds, in the amount of \$129,000.00
From Federal Seizure account to Drug Seizure account 960-560-575 machinery
and equipment By Comm. Herrington sec by Comm. Martin
All voted aye motion carried
9. Motion to approve budget adjustment to move \$5,000 from Non-departmental
Professional Services (101-406-410) to Planning & Development Professional
Services (101-402-410) to cover attorney fees related to oil and gas variances
request issues by Comm. Martin sec by Comm. Olsen
All voted aye motion carried
10. Motion to approve Modification 10 to HIDTA Grant G10NT0001A to increase
the grant amount by Comm. Olsen sec by Comm. Warren

- All voted aye motion carried **TO WIT PG288-291**
11. Motion to approve county auditor's January 2012 monthly reports pursuant to LGC Section 114.024 by Comm. Martin sec by Comm. Olsen
All voted aye motion carried **TO WIT PG 292-293**
12. Motion to approve auditor's February 2012 monthly financial reports pursuant to LGC Section 114.024 by Comm. Herrington sec by Comm. Martin
All voted aye motion carried **TO WIT PG294-295**
13. Motion to approve "24 Hour, LTD." Maintenance Renewal for the North Texas HIDTA Facility on preventative A/C maintenance work by Comm. Olsen sec by Comm. Warren
All voted aye motion carried **TO WIT PG296-297**
14. No action taken on motion to approve appointing a Navarro County Representative to the North Texas Behavioral Authority Board
15. Motion to approve Resolutions for the Federal off-System Bridge Program as administered by the Texas Department of Transportation for 2 bridges in Navarro County, Rush Creek on NWCR 2310 in Precinct 4 and Cedar Creek on SECR 3040 in Precinct 2 by Comm. Martin sec by Comm. Olsen
All voted aye motion carried **TO WIT PG 298-305**
16. Motion of approving Tax Report, Russell Hudson by Comm. Olsen sec by Comm. Warren
All voted aye motion carried **TO WIT PG 306-311**
17. Motion of approving Treasurer's report for March 2012, Frank Hull by Comm. Martin sec by Comm. Herrington
All voted aye motion carried **TO WIT PG 312-313**
18. Motion to accept new food service update by Mike Cox for the Navarro County Jail by Comm. Olsen sec by Comm. Warren
All voted aye motion carried **TO WIT PG 314**
19. Motion to approve authorizing County Judge to sign on behalf of Commissioners Court Documents pertaining to inclusion in the 1115 Waiver Program and RHP (region) 10 with John Peter Smith Hospital by Judge Davenport sec by Comm. Olsen
All voted aye motion carried **TO WIT PG 315-320**

20. Motion to approve removal of old underground fuel storage tank at site of Old Navarro Memorial Hospital by Judge Davenport sec by Comm. Olsen
All voted aye except for Comm. Herrington voting no
Motion carried

21. Motion to approve flood damage prevention Court Order as recommended by FEMA by Comm. Martin sec by Comm. Olsen **TO WIT PG 321-342**
All voted aye motion carried

22. Judge Davenport opened Public Hearing for ESD II
Hank Bailey, Bruce Howard, Keith Burgess, Mike Frankos, Kurt Kaugh, & John Curtis
11:29 Closed Public Hearing

23. Motion to Table approving Petition for ESD II until we hear from ESD III by Comm. Martin sec by Comm. Warren
All voted aye motion carried

24. Motion to approve setting a date and time for Public Hearing for ESD III
May 14, 2012 by Comm. Martin sec by Comm. Warren
ALL VOTED AYE MOTION CARRIED

25. Motion to approve going into Executive Session pursuant to the Texas Government Code Section 551.071 to discuss Pending/Anticipated Litigation by Comm. Herrington sec. by Comm. Warren
All voted aye motion carried

Motion to come out of Executive Session by Comm. Herrington sec by Comm. Martin
All voted aye motion carried

26. No action taken in Executive Session Pursuant to the Texas Government Code Section 551.071 to discuss Pending/Anticipated Litigation


27. Motion to go into Execution Session Pursuant to the Texas Government Code Section 551.074 to discuss Personnel by Comm. Herrington sec by Comm. Warren
All voted aye motion carried

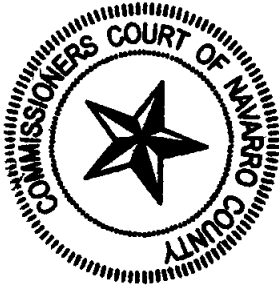
Motion to come out of Executive Session by Comm. Herrington sec by Comm. Martin
All voted aye motion carried


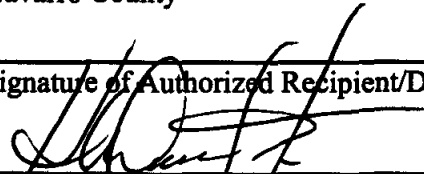
28. Motion to approve amending budget to hire a person in the District Clerks office action taken in Executive Session Pursuant to the Texas Government Code Section 551.074 to discuss Personnel by Comm. Herrington sec by Comm. Olsen
All voted aye motion carried
29. No action taken on budget amendment for Personnel
30. Motion to adjourn by Comm. Martin sec by Comm. Olsen
All voted aye motion carried

I, SHERRY DOWD, NAVARRO COUNTY CLERK, ATTEST THAT THE FOREGOING IS A TRUE AND ACCURATE ACCOUNTING OF THE COMMISSIONERS COURT'S AUTHORIZED PROCEEDING FOR APRIL 23rd, 2012.

SIGNED 23rd DAY OF APRIL 2012.


SHERRY DOWD, COUNTY CLERK



| | | | |
|--|---------------------------|--|-------------|
| Executive Office of the President Office of National Drug Control Policy | | AWARD Grant | Page 1 of 1 |
| 1. Recipient Name and Address Judge H. M. Davenport Navarro County 300 W 3rd Avenue Suite 10 Corsicana, TX 75110 | | 4. Award Number: G10NT0001A | |
| | | 5. Grant Period: From 01/01/2010 to 12/31/2012 | |
| 1A. Subrecipient IRS/Vendor No. | 6. Date: 3/29/2012 | 7. Action | |
| Subrecipient Name and Address | 8. Supplement Number 10 | Initial | |
| | | <input checked="" type="checkbox"/> Supplemental | |
| 2A. Subrecipient IRS/Vendor No.: | 9. Previous Award Amount: | \$2,622,042.00 | |
| 3. Project Title | 10. Amount of This Award: | \$16,320.47 | |
| Multiple | 11. Total Award: | \$2,638,362.47 | |
| 12. The above Grant is approved subject to such conditions or limitations as are set forth in the original award. | | | |
| 13. Statutory Authority for Grant: Public Law 111-117 | | | |
| 14. Typed Name and Title of Approving Official Ellen Scrivner, Ph.D. National HIDTA Director | | 15. Typed Name and Title of Authorized Official H. M. Davenport Navarro County | |
| 16. Signature of Approving ONDCP Official  | | 17. Signature of Authorized Recipient/Date  | |
| 18. Accounting Classification Code DUNS: 071371363 EIN: 1756001092A1 | | 19. HIDTA AWARD OND10B3SE1011 OND2000000 OC 4101 JID: 29747 | |

Initiative Cash by HIDTA

FY 2010

Current Budget (net of reprogrammed funds)

| HIDTA | Agency Name | Initiative | Cash | Type | Grant |
|-------------|---------------------------------|--------------------------------------|------------|--------------------|------------|
| North Texas | Navarro County Sheriff's Office | Central Oklahoma HIDTA Task Force | 12,000.00 | Investigation | G10NT0001A |
| | | Commercial Smuggling Initiative | 81,950.57 | Investigation | G10NT0001A |
| | | DHE - North Texas | 150,000.00 | Interdiction | G10NT0001A |
| | | East Texas Violent Crimes Initiative | 33,285.60 | Investigation | G10NT0001A |
| | | Eastern Drug Initiative | 187,546.32 | Investigation | G10NT0001A |
| | | Management and Coordination | 611,199.25 | Administration | G10NT0001A |
| | | Northern Drug Initiative | 86,279.99 | Investigation | G10NT0001A |
| | | Operations Support Center | 569,694.09 | Operations Support | G10NT0001A |
| | | PA - Management and Coordination | 0.00 | Administration | G10NT0001A |
| | | PIP - Northern Drug Initiative | 40,000.00 | Investigation | G10NT0001A |
| | | Regional Intelligence Support Center | 607,233.47 | Intelligence | G10NT0001A |
| | | Southern Money Laundering Initiative | 16,114.34 | Investigation | G10NT0001A |
| | | Training | 53,111.16 | Operations Support | G10NT0001A |
| | | Violent Crime Initiative | 35,240.39 | Investigation | G10NT0001A |

Initiative Cash by HIDTA

| HIDTA | Agency Name | Initiative | Cash | Type | Grant |
|--------------|---|-------------------------|---------------------|---------------|------------|
| North Texas | Navarro County Sheriff's Office | Western Drug Initiative | 154,707.29 | Investigation | G10NT0001A |
| | <i>Agency Total : Navarro County Sheriff's Office</i> | | 2,638,362.47 | | |
| Total | | | 2,638,362.47 | | |

Budget Detail

2010 - North Texas

Initiative - Regional Intelligence Support Center

Award Recipient - Navarro County (G10NT0001A)

Resource Recipient - Navarro County Sheriff's Office

| | | |
|---|---------------------|--------------------|
| <i>Current Budget (net of reprogrammed funds)</i> | | \$16,320.47 |
| Equipment | Quantity | Amount |
| Equipment | | \$16,320.47 |
| Total Equipment | | \$16,320.47 |
| | Total Budget | \$16,320.47 |

Navarro County
 JANUARY 2012
 Financial Report
 by Fund

| | Budget | Current Month | YTD |
|------------------------|----------------------|---------------------|---------------------|
| General Fund: | | | |
| Revenues | | | |
| Property Taxes | 12,884,012.00 | 2,504,572.22 | 5,414,825.08 |
| Other | 4,759,469.53 | 459,083.27 | 1,063,854.84 |
| Total | 17,643,481.53 | 2,963,655.49 | 6,478,679.92 |
| Expenditures | | | |
| Commissioner's Court | 83,743.00 | 5,814.63 | 25,352.76 |
| Planning & Dev. | 322,948.00 | 27,172.68 | 107,800.35 |
| County Clerk | 626,728.00 | 67,448.48 | 241,938.87 |
| District Clerk | 402,713.00 | 26,495.30 | 141,790.65 |
| Veterans' Service | 20,481.00 | 1,551.90 | 6,200.67 |
| Non Departmental | 1,944,200.00 | 113,771.80 | 490,563.51 |
| Information Systems | 92,271.00 | 5,722.08 | 25,300.64 |
| HAVA | 10,000.00 | 0.00 | 44,571.43 |
| Elections | 222,077.00 | 10,197.67 | 64,775.23 |
| Courthouse | 736,547.88 | 156,289.53 | 372,586.08 |
| Extension | 210,493.00 | 15,784.91 | 72,679.49 |
| Historical Commission | 9,800.00 | 500.00 | 517.97 |
| County Judge | 261,203.00 | 17,138.08 | 81,225.28 |
| County Court-at-law | 318,750.00 | 21,920.46 | 37,661.68 |
| District Court | 671,702.00 | 47,031.05 | 204,417.53 |
| JP Pct 1 | 182,873.00 | 14,090.48 | 72,261.34 |
| JP Pct 2 | 180,699.00 | 14,211.99 | 69,382.53 |
| JP Pct 3 | 175,935.00 | 14,178.55 | 64,392.17 |
| JP Pct 4 | 186,254.00 | 13,481.05 | 72,069.05 |
| District Attorney | 824,974.00 | 58,841.83 | 263,011.83 |
| Law Library | 5,411.00 | 903.21 | 1,253.70 |
| County Auditor | 474,331.00 | 32,245.79 | 175,624.24 |
| County Treasurer | 163,581.00 | 14,542.02 | 57,779.43 |
| Tax Assessor/Collector | 507,513.00 | 37,900.45 | 174,399.42 |
| County Jail | 5,011,036.00 | 368,798.38 | 1,515,593.25 |
| Constable Pct 1 | 39,597.00 | 2,304.86 | 9,782.25 |
| Constable Pct 2 | 40,029.00 | 2,308.24 | 9,593.92 |
| Constable Pct 3 | 4,414.00 | 234.64 | 3,647.95 |
| Constable Pct 4 | 37,005.00 | 2,368.24 | 9,931.34 |
| Sheriff | 3,104,073.00 | 196,148.91 | 944,944.32 |
| Sheriff Communications | 693,304.00 | 53,160.33 | 214,808.31 |
| Highway Patrol | 84,940.00 | 6,482.40 | 32,510.35 |
| License & Weights | 3,400.00 | 0.00 | 193.54 |
| Emergency Mgt | 42,000.00 | 577.13 | 7,719.08 |
| CSCD | 12,000.00 | 871.02 | 3,480.86 |
| Juvenile Expenditures | 108,937.00 | 8,379.05 | 32,476.98 |
| Indigent Health | 490,000.00 | 106,417.17 | 168,861.17 |
| Total | 18,305,962.88 | 1,465,284.31 | 5,821,099.17 |
| General Net | (662,481.35) | 1,498,371.18 | 657,580.75 |

Navarro County
 JANUARY 2012
 Financial Report
 by Fund

| | Budget | Current Month | YTD |
|---------------------------------|--------------|------------------|------------|
| Flood Control | | | |
| Revenues | | | |
| Property Taxes | 240,846.00 | 45,741.89 | 98,789.46 |
| Other | 2,300.00 | 521.78 | 1,966.90 |
| Total | 243,146.00 | 46,263.67 | 100,756.36 |
| Expenditures | | | |
| Flood Control Net | (156,854.00) | 43,246.41 | 88,292.80 |
| Debt Service | | | |
| Revenues | | | |
| Property Taxes | 476,137.00 | 102,040.03 | 220,607.89 |
| Other | 1,500.00 | 136.01 | 275.60 |
| Total | 477,637.00 | 102,176.04 | 220,883.49 |
| Expenditures | | | |
| Debt Svc. Net | (51,208.00) | 102,176.04 | 220,883.49 |
| Road & Bridge Pct. 1 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 134,923.90 | 292,237.60 |
| State of TX | 23,000.00 | 0.00 | 10,438.70 |
| Vehicle Registration | 225,000.00 | 7,575.70 | 31,672.92 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 5,598.09 | 109.89 | 400.15 |
| Total | 1,078,273.09 | 142,609.49 | 334,749.37 |
| Expenditures | | | |
| Personnel | 422,995.00 | 27,091.58 | 127,973.62 |
| Supplies | 352,000.00 | 20,022.61 | 90,800.56 |
| Other Svcs & Charges | 187,900.00 | 9,804.93 | 39,585.58 |
| Capital Outlay | 113,760.00 | 7,813.29 | 36,253.16 |
| Total | 1,076,655.00 | 64,732.41 | 294,612.92 |
| R & B #1 Net | 1,618.09 | 77,877.08 | 40,136.45 |
| Road & Bridge Pct. 2 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 134,922.49 | 292,236.19 |
| State of TX | 23,000.00 | 0.00 | 10,438.71 |
| Vehicle Registration | 225,000.00 | 7,575.70 | 31,672.92 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 6,098.09 | 119.23 | 2,221.73 |
| Total | 1,078,773.09 | 142,617.42 | 336,569.55 |
| Expenditures | | | |
| Personnel | 499,842.00 | 32,994.34 | 147,000.80 |
| Supplies | 400,000.00 | 18,723.35 | 57,443.95 |
| Other Svcs & Charges | 331,100.00 | 8,861.83 | 20,025.60 |
| Capital Outlay | 86,610.00 | 24,550.65 | 41,202.60 |
| Total | 1,317,552.00 | 85,130.17 | 265,672.95 |
| R & B # 2 Net | (238,778.91) | 57,487.25 | 70,896.60 |

Navarro County
JANUARY 2012
Financial Report

| | by Fund Budget | Current Month | YTD |
|--|---------------------|---------------------|----------------------|
| Road & Bridge Pct. 3 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 134,921.05 | 292,234.75 |
| State of TX | 23,000.00 | 0.00 | 10,438.71 |
| Vehicle Registration | 225,000.00 | 7,575.70 | 31,672.93 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 5,598.09 | 113.31 | 525.52 |
| Total | 1,078,273.09 | 142,610.06 | 334,871.91 |
| Expenditures | | | |
| Personnel | 530,650.00 | 36,629.68 | 166,996.79 |
| Supplies | 465,000.00 | 45,527.55 | 110,567.03 |
| Other Svcs & Charges | 239,163.00 | 3,093.68 | 22,579.39 |
| Capital Outlay | 41,111.00 | 3,425.87 | 13,703.48 |
| Total | 1,275,924.00 | 88,676.78 | 313,846.69 |
| R & B #3 Net | (197,650.91) | 53,933.28 | 21,025.22 |
| Road & Bridge Pct. 4 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 134,922.49 | 292,236.19 |
| State of TX | 23,000.00 | 0.00 | 10,438.71 |
| Vehicle Registration | 225,000.00 | 7,575.70 | 31,672.93 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 5,798.10 | 103.92 | 271.82 |
| Total | 1,078,473.10 | 142,602.11 | 334,619.65 |
| Expenditures | | | |
| Personnel | 503,487.00 | 33,255.04 | 159,853.21 |
| Supplies | 535,000.00 | 11,594.93 | 106,072.65 |
| Other Svcs & Charges | 175,500.00 | 11,311.45 | 25,782.02 |
| Capital Outlay | 54,468.00 | 1,622.32 | 6,489.28 |
| Total | 1,268,455.00 | 57,783.74 | 298,197.16 |
| R & B #4 Net | (189,981.90) | 84,818.37 | 36,422.49 |
| Taxes Recorded for January 2012 | | | |
| General Fund | | 5,184,802.44 | 10,599,627.52 |
| Flood Control | | 97,731.17 | 196,520.63 |
| Debt Service | | 211,218.18 | 431,826.07 |
| Road & Bridge | | 1,124,234.81 | 2,293,179.54 |
| Total | | 6,617,986.60 | 13,521,153.76 |

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Navarro County
 FEBRUARY 2012
 Financial Report
 by Fund

| | Budget | Current Month | YTD |
|------------------------|----------------------|---------------------|----------------------|
| General Fund: | | | |
| Revenues | | | |
| Property Taxes | 12,884,012.00 | 5,184,350.05 | 10,599,175.13 |
| Other | 4,759,469.53 | 686,990.92 | 1,750,845.76 |
| Total | 17,643,481.53 | 5,871,340.97 | 12,350,020.89 |
| Expenditures | | | |
| Commissioner's Court | 83,743.00 | 6,979.06 | 32,331.82 |
| Planning & Dev. | 322,948.00 | 22,124.53 | 129,924.88 |
| County Clerk | 626,728.00 | 40,709.26 | 282,648.13 |
| District Clerk | 402,713.00 | 33,523.70 | 175,314.35 |
| Veterans' Service | 20,481.00 | 2,055.55 | 8,256.22 |
| Non Departmental | 1,944,200.00 | 241,293.25 | 731,856.76 |
| Information Systems | 92,271.00 | 5,740.58 | 31,041.22 |
| HAVA | 10,000.00 | 1,300.00 | 45,871.43 |
| Elections | 222,077.00 | 13,401.24 | 78,176.47 |
| Courthouse | 736,547.88 | 34,901.92 | 407,488.00 |
| Extension | 210,493.00 | 17,964.23 | 90,643.72 |
| Historical Commission | 9,800.00 | 0.00 | 517.97 |
| County Judge | 261,203.00 | 20,379.19 | 101,604.47 |
| County Court-at-law | 318,750.00 | 42,412.92 | 80,074.60 |
| District Court | 671,702.00 | 48,448.35 | 252,865.88 |
| JP Pct 1 | 182,873.00 | 13,349.83 | 85,611.17 |
| JP Pct 2 | 180,699.00 | 13,318.32 | 82,700.85 |
| JP Pct 3 | 175,935.00 | 13,284.91 | 77,677.08 |
| JP Pct 4 | 186,254.00 | 14,136.26 | 86,205.31 |
| District Attorney | 824,974.00 | 60,860.17 | 323,872.00 |
| Law Library | 5,411.00 | 510.21 | 1,763.91 |
| County Auditor | 474,331.00 | 36,128.84 | 211,753.08 |
| County Treasurer | 163,581.00 | 13,838.25 | 71,617.68 |
| Tax Assessor/Collector | 507,513.00 | 39,523.08 | 213,922.50 |
| County Jail | 5,011,036.00 | 389,228.19 | 1,904,821.44 |
| Constable Pct 1 | 39,597.00 | 2,349.26 | 12,131.51 |
| Constable Pct 2 | 40,029.00 | 2,308.24 | 11,902.16 |
| Constable Pct 3 | 4,414.00 | 234.64 | 3,882.59 |
| Constable Pct 4 | 37,005.00 | 2,696.36 | 12,627.70 |
| Sheriff | 3,104,073.00 | 246,774.76 | 1,191,719.08 |
| Sheriff Communications | 693,304.00 | 52,948.64 | 267,756.95 |
| Highway Patrol | 84,940.00 | 6,482.40 | 38,992.74 |
| License & Weights | 3,400.00 | 189.00 | 382.54 |
| Emergency Mgt | 42,000.00 | 1,578.79 | 9,297.87 |
| CSCD | 12,000.00 | 871.02 | 4,351.88 |
| Juvenile Expenditures | 108,937.00 | 6,043.51 | 38,520.49 |
| Indigent Health | 490,000.00 | 106,417.16 | 275,278.33 |
| Total | 18,305,962.88 | 1,554,305.62 | 7,375,404.78 |
| General Net | (662,481.35) | 4,317,035.35 | 4,974,616.11 |

Navarro County
FEBRUARY 2012
Financial Report
by Fund

| | Budget | Current Month | YTD |
|---------------------------------|--------------|------------------|-------------|
| Flood Control | | | |
| Revenues | | | |
| Property Taxes | 240,846.00 | 97,731.17 | 196,520.63 |
| Other | 2,300.00 | 536.40 | 2,503.30 |
| Total | 243,146.00 | 98,267.57 | 199,023.93 |
| Expenditures | | | |
| Flood Control Net | (156,854.00) | 95,076.99 | 183,369.79 |
| Debt Service | | | |
| Revenues | | | |
| Property Taxes | 476,137.00 | 211,218.18 | 431,826.07 |
| Other | 1,500.00 | 87.85 | 363.45 |
| Total | 477,637.00 | 211,306.03 | 432,189.52 |
| Expenditures | | | |
| Debt Svc. Net | (51,208.00) | (291,383.97) | (70,500.48) |
| Road & Bridge Pct. 1 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 281,058.71 | 573,296.31 |
| State of TX | 23,000.00 | 0.00 | 10,438.70 |
| Vehicle Registration | 225,000.00 | 6,288.03 | 37,960.95 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 5,598.09 | 4,538.42 | 4,938.57 |
| Total | 1,078,273.09 | 291,885.16 | 626,634.53 |
| Expenditures | | | |
| Personnel | 422,995.00 | 27,360.25 | 155,333.87 |
| Supplies | 352,000.00 | 37,276.30 | 128,076.86 |
| Other Svcs & Charges | 187,900.00 | 19,290.02 | 58,875.60 |
| Capital Outlay | 113,760.00 | 3,963.99 | 40,217.15 |
| Total | 1,076,655.00 | 87,890.56 | 382,503.48 |
| R & B #1 Net | 1,618.09 | 203,994.60 | 244,131.05 |
| Road & Bridge Pct. 2 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 281,058.71 | 573,294.90 |
| State of TX | 23,000.00 | 0.00 | 10,438.71 |
| Vehicle Registration | 225,000.00 | 6,288.03 | 37,960.95 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 6,098.09 | 4,658.12 | 6,879.85 |
| Total | 1,078,773.09 | 292,004.86 | 628,574.41 |
| Expenditures | | | |
| Personnel | 499,842.00 | 32,994.34 | 179,995.14 |
| Supplies | 400,000.00 | 26,033.69 | 83,477.64 |
| Other Svcs & Charges | 331,100.00 | 16,870.92 | 36,896.52 |
| Capital Outlay | 86,610.00 | 5,550.65 | 46,753.25 |
| Total | 1,317,552.00 | 81,449.60 | 347,122.55 |
| R & B # 2 Net | (238,778.91) | 210,555.26 | 281,451.86 |

Navarro County
FEBRUARY 2012
Financial Report

| | by Fund | Current | |
|---|---------------------|---------------------|----------------------|
| | Budget | Month | YTD |
| Road & Bridge Pct. 3 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 281,058.71 | 573,293.46 |
| State of TX | 23,000.00 | 0.00 | 10,438.71 |
| Vehicle Registration | 225,000.00 | 6,288.02 | 37,960.95 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 5,598.09 | 4,311.62 | 4,837.14 |
| Total | 1,078,273.09 | 291,658.35 | 626,530.26 |
| Expenditures | | | |
| Personnel | 530,650.00 | 36,629.68 | 203,626.47 |
| Supplies | 465,000.00 | 59,564.63 | 170,131.66 |
| Other Svcs & Charges | 174,163.00 | 15,705.86 | 38,285.25 |
| Capital Outlay | 106,111.00 | 13,203.87 | 26,907.35 |
| Total | 1,275,924.00 | 125,104.04 | 438,950.73 |
| R & B #3 Net | (197,650.91) | 166,554.31 | 187,579.53 |
| Road & Bridge Pct. 4 | | | |
| Revenues | | | |
| Property Taxes | 689,675.00 | 281,058.68 | 573,294.87 |
| State of TX | 23,000.00 | 0.00 | 10,438.71 |
| Vehicle Registration | 225,000.00 | 6,288.02 | 37,960.95 |
| Fines & Forfeitures | 135,000.00 | 0.00 | 0.00 |
| Other | 5,798.10 | 4,311.63 | 4,583.45 |
| Total | 1,078,473.10 | 291,658.33 | 626,277.98 |
| Expenditures | | | |
| Personnel | 503,487.00 | 27,457.53 | 187,310.74 |
| Supplies | 535,000.00 | 72,310.50 | 178,383.15 |
| Other Svcs & Charges | 175,500.00 | 14,486.36 | 40,268.38 |
| Capital Outlay | 54,468.00 | 1,622.32 | 8,111.60 |
| Total | 1,268,455.00 | 115,876.71 | 414,073.87 |
| R & B #4 Net | (189,981.90) | 175,781.62 | 212,204.11 |
| Taxes Recorded for FEBRUARY 2012 | | | |
| General Fund | | 1,435,453.14 | 12,034,628.27 |
| Flood Control | | 26,136.17 | 222,656.80 |
| Debt Service | | 58,452.47 | 490,278.54 |
| Road & Bridge | | 311,633.99 | 2,604,813.53 |
| Total | | <u>1,831,675.77</u> | <u>15,352,377.14</u> |

13

296



Maintenance Renewal

24 HOUR, LTD.

8911 Directors Row, Dallas, TX 75247
(214) 630-3000 + Fax (214) 638-8378
Texas License # TACLA000987C
www.24hourltd.com

Job# M-1506

SALES ORDER

| | | | | |
|--------------------|--|--|------------------|------------|
| Sold To: | North Texas HIDTA 8404 Esters Blvd., #100 Irving, TX 75063 | RECEIVED APR 18 2012 NAVARRO COUNTY AUDITOR'S OFFICE | Date: | 2/22/2012 |
| Attention: | Ms. Chris Lunger | | Salesman: | Joe Holden |
| Ship To: | Same | | Begin: | April 12 |
| Telephone#: | (972) 915-9501 / Fax (972) 915-9503 | | End: | March 13 |
| | | | FOB: | Jobsite |
| | | | VIA: | Seller |
| | | | PO# | Signed |
| | | | Terms: | Net |

Description

24 Hour, Ltd. will automatically send a technician four (4) times per year to do the following preventative maintenance work on 11 units and 1 Liebert:

1. Provide and change air filters. (April, July, October & January)
2. Provide and change fan belts. (Once per year)
3. Check and adjust all belts and pulleys. (Four times per year)
4. Oil and grease motors. (Once per year)
5. Check refrigerant levels. (Four times per year)
6. Inspect and clean drain lines and traps. (Four times per year)
7. Check amperages and voltage. (Four times per year)
8. Inspect heating system in fall or winter. (Once per year)
9. Clean condenser coils with pressure washer. (Once per year)
10. Perform complete visual inspection of equipment. (Four times per year)
11. Provide customer with comprehensive service reports.

Total investment for the above will be \$820.00 (Plus tax) per visit, based on the acceptance within 30 days from the proposal date above. The above does not include parts and labor for any additional service work. This quote will be guaranteed for at least one year from the first visit.

NOTE: Try to send same Tech.

*30 Day cancellation by either party

| | | | | | |
|-----------------|---|------------------|-------------------------|---------------|------------------|
| Permits: | <input type="checkbox"/> Yes <input type="checkbox"/> No | GC. Supt. | Telephone Number | Elect. | Telephone |
|-----------------|---|------------------|-------------------------|---------------|------------------|

| | | | |
|-------------------|---|---|--|
| Tax Exempt | <input type="checkbox"/> Yes <input type="checkbox"/> No | # | |
|-------------------|---|---|--|

| | | |
|-----------------------|---|--|
| Ok to invoice- | This Invoice is subject to the conditions on the Reverse Side Hereof. BY (Buyer) _____ REPRESENTATIVE/DATE | Plumber Telephone Number _____ |
|-----------------------|---|--|



24 HOUR, LTD.

Air Conditioning • Refrigeration • Heating • Engineering • Fabrication • Maintenance

Maintenance #: **M-1506**

RE: AIR-CONDITIONING/HEATING PREVENTATIVE MAINTENANCE RENEWAL

It's that time again! I hope our service regarding your H.V.A.C. Preventative Maintenance has been good. If there are areas that we need to improve, please let us know. There is a comment section on the bottom of this page.

If you wish your maintenance visits to continue, please sign the bottom of the agreement and fax back to (214) 638-8378. It's that simple!

The short survey is appreciated. If there are changes regarding your business hours, personnel, etc., please let us know by using the space at the bottom of this page. If you have any questions or concerns, you can reach me, Joe Holden (Service Sales), at (214) 630-3000. Thank you for your business.

Please circle the number that best answers the question, 10 being the best.

- Phone response when calling 1 2 3 4 5 6 7 8 9 10
- Dispatcher's efficiency 1 2 3 4 5 6 7 8 9 10
- Service response time 1 2 3 4 5 6 7 8 9 10
- Technician's expertise 1 2 3 4 5 6 7 8 9 10
- Overall courtesy 1 2 3 4 5 6 7 8 9 10

Our technicians should check in with _____ before beginning service.
 Our technicians should enter through the _____ door.
 Our business hours are from _____ to _____. Saturday we are Closed\Open.

Comments: _____

NOTE: 24 Hour, Ltd. must receive your signed renewal no later than the 15th of the preceding month your maintenance is due. All renewals received after this date will automatically change the maintenance schedule to begin the following month.

Regulated by the Texas Department of Licensing and Regulations, P. O. Box 12157, Austin, Texas 78711, 1-800-803-9202, 512-463-6599.

Page 2 of 2 (Agreement on Page 1)

TACLA000987C

8911 Directors Row
 Dallas, Texas 75247
 (214) 630-3000
 Fax (214) 638-8378
 www.24hourac.com

Quality Committed • Quality Delivered Since 1976



NAVARRO COUNTY COMMISSIONERS' COURT

| | | |
|-----------------------------------|---------------------------------|----------------------------|
| Kit Herrington - Precinct 1 | | |
| Dick Martin - Precinct 2 | | |
| David "Butch" Warren - Precinct 3 | 300 West Third Avenue, Suite 14 | Julie Ferguson |
| James Olsen- Precinct 4 | Corsicana, TX. 75110-4672 | Administrative Coordinator |
| Phone (903) 654 - 3030 | 4/19/2012 | Fax (903) 874-6053 |

The Honorable H. M. Davenport
Navarro County Judge
300 West Third Avenue
Corsicana, Texas 75110

County Navarro
Project BR 0918-18-125
Road/Street NW CR 2310
NBI Str. No. 181750AA0175001
Local Desig. No. AA175-001

**SUBJECT: Request for Waiver of Local Match Fund
Participation Requirement on Federal
Off-System Bridge Program Project**

Darwin J. Myers, P.E.
Texas Department of Transportation
P.O. Box 16
Corsicana, Texas 75151

Dear Mr. Myers:

Under the provisions of Texas Administrative Code, Title 43, Section 15.55(d), this Local Government requests waiver of the local match fund participation requirement on the above referenced federal off-system bridge program project referred to as the "participation-waived" project. In return for waiver of this participation, it is proposed that our governing body perform, or cause to be performed, an equivalent dollar amount of structural improvement work on other deficient bridge(s) or deficient mainlane cross-drainage structure(s), referred to as "equivalent-match project(s)", within the jurisdiction of our governing body.

A copy of the appropriate required resolution adopted by our governing body is attached.

H. M. Davenport,
Navarro County Judge

Attachment: Resolution

For TxDOT Use Only

_____ Waiver Approved

_____ Waiver Disapproved _____



NAVARRO COUNTY COMMISSIONERS' COURT

Kit Herrington - Precinct 1
Dick Martin - Precinct 2
David "Butch" Warren - Precinct 3
James Olsen- Precinct 4
Phone (903) 654 - 3030

300 West Third Avenue, Suite 14
Corsicana, TX. 75110-4672

Julie Forgyson
Administrative Coordinator
Fax (903) 874-6053

RESOLUTION

The State of Texas
County of Navarro

WHEREAS, the federal off-system bridge program is administered by the Texas Department of Transportation (the State) to replace or rehabilitate structurally deficient and functionally obsolete (collectively referred to as deficient) bridges located on public roads and streets off the designated state highway system; and

WHEREAS, Navarro County, hereinafter referred to as the Local Government owns a bridge located at CEDAR CREEK, on CR SE 3040, National Bridge Inventory (NBI) Structure Number 181750AA0427001, Local Designation Number AA427-001; and

WHEREAS, a project to remedy the bridge is included in the currently approved program of projects as authorized by Texas Transportation Commission Minute Order Number 112696 dated May 2011. Control-Section-Job (CSJ) Number 0918-18-126; and

WHEREAS, the usual fund participation ratio for projects on such program is 80 percent federal, 10 percent state and 10 percent Local Government; and

WHEREAS, Texas Administrative Code, Title 43, Section 15.55(d) (43 TAC Section 15.55(d)) provides that under specified conditions the 10 percent Local Government match fund participation requirement may be waived with agreement by the Local Government to perform, or cause to be performed, an equivalent dollar amount of structural improvement work on other deficient bridges or deficient mainlane cross-drainage structures within its jurisdiction, such a project of structural improvement work being referred to as an "equivalent-match project"; and

WHEREAS, under the provisions of Texas Transportation Code Section 222.053 certain counties qualify as Economically Disadvantaged Counties (EDC) in comparison to other counties in the state as below average per capita property value, and below average per capita income, and above average unemployment, for certain years. If applicable, in consideration of such EDC status that may be applicable for the Project, the required local match fund participation has been adjusted to 6.6 percent.

WHEREAS, the estimated local match fund participation requirement on the approved federal off-system bridge project is \$29,766 (dollars), hereinafter referred to as the "participation-waived" project, such participation requirement the Local Government proposes be waived and in return perform or cause to be performed equivalent-match project structural improvement work

THEREFORE, BE IT RESOLVED that the Local Government perform, or cause to be performed, the following equivalent-match project(s) in return for waiver of the local match fund participation requirement on the approved federal off-system bridge program (participation-waived) project not yet awarded:

| LOCATION (and NBI structure identification number, if applicable) | ON SCHOOL BUS ROUTE? | DESCRIPTION OF STRUCTURAL IMPROVEMENT WORK | ESTIMATED COST |
|---|----------------------|--|----------------|
|---|----------------------|--|----------------|

| | | | |
|--|-----|---|----------|
| CRSE 4250 2.2 MI E. OF SH 309 AT ALLIGATOR CREEK NBI# 181750AA0405001 | Yes | Replace existing wooden bridge with new comparable structure. | \$40,000 |
|--|-----|---|----------|

BE IT FURTHER RESOLVED that in receiving this waiver the Local Government acknowledges its obligation to conform with all conditions of 43 TAC Section 15.55(d); such conditions that include but are not restricted to the following:

1. The Local Government must be currently in compliance with load posting and closure regulations as defined in National Bridge Inspection Standards under US Code of Federal Regulations, Title 23, Section 650.303.
2. The equivalent-match project work increases the load capacity of the existing bridge or other mainlane cross-drainage structure, or upgrades the structure to its original load capacity with a minimum upgrade to safely carry school bus loading if located on a school bus route.
3. In performing, or causing to be performed, the equivalent-match project(s), the Local Government assumes all responsibilities for engineering and construction, and complying with all applicable state and federal environmental regulations and permitting requirements for the structures being improved.
4. The work on the proposed equivalent-match project(s) has not begun and will not begin until the local match fund participation waiver approval process has been completed.
5. The Local Government will be allowed three years after the contract award of the participation-waived project to complete the structural improvement work on the equivalent-match project(s).
6. Should this waiver request be approved, an appropriate written agreement or amendment to a previously executed agreement will be executed between the State and Local Government.

Passed and approved on this the 23 day of April by the Navarro County Commissioners Court.

By: [Signature]
H.M. Davenport
County Judge

By: [Signature]
Kit Herrington
Commissioner, Precinct 1

By: [Signature]
Dick Martin
Commissioner, Precinct 2

By: [Signature]
James Olsen
Commissioner, Precinct 4

By: [Signature]
Butch Warren
Commissioner, Precinct 3



NAVARRO COUNTY COMMISSIONERS' COURT

Kit Herrington - Precinct 1
Dick Martin - Precinct 2
David "Butch" Warren - Precinct 3
James Olsen - Precinct 4
Phone (903) 654 - 3030

300 West Third Avenue, Suite 14
Corsicana, TX. 75110-4672

Julie Ferguson
Administrative Coordinator
Fax (903) 874-6053

4/19/2012

The Honorable H. M. Davenport
Navarro County Judge
300 West Third Avenue
Corsicana, Texas 75110

County Navarro
Project BR 0918-18-126
Request for Waiver of Local Match
Road/Street CR SE 3040
NBI Str. No. 181750AA0427001
Local Desig. No. AA427-001

SUBJECT:
Fund

Participation Requirement on Federal
Off-System Bridge Program Project

Darwin J. Myers, P.E.
Texas Department of Transportation
P.O. Box 16
Corsicana, Texas 75151

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A copy of the appropriate required resolution adopted by our governing body is attached.

H. M. Davenport,
Navarro County Judge

Attachment: Resolution

For TxDOT Use Only

_____ Waiver Approved
_____ Waiver Disapproved _____



NAVARRO COUNTY COMMISSIONERS' COURT

Kit Herrington - Precinct 1

Dick Martin - Precinct 2

David "Butch" Warren - Precinct 3

James Olsen - Precinct 4

300 West Third Avenue, Suite 14
Corsicana, TX. 75110-4672

Julie Ferguson

Administrative Coordinator

Phone (903) 654 - 3030

Fax (903) 874-6053

RESOLUTION

The State of Texas
County of Navarro

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WHEREAS, under the provisions of Texas Transportation Code Section 222.053 certain counties qualify as Economically Disadvantaged Counties (EDC) in comparison to other counties in the state as below average per capita property value, and below average per capita income, and above average unemployment, for certain years. If applicable, in consideration of such EDC status that may be applicable for the Project, the required local match fund participation has been adjusted to 6.6 percent.

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|---|----------------------|--|----------------|
|---|----------------------|--|----------------|

| | | | |
|--|-----|---|----------|
| CRSE 4250 2.2 MI E. OF SH 309 AT ALLIGATOR CREEK NBI# 181750AA0405001 | Yes | Replace existing wooden bridge with new comparable structure. | \$40,000 |
|--|-----|---|----------|

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Passed and approved on this the 23 day of April by the Navajo County Commissioners Court.

By: [Signature]
H.M. Davenport
County Judge

By: [Signature]
Kit Herrington
Commissioner, Precinct 1

By: [Signature]
Dick Martin
Commissioner, Precinct 2

By: [Signature]
James Olsen
Commissioner, Precinct 4

By: [Signature]
Butch Warren
Commissioner, Precinct 3

FILED

2012 APR 20 P 2:41

SHERRY DOWD
COUNTY CLERK
NAVARRO COUNTY, TX

DEPUTY

I, RUSSELL P HUDSON, NAVARRO COUNTY TAX ASSESSOR/COLLECTOR, DO HEREBY SWEAR UNDER OATH,
THAT THE ATTACHED REPORT IS A TRUE AND CORRECT REPORT.

TOTAL PAGES INCLUDING COVER SHEET 6

306

916

NAVARRO COUNTY , TEXAS
AD VALOREM TAXES COLLECTED DURING THE MONTH ENDING MARCH 2012

307

| DESCRIPTION | TAXES | DISCOUNT | PENALTY & INTEREST | SUBTOTAL | COLLECTION FEE | RENDITION PENALTY CAD % | NET TAXES DUE | MEMO ONLY ATTY FEES | % CURRENT COLLECTED |
|--------------------------|------------|----------|--------------------|------------|----------------|-------------------------|---------------|---------------------|---------------------|
| NAVARRO COUNTY | | | | | | | | | LEVY |
| CURRENT | 210,730.83 | | 17,481.67 | 228,212.50 | | 0.05 | 228,212.45 | 418.47 | 16,410,955.92 |
| DELINQUENT | 30,030.65 | | 12,445.39 | 42,476.04 | | 1.38 | 42,474.66 | 8,259.51 | % |
| TOTAL | 240,761.48 | - | 29,927.06 | 270,688.54 | - | 1.43 | 270,687.11 | 8,677.98 | |
| NAVARRO COLLEGE | | | | | | | | | LEVY |
| CURRENT | 41,608.60 | | 3,424.19 | 45,032.79 | | 0.01 | 45,032.78 | 79.23 | 3,192,388.48 |
| DELINQUENT | 5,778.78 | - | 2,657.79 | 8,436.57 | | 0.20 | 8,436.37 | 1,621.43 | % |
| TOTAL | 47,387.38 | - | 6,081.98 | 53,469.36 | - | 0.21 | 53,469.15 | 1,700.66 | |
| CITY OF RICE | | | | | | | | | LEVY |
| CURRENT | 3,083.31 | - | 236.10 | 3,319.41 | 74.46 | | 3,244.95 | | 133,058.53 |
| DELINQUENT | 145.49 | | 43.01 | 188.50 | 11.50 | | 177.00 | 37.71 | % |
| TOTAL | 3,228.80 | - | 279.11 | 3,507.91 | 85.96 | 0 | 3,421.95 | 37.71 | |
| CITY OF KERENS | | | | | | | | | LEVY |
| CURRENT | 6,058.67 | | 516.78 | 6,575.45 | | | 6,575.45 | 17.22 | 247,342.75 |
| DELINQUENT | 1,324.81 | - | 502.02 | 1,826.83 | | | 1,826.83 | 354.63 | % |
| TOTAL | 7,383.48 | - | 1,018.80 | 8,402.28 | - | 0 | 8,402.28 | 371.85 | |
| CITY OF CORSICANA | | | | | | | | | LEVY |
| CURRENT | 72,997.90 | - | 5,795.16 | 78,793.06 | | | 78,793.06 | 122.40 | 7,662,316.49 |
| DELINQUENT | 14,695.24 | - | 7,814.96 | 22,510.20 | | 3.94 | 22,506.26 | 4,342.69 | % |
| TOTAL | 87,693.14 | - | 13,610.12 | 101,303.26 | - | 3.94 | 101,299.32 | 4,465.09 | |

NAVARRO COUNTY, TEXAS
AD VALOREM TAXES COLLECTED DURING THE MONTH ENDING MARCH 2012

| DESCRIPTION | TAXES | DISCOUNT | PENALTY & INTEREST | SUBTOTAL | COLLECTION FEE | RENDITION PENALTY | NET TAXES DUE | MEMO ONLY ATTY FEES | % CURRENT COLLECTED |
|-------------------------|----------|----------|--------------------|----------|----------------|-------------------|---------------|---------------------|---------------------|
| CITY OF BARRY | | | | | | | | | |
| CURRENT | 473.12 | | 37.20 | 510.32 | | | 510.32 | | LEVY 16,437.24 |
| DELINQUENT | 10.19 | | 2.62 | 12.81 | | | 12.81 | 2.57 | % |
| TOTAL | 483.31 | - | 39.82 | 523.13 | - | 0 | 523.13 | 2.57 | |
| CITY OF EMHOUSE | | | | | | | | | |
| CURRENT | 127.81 | - | 8.92 | 136.73 | | | 136.73 | | LEVY 8,472.02 |
| DELINQUENT | | | | - | | | - | | % |
| TOTAL | 127.81 | - | 8.92 | 136.73 | - | 0 | 136.73 | - | |
| CITY OF RICHLAND | | | | | | | | | |
| CURRENT | 970.73 | - | 83.98 | 1,054.71 | | | 1,054.71 | 13.82 | LEVY 16,363.97 |
| DELINQUENT | 45.64 | | 12.60 | 58.24 | | | 58.24 | 11.64 | % |
| TOTAL | 1,016.37 | - | 96.58 | 1,112.95 | - | 0 | 1,112.95 | 25.46 | |
| CITY OF GOODLOW | | | | | | | | | |
| CURRENT | 159.08 | - | 13.14 | 172.22 | 4.07 | | 168.15 | | LEVY 2,977.76 |
| DELINQUENT | 14.41 | | 11.14 | 25.55 | 2.86 | | 22.69 | 4.87 | % |
| TOTAL | 173.49 | - | 24.28 | 197.77 | 6.93 | 0 | 190.84 | 4.87 | |
| CITY OF FROST | | | | | | | | | |
| CURRENT | 3,126.46 | | 281.24 | 3,407.70 | 85.96 | | 3,321.74 | | LEVY 77,267.60 |
| DELINQUENT | 166.22 | | 64.65 | 230.87 | 17.00 | | 213.87 | 46.16 | % |
| TOTAL | 3,292.68 | - | 345.89 | 3,638.57 | 102.96 | 0 | 3,535.61 | 46.16 | |
| CITY OF DAWSON | | | | | | | | | |
| CURRENT | 1,152.01 | | 89.41 | 1,241.42 | | | 1,241.42 | | LEVY 72,429.25 |
| DELINQUENT | 246.90 | | 96.03 | 342.93 | | | 342.93 | 65.47 | % |
| TOTAL | 1,398.91 | - | 185.44 | 1,584.35 | - | 0 | 1,584.35 | 65.47 | |

308

NAVARRO COUNTY, TEXAS
AD VALOREM TAXES COLLECTED DURING THE MONTH ENDING MARCH 2012

| DESCRIPTION | TAXES | DISCOUNT | PENALTY & INTEREST | SUBTOTAL | COLLECTION FEE | RENDITION PENALTY | NET TAXES DUE | MEMO ONLY ATTY FEES | % CURRENT COLLECTED |
|------------------------------|-------------------|----------|--------------------|-------------------|----------------|-------------------|-------------------|---------------------|---------------------|
| CITY-BLOOMING GROVE | | | | | | | | | LEVY |
| CURRENT | 3,790.00 | | 294.68 | 4,084.68 | | | 4,084.68 | | 99,560.25 |
| DELINQUENT | 73.63 | | 18.82 | 92.45 | | | 92.45 | 18.49 | % |
| TOTAL | 3,863.63 | - | 313.50 | 4,177.13 | - | 0.00 | 4,177.13 | 18.49 | |
| NAVARRO COUNTY ESD #1 | | | | | | | | | LEVY |
| CURRENT | 2,398.20 | - | 206.45 | 2,604.65 | 63.64 | | 2,541.01 | 1.34 | 119,607.31 |
| DELINQUENT | 128.95 | - | 43.20 | 172.15 | 11.49 | | 160.66 | 33.58 | % |
| TOTAL | 2,527.15 | - | 249.65 | 2,776.80 | 75.13 | 0 | 2,701.67 | 34.92 | |
| BLOOMING GROVE ISD | | | | | | | | | LEVY |
| CURRENT | 29,467.05 | | 2,538.03 | 32,005.08 | | | 32,005.08 | 110.60 | 1,419,328.62 |
| DELINQUENT | 5,025.36 | | 1,380.89 | 6,406.25 | | | 6,406.25 | 1,187.35 | % |
| TOTAL | 34,492.41 | - | 3,918.92 | 38,411.33 | - | 0 | 38,411.33 | 1,297.95 | |
| DAWSON ISD | | | | | | | | | LEVY |
| CURRENT | 19,055.38 | | 1,508.95 | 20,564.33 | | | 20,564.33 | | 1,292,787.05 |
| DELINQUENT | 1,429.60 | | 437.83 | 1,867.43 | | | 1,867.43 | 373.50 | % |
| TOTAL | 20,484.98 | - | 1,946.78 | 22,431.76 | - | 0 | 22,431.76 | 373.50 | |
| RICE ISD | | | | | | | | | LEVY |
| CURRENT | 28,487.78 | | 2,417.19 | 30,904.97 | | | 30,904.97 | 206.42 | 1,515,810.54 |
| DELINQUENT | 5,292.23 | | 1,876.17 | 7,168.40 | | | 7,168.40 | 1,433.70 | % |
| TOTAL | 33,780.01 | - | 4,293.36 | 38,073.37 | - | 0 | 38,073.37 | 1,640.12 | |
| CORSICANA ISD | | | | | | | | | LEVY |
| CURRENT | 164,937.13 | | 13,989.15 | 178,926.28 | | 0.10 | 178,926.18 | 369.27 | 17,383,846.35 |
| DELINQUENT | 39,227.81 | | 17,720.42 | 56,948.23 | | 0.68 | 56,948.23 | 11,082.34 | % |
| TOTAL | 204,164.94 | - | 31,709.57 | 235,874.51 | - | 0.78 | 235,874.41 | 11,451.61 | |
| GRAND TOTAL | 692,259.97 | - | 94,049.78 | 786,309.75 | 270.98 | 6.36 | 786,033.09 | 30,214.41 | |

309

NAVARRO COUNTY , TEXAS
AD VALOREM TAXES COLLECTED DURING THE MONTH ENDING MARCH 2012

310

| | |
|------------------|---------------------------|
| MEMO: | |
| TOTAL COLLECTED | <u>816,524.16</u> |
| ROLLBACK TAXES | <u> </u> |
| TAX CERTIFICATES | <u>1,370.00</u> |
| HOT CK FEES | <u>90.00</u> |

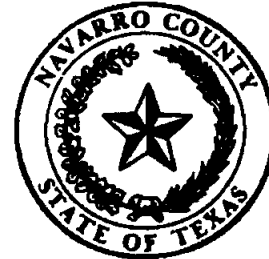
| YR-TO-DATE % CURRENT COLLECTED: | |
|---------------------------------|---------------|
| COUNTY | <u>93.15%</u> |
| COLLEGE | <u>93.02%</u> |
| RICE | <u>90.28%</u> |
| KERENS | <u>87.25%</u> |
| CORSICANA | <u>94.76%</u> |
| BARRY | <u>87.93%</u> |
| EMHOUSE | <u>80.63%</u> |
| RICHLAND | <u>80.91%</u> |
| GOODLOW | <u>68.92%</u> |
| FROST | <u>87.82%</u> |
| CITY-DAWSON | <u>84.82%</u> |
| CITY-BL GROVE | <u>90.43%</u> |
| NC ESD #1 | <u>89.72%</u> |
| B G ISD | <u>90.47%</u> |
| DAWSON ISD | <u>90.28%</u> |
| RICE ISD | <u>91.18%</u> |
| CORSICANA ISD | <u>94.41%</u> |

NAVARRO COUNTY, TEXAS
AD VALOREM TAXES COLLECTED DURING THE MONTH OF MARCH 2012

| | TAXES | PENALTY & INTEREST | SUBTOTAL | RENDITION PENALTY CAD % | NET TAXES DUE | MEMO ONLY ATTORNEY FEES |
|-------------------------|-------------------|-----------------------|-------------------|-------------------------------|---------------------|-------------------------------|
| CURRENT TAXES | | | | | | |
| COUNTY | 171,940.12 | 14,254.51 | 186,194.63 | 0.04 | 186,194.59 | 340.62 |
| ROAD & BRIDGE | 35,785.33 | 2,978.31 | 38,763.64 | 0.01 | 38,763.63 | 71.29 |
| FLOOD CONTROL | 3,005.38 | 248.85 | 3,254.23 | | 3,254.23 | 6.56 |
| TOTAL | 210,730.83 | 17,481.67 | 228,212.50 | 0.05 | 228,212.45 | 418.47 |
| DELINQUENT TAXES | | | | | | |
| COUNTY | 24,820.17 | 10,208.93 | 35,029.10 | 1.17 | 35,027.93 | 6,820.91 |
| STATE | - | - | - | - | - | - |
| ROAD & BRIDGE | 4,789.41 | 2,068.16 | 6,857.57 | 0.19 | 6,857.38 | 1,323.97 |
| FLOOD CONTROL | 421.07 | 168.30 | 589.37 | 0.02 | 589.35 | 114.63 |
| TOTAL | 30,030.65 | 12,445.39 | 42,476.04 | 1.38 | 42,474.66 | 8,259.51 |
| TOTAL ALLOCATION | | | | | | |
| COUNTY | 196,760.29 | 24,463.44 | 221,223.73 | 1.21 | 221,222.52 | 7,161.53 |
| STATE | | - | | - | | - |
| ROAD & BRIDGE | 40,574.74 | 5,046.47 | 45,621.21 | 0.20 | 45,621.01 | 1,395.26 |
| FLOOD CONTROL | 3,426.45 | 417.15 | 3,843.60 | 0.02 | 3,843.58 | 121.19 |
| TOTAL | 240,761.48 | 29,927.06 | 270,688.54 | 1.43 | 270,687.11 | 8,677.98 |

COUNTY TAX REPORT
Prepared by Gail Smith
Navarro County Tax Office

AFFIDAVIT SUBMITTED BY
Frank Hull
NAVARRO COUNTY TREASURER



STATE OF TEXAS
COUNTY OF NAVARRO

March 2012

I, Frank Hull, Navarro County Treasurer, present the following report to the Navarro County Commissioner's Court and affirm the foregoing Monthly Report to be true and correct statement to the best of my knowledge of all accounts under the control of the Navarro County Treasurer.

Whereas, Section 114.026 of the Local Government Code requires a Treasurer's Report be submitted at least once a month to the Commissioner Court at a regular term; and

Whereas, the Navarro County Commissioners Court has compared and examined the Treasurer's Report submitted for approval on April 23, 2012 which is attached hereto and has determined that the Treasurer's Report is correct.

It is therefore ordered, that the Navarro County Treasurer's Report which is attached is approved as presented by the Navarro County Treasurer to the Commissioner's Court of Navarro County, Texas and this Order Approving the Navarro County Treasurer's Report are to be entered into the Minutes.

With this signed affidavit, We the Commissioners Court, state that the requirements of Subsection (C) have been met with the examination of this report.

H. M. Davenport Jr. - County Judge

Kit Herrington - Commissioner Pct 1

Richard Martin - Commissioner Pct 2

David Warren - Commissioner Pct 3

James Olsen - Commissioner Pct 4

SWORN AND SUBSCRIBED TO BEFORE ME, this 23 Th day of April, 2012 by H. M. Davenport, Jr., Kit Herrington, Richard Martin, David Warren, and James Olsen, in their official capacities as the members of the Navarro County Commissioners Court.

Sherry Dowd - Navarro County Clerk



NAVARRO COUNTY, TEXAS
 REPORT OF CASH AND INVESTMENTS
 FOR THE MONTH OF MARCH, 2012

313

| FUND | BEGINNING BALANCE | RECEIPTS | DISBURSEMENT | ENDING BALANCE | BANK INTEREST | TEX POOL INTEREST | TOTAL |
|-----------------------|----------------------|---------------------|---------------------|----------------------|-----------------|-------------------|----------------------|
| GENERAL | 7,667,237.04 | 2,386,265.83 | 1,805,673.80 | 8,247,829.07 | 5,142.12 | 111.51 | 9,070,013.86 |
| COMMUNITY SUPERVISION | 214,045.27 | 192,355.06 | 86,321.25 | 320,079.08 | 199.06 | 12.33 | 411,076.90 |
| JUVENILE PROBATION | 49,688.66 | 30,724.31 | 38,760.88 | 41,652.09 | 23.81 | 10.94 | 122,348.27 |
| FLOOD CONTROL | 930,615.32 | 26,733.83 | 4,600.00 | 952,749.15 | 597.66 | 0.31 | 954,862.10 |
| ROAD & BRIDGE - PCT 1 | 385,274.79 | 200,410.12 | 76,571.42 | 509,113.49 | 272.89 | 11.83 | 596,390.68 |
| ROAD & BRIDGE - PCT 2 | 521,073.16 | 85,785.63 | 73,770.82 | 533,087.97 | 272.88 | 23.76 | 708,336.47 |
| ROAD & BRIDGE - PCT 3 | 330,388.09 | 84,888.93 | 71,078.10 | 344,198.92 | 272.88 | 16.20 | 463,701.30 |
| ROAD & BRIDGE - PCT 4 | 343,550.67 | 84,888.92 | 80,756.62 | 347,682.97 | 272.88 | 4.20 | 378,613.76 |
| H.I.D.T.A. | 2,400.40 | 237,940.49 | 239,108.24 | 1,232.65 | 1.56 | - | 1,232.65 |
| H.I.D.T.A. SEIZURE | 253.50 | 0.16 | - | 253.66 | 0.16 | 0.31 | 1,915.53 |
| DEBT SERVICE | 17,089.14 | 58,478.90 | - | 75,568.04 | 26.43 | 0.31 | 77,703.11 |
| CAPITAL PROJECTS | 252,098.39 | 160.14 | - | 252,256.53 | 180.14 | 14.20 | 357,029.90 |
| SHERIFF SEIZURE | 289,794.06 | 824.78 | 715.27 | 289,903.57 | - | 20.00 | 437,687.06 |
| DISTRICT ATTY FORF | 12,944.43 | 1,856.04 | 640.50 | 14,159.97 | 9.04 | 14.90 | 124,075.07 |
| HEALTH INSURANCE | 211,303.63 | 205,537.93 | 3,552.58 | 413,288.98 | 144.01 | 1.59 | 424,993.76 |
| ECONOMIC DEVELOPMENT | 209.36 | 0.13 | - | 209.49 | 0.13 | 0.31 | 2,314.26 |
| TRUST | 1,623,960.27 | 62,153.09 | 48,662.53 | 1,637,450.83 | 1,080.68 | 34.79 | 1,894,013.89 |
| LAKE TRUST | 228.32 | 0.15 | - | 228.47 | 0.15 | 12.64 | 93,398.53 |
| REVOLVING & CLEARING | 388,494.13 | 1,884,394.02 | 1,831,681.57 | 441,206.58 | 527.79 | - | 441,956.60 |
| PAYROLL FUND | 2,862.38 | 915,036.77 | 914,660.11 | 3,239.04 | 36.20 | - | 3,239.04 |
| DISBURSEMENT FUND | 803.13 | 2,202,766.03 | 2,202,709.73 | 859.43 | 184.20 | - | 859.43 |
| TOTAL | 13,244,312.14 | 8,661,201.26 | 7,479,263.42 | 14,426,249.98 | 9,224.67 | 290.13 | 16,565,762.17 |

| INTEREST EARNED: | CURRENT MONTH | YTD |
|------------------|---------------|-----|
| | 9,514.80 | |

Jane McCollum
 Jane McCollum / Chief Deputy Treasurer
 4-13-12
 Date

#18

314

1st Quarter Savings Comparison 2012
Inboxx

Bob Austin bobaustin@flash.net
Apr 5 (6 days ago)

APR 17 2012
NAVARRO COUNTY
AUDITOR'S OFFICE

to me, Ron

Captain Nichols,

I have taken the annualized food costs that you reported to us of \$300k for fiscal year 2011 and broke it down to four (4) quarters which equates to \$75,188 per quarter.

Our numbers are for billed meals starting 1-04-2012 thru 3-28-2012 are \$42,871.

| | | |
|---------------------------------------|-------------|---|
| Navarro County | \$75,188.00 | <i>Actual 2011 - \$208,529 = \$70,132</i> |
| Five Star Correctional | \$42,871.00 | |
| Savings to Navarro County \$32,317.00 | | <i>\$29,261</i> |

Jail counts by our numbers are essentially the same as a year ago.

We thank you for allowing Five Star Correctional Services to provide our services to Navarro County.

Please feel free to contact me with any questions that you may have.

kh
4/11/12

**Memorandum of Understanding
Creation of a Regional Health Plan
Between Tarrant County Hospital District and
North Central Texas Counties**

This Memorandum of Understanding ("MOU") is made this _____ day of _____, 2012, by and between the Tarrant County Hospital District ("District") and the undersigned North Central Texas counties (the "Participating Counties").

RECITALS

WHEREAS, the newly-approved Texas Medicaid 1115 Waiver ("Waiver") – submitted as part of the Texas Healthcare Transformation and Quality Improvement Program ("Program") and approved by the Centers for Medicaid and Medicare Services ("CMS") - requires providers to work collectively to develop and submit to the state a regional plan for healthcare delivery system reform through the formation of Regional Healthcare Partnerships ("RHPs"); and

WHEREAS, these RHPs are to be based on regions determined by the Texas Health and Human Services Commission ("HHSC"); and

WHEREAS, funds to finance the Waiver are to be provided by public hospital districts and other units of local government through Intergovernmental Transfers ("IGTs"); and

WHEREAS, a provider may join a partnership if it obtains an affiliation with an entity that provides an IGT, participates in the regional plan, and meets related criteria as required by the Waiver; and

WHEREAS, more than one governmental entity within any region may provide an IGT provided such transfer is consistent with the regional plan for healthcare delivery; and

WHEREAS, the District intends to provide an IGT to support indigent care and healthcare system innovation and transformation within Tarrant County; and

WHEREAS, the Participating Counties desire to join in an affiliation with the District for purposes of forming an RHP and may at their discretion make IGTs to support the Waiver; and

WHEREAS, the Waiver calls for changes in four broad categories: (1) infrastructure development, (2) program innovation and redesign, (3) population-focused improvement, and (4) clinical improvements in care; and

WHEREAS, the District and the Participating Counties desire to work collaboratively to achieve the changes envisioned by the Waiver; and

WHEREAS, the District and Participating Counties desire to enter into this MOU for the purpose of setting forth their respective responsibilities and duties.

NOW, THEREFORE, the District and the Participating Counties agree as follows:

I.

CONDITIONS OF MUTUAL UNDERSTANDING

The District shall serve as the "anchor" for the RHP as outlined below and, in consultation and collaboration with Participating Counties, shall develop the RHP in a manner that is consistent with the terms of the Waiver and the HHSC Program. The Participating Counties shall assist the District in the development of the RHP in a manner that is consistent with the terms of the Waiver and the HHSC Program.

II.

RESPONSIBILITIES AND OBLIGATIONS OF THE DISTRICT

1. Under the terms of the Waiver, anchors are required to serve as the single point of contact, to coordinate RHP activities, and to provide administrative functions. As the anchor, the District is responsible for all such activities.
2. In coordination with the Participating Counties, the District will oversee development of the five-year regional plan ("Plan") that will detail projects and interventions that support reforms to the regional healthcare delivery system.
3. The District will be responsible for coordinating the required submission to HHSC of all assessments for regional projects undertaken pursuant to the Plan.
4. The District will ensure that the Plan is delivered to HHSC for review and approval.
5. In coordination with the Participating Counties, the District will collect or coordinate the collection of such other data and information as required by the Plan or HHSC.

III.

RESPONSIBILITIES AND OBLIGATIONS OF PARTICIPATING COUNTIES

1. The Participating Counties will assist the District in developing the five-year Plan;
2. Participating Counties will assist the District in developing regional assessments, goals, and interventions as required under the Waiver.
3. Participating Counties may, at their discretion, make IGTs in support of the goals of the Waiver.

IV.

TERM AND TERMINATION

This MOU is effective upon signature by all Parties and shall remain in effect until terminated by either the District or all of the Participating Counties, or by the termination, expiration, or withdrawal of the Waiver, whichever occurs first. The terms and conditions of this MOU shall be reviewed annually in a joint conference between representatives of the Participating Counties and the District. Any signatory to this MOU may withdraw from the MOU upon providing the other signatories with thirty (30) days prior written notice of such withdrawal.

NOW, IN WITNESS THEREOF, the undersigned duly authorized representatives of the District and the Participating Counties have executed this MEMORANDUM OF UNDERSTANDING on the dates set forth below their respective signatures.

TARRANT COUNTY HOSPITAL DISTRICT

By: _____
Robert Earley, President and Chief Executive Officer

Date: _____

TARRANT COUNTY

By: _____
Glen Whitley, County Judge

Date: _____

ERATH COUNTY

By: _____
Tab Thompson, County Judge

Date: _____

SOMERVELL COUNTY

By: _____
Mike Ford, County Judge

Date: _____

PARKER COUNTY

By: _____
Mark Riley, County Judge

Date: _____

HOOD COUNTY

By: _____
Darrell Cockerham, County Judge

Date: _____

JOHNSON COUNTY

By: _____
Roger Harmon, County Judge

Date: _____

WISE COUNTY

By: _____
Bill McElhaney, County Judge

Date: _____

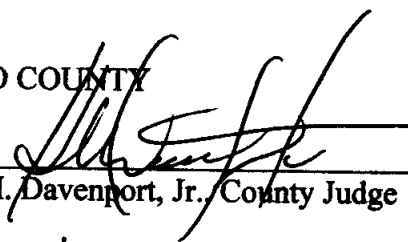
ELLIS COUNTY

By: _____
Carol Bush, County Judge

Date: _____

NAVARRO COUNTY

By:



H.M. Davenport, Jr. County Judge

Date: 4-23-12

Julie Forguson

From: H Davenport
Sent: Wednesday, April 18, 2012 12:29 PM
To: Villarreal, Xavier; Terry Jacobson; Kathy Hollomon; Kit Herrington; Butch Warren; Dick Martin; James Olsen; Julie Forguson
Subject: FW: RHP 10 - MOU
Attachments: Memorandum of Understanding 4-17-12.pdf

Here is the Memorandum of Understanding just sent me from JPS Hospital. It lists the counties now correctly that will be in their Region.

We should place on agenda to vote at Monday's CC meeting as a formality, as the grouping is now defined and we need to get all the paperwork done for the court to authorize me to sign on behalf of the CC. The deadline is actually this Friday the 20th but they (JPS) have until Tuesday the 24th to submit to the State.

Who is going to the meeting in Waxahachie tomorrow afternoon at 3pm, courthouse, second floor, besides me?

FLOOD DAMAGE PREVENTION COURT ORDER

ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND METHODS

SECTION A. STATUTORY AUTHORIZATION

The Legislature of the State of Texas has in the Flood Control Insurance Act, Texas Water Code, Section 16.315, delegated the responsibility of local governmental units to adopt regulations designed to minimize flood losses. Therefore, the Navarro County Commissioners' Court of Navarro County, Texas does ordain as follows:

SECTION B. FINDINGS OF FACT

(1) The flood hazard areas of the unincorporated parts of Navarro County are subject to periodic inundation, which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare.

(2) These flood losses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazard areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, floodproofed or otherwise protected from flood damage.

SECTION C. STATEMENT OF PURPOSE

It is the purpose of this court order to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) Protect human life and health;
- (2) Minimize expenditure of public money for costly flood control projects;

(3) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;

(4) Minimize prolonged business interruptions;

(5) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains;

(6) Help maintain a stable tax base by providing for the sound use and development of flood-prone areas in such a manner as to minimize future flood blight areas; and

(7) Insure that potential buyers are notified that property is in a flood area.

SECTION D. METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this court order uses the following methods:

(1) Restrict or prohibit uses that are dangerous to health, safety or property in times of flood, or cause excessive increases in flood heights or velocities;

(2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;

(3) Control the alteration of natural floodplains, stream channels, and natural protective barriers, which are involved in the accommodation of flood waters;

(4) Control filling, grading, dredging and other development which may increase flood damage;

(5) Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

ARTICLE 2

DEFINITIONS

Unless specifically defined below, words or phrases used in this court order shall be interpreted to give them the meaning they have in common usage and to give this court order its most reasonable application.

ALLUVIAL FAN FLOODING - means flooding occurring on the surface of an alluvial fan or similar landform which originates at the apex and is characterized by high-velocity flows; active processes of erosion, sediment transport, and deposition; and unpredictable flow paths.

APEX - means a point on an alluvial fan or similar landform below which the flow path of the major stream that formed the fan becomes unpredictable and alluvial fan flooding can occur.

APPURTENANT STRUCTURE - means a structure which is on the same parcel of property as the principal structure to be insured and the use of which is incidental to the use of the principal structure

AREA OF FUTURE CONDITIONS FLOOD HAZARD - means the land area that would be inundated by the 1-percent-annual chance (100 year) flood based on future conditions hydrology.

AREA OF SHALLOW FLOODING - means a designated AO, AH, AR/AO, AR/AH, or VO zone on a community's Flood Insurance Rate Map (FIRM) with a 1 percent or greater annual chance of flooding to an average depth of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD - is the land in the floodplain within a community subject to a 1 percent or greater chance of flooding in any given year. The area may be designated as Zone A on the Flood Hazard Boundary Map (FHBM). After detailed rate making has been completed in preparation for publication of the FIRM, Zone A usually is refined into Zones A, AO, AH, A1-30, AE, A99, AR, AR/A1-30, AR/AE, AR/AO, AR/AH, AR/A, VO, V1-30, VE or V.

BASE FLOOD - means the flood having a 1 percent chance of being equaled or exceeded in any given year.

BASE FLOOD ELEVATION (BFE) - The elevation shown on the Flood Insurance Rate Map (FIRM) and found in the accompanying Flood Insurance Study (FIS) for Zones A, AE, AH, A1-A30, AR, V1-V30, or VE that indicates the water surface elevation resulting from the flood that has a 1% chance of equaling or exceeding that level in any given year - also called the Base Flood.

BASEMENT - means any area of the building having its floor subgrade (below ground level) on all sides.

BREAKAWAY WALL - means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces, without causing damage to the elevated portion of the building or supporting foundation system.

CRITICAL FEATURE - means an integral and readily identifiable part of a flood protection system, without which the flood protection provided by the entire system would be compromised.

DEVELOPMENT - means any man-made change to improved and unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.

ELEVATED BUILDING - means, for insurance purposes, a non-basement building, which has its lowest elevated floor, raised above ground level by foundation walls, shear walls, posts, piers, pilings, or columns.

EXISTING CONSTRUCTION - means for the purposes of determining rates, structures for which the "start of construction" commenced before the effective date of the FIRM or before January 1, 1975, for FIRMs effective before that date. "Existing construction" may also be referred to as "existing structures."

EXISTING MANUFACTURED HOME PARK OR SUBDIVISION - means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

EXPANSION TO AN EXISTING MANUFACTURED HOME PARK OR SUBDIVISION - means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

FLOOD OR FLOODING - means a general and temporary condition of partial or complete inundation of normally dry land areas from:

- (1) the overflow of inland or tidal waters.
- (2) the unusual and rapid accumulation or runoff of surface waters from any source.

FLOOD ELEVATION STUDY - means an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of mudslide (i.e., mudflow) and/or flood-related erosion hazards.

FLOOD INSURANCE RATE MAP (FIRM) - means an official map of a community, on which the Federal Emergency Management Agency has delineated both the special flood hazard areas and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY (FIS) - see *Flood Elevation Study*

FLOODPLAIN OR FLOOD-PRONE AREA - means any land area susceptible to being inundated by water from any source (see definition of flooding).

FLOODPLAIN MANAGEMENT - means the operation of an overall program of corrective and preventive measures for reducing flood damage, including but not limited to emergency preparedness plans, flood control works and floodplain management regulations.

FLOODPLAIN MANAGEMENT REGULATIONS - means zoning court orders, subdivision regulations, building codes, health regulations, special purpose court orders (such as a floodplain court order, grading court order and erosion control court order) and other applications of police power. The term describes such state or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

FLOOD PROTECTION SYSTEM - means those physical structural works for which funds have been authorized, appropriated, and expended and which

have been constructed specifically to modify flooding in order to reduce the extent of the area within a community subject to a "special flood hazard" and the extent of the depths of associated flooding. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood modifying works are those constructed in conformance with sound engineering standards.

FLOOD PROOFING - means any combination of structural and non-structural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

FLOODWAY - see *Regulatory Floodway*

FUNCTIONALLY DEPENDENT USE - means a use, which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

HIGHEST ADJACENT GRADE - means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

HISTORIC STRUCTURE - means any structure that is:

(1) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;

(2) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

(3) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or

(4) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:

(a) By an approved state program as determined by the Secretary of the Interior or;

(b) Directly by the Secretary of the Interior in states without approved programs.

LEVEE - means a man-made structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control, or divert the flow of water so as to provide protection from temporary flooding.

LEVEE SYSTEM - means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

LOWEST FLOOR - means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking or vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; **provided** that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirement of Section 60.3 of the National Flood Insurance Program regulations.

MANUFACTURED HOME - means a structure transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

MANUFACTURED HOME PARK OR SUBDIVISION - means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MEAN SEA LEVEL - means, for purposes of the National Flood Insurance Program, the North American Vertical Datum (NAVD) of 1988 or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

NEW CONSTRUCTION - means, for the purpose of determining insurance rates, structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures. For

floodplain management purposes, "new construction" means structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

NEW MANUFACTURED HOME PARK OR SUBDIVISION - means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain management regulations adopted by a community.

RECREATIONAL VEHICLE - means a vehicle which is (i) built on a single chassis; (ii) 400 square feet or less when measured at the largest horizontal projections; (iii) designed to be self-propelled or permanently towable by a light duty truck; and (iv) designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

REGULATORY FLOODWAY - means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

RIVERINE - means relating to, formed by, or resembling a river (including tributaries), stream, brook, etc.

SPECIAL FLOOD HAZARD AREA - see *Area of Special Flood Hazard*

START OF CONSTRUCTION - (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (Pub. L. 97-348)), includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds

not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE - means, for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

SUBSTANTIAL DAMAGE - means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT - means any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed.

The term does not, however, include either: (1) Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions or (2) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure."

VARIANCE - means a grant of relief by a community from the terms of a floodplain management regulation. (For full requirements see Section 60.6 of the National Flood Insurance Program regulations.)

VIOLATION - means the failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in Section 60.3(b)(5), (c)(4), (c)(10), (d)(3), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION - means the height, in relation to the North American Vertical Datum (NAVD) of 1988 (or other datum, where specified), of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

ARTICLE 3**GENERAL PROVISIONS****SECTION A. LANDS TO WHICH THIS COURT ORDER APPLIES**

The court order shall apply to all areas of special flood hazard with the jurisdiction of the unincorporated parts of Navarro County.

SECTION B. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled, "The Flood Insurance Study (FIS) for Navarro County, Texas and Incorporated Areas," dated June 5, 2012, with accompanying Flood Insurance Rate Maps (FIRM) dated June 5, 2012, and any revisions thereto are hereby adopted by reference and declared to be a part of this court order.

SECTION C. ESTABLISHMENT OF DEVELOPMENT PERMIT

A Floodplain Development Permit shall be required to ensure conformance with the provisions of this court order.

SECTION D. COMPLIANCE

No structure or land shall hereafter be located, altered, or have its use changed without full compliance with the terms of this court order and other applicable regulations.

SECTION E. ABROGATION AND GREATER RESTRICTIONS

This court order is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this court order and another court order, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

SECTION F. INTERPRETATION

In the interpretation and application of this court order, all provisions shall be; (1) considered as minimum requirements; (2) liberally construed in favor of the governing body; and (3) deemed neither to limit nor repeal any other powers granted under State statutes.

SECTION G. WARNING AND DISCLAIMER OR LIABILITY

The degree of flood protection required by this court order is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. On rare occasions greater floods can and will occur and flood heights may be increased by man-made or natural causes. This court order does not imply that land outside the areas of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This court order shall not create liability on the part of the community or any official or employee thereof for any flood damages that result from reliance on this court order or any administrative decision lawfully made hereunder.

ARTICLE 4**ADMINISTRATION****SECTION A. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR**

The Navarro County Director of Planning and Development is hereby appointed the Floodplain Administrator to administer and implement the provisions of this court order and other appropriate sections of 44 CFR (Emergency Management and Assistance - National Flood Insurance Program Regulations) pertaining to floodplain management.

SECTION B. DUTIES & RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR

Duties and responsibilities of the Floodplain Administrator shall include, but not be limited to, the following:

(1) Maintain and hold open for public inspection all records pertaining to the provisions of this court order.

(2) Review permit application to determine whether to ensure that the proposed building site project, including the placement of manufactured homes, will be reasonably safe from flooding.

(3) Review, approve or deny all applications for development permits required by adoption of this court order.

(4) Review permits for proposed development to assure that all necessary permits have been obtained from those Federal, State or local governmental agencies (including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334) from which prior approval is required.

(5) Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the Floodplain Administrator shall make the necessary interpretation.

(6) Notify, in riverine situations, adjacent communities and the State Coordinating Agency which is the Texas Water Development Board (TWDB) and also the Texas Commission on Environmental Quality (TCEQ), prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.

(7) Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.

(8) When base flood elevation data has not been provided in accordance with Article 3, Section B, the Floodplain Administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a Federal, State or other source, in order to administer the provisions of Article 5.

(9) When a regulatory floodway has not been designated, the Floodplain Administrator must require that no new construction, substantial improvements, or other development (including fill) shall be permitted within Zones A1-30 and AE on the community's FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

(10) Under the provisions of 44 CFR Chapter 1, Section 65.12, of the National Flood Insurance Program regulations, a community may approve certain development in Zones A1-30, AE, AH, on the community's FIRM which increases the water surface elevation of the base flood by more than 1 foot, provided that the community **first** completes all of the provisions required by Section 65.12.

SECTION C. PERMIT PROCEDURES

(1) Application for a Floodplain Development Permit shall be presented to the Floodplain Administrator on forms furnished by him/her and may include, but not be limited to, plans in duplicate drawn to scale showing the location, dimensions, and elevation of proposed landscape alterations, existing and proposed structures, including the placement of manufactured homes, and the location of the foregoing in relation to areas of special flood hazard. Additionally, the following information is required:

(a) Elevation (in relation to mean sea level), of the lowest floor (including basement) of all new and substantially improved structures;

(b) Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed;

(c) A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of Article 5, Section B (2);

(d) Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development;

(e) Maintain a record of all such information in accordance with Article 4, Section (B)(1);

(2) Approval or denial of a Floodplain Development Permit by the Floodplain Administrator shall be based on all of the provisions of this court order and the following relevant factors:

(a) The danger to life and property due to flooding or erosion damage;

(b) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;

(c) The danger that materials may be swept onto other lands to the injury of others;

(d) The compatibility of the proposed use with existing and anticipated development;

(e) The safety of access to the property in times of flood for ordinary and emergency vehicles;

(f) The costs of providing governmental services during and after flood conditions including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems;

(g) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site;

(h) The necessity to the facility of a waterfront location, where applicable;

(i) The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use.

SECTION D. VARIANCE PROCEDURES

(1) The Appeal Board, as established by the community, shall hear and render judgment on requests for variances from the requirements of this court order.

(2) The Appeal Board shall hear and render judgment on an appeal only when it is alleged there is an error in any requirement, decision, or determination made by the Floodplain Administrator in the enforcement or administration of this court order.

(3) Any person or persons aggrieved by the decision of the Appeal Board may appeal such decision in the courts of competent jurisdiction.

(4) The Floodplain Administrator shall maintain a record of all actions involving an appeal and shall report variances to the Federal Emergency Management Agency upon request.

(5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the

State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this court order.

(6) Variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing the relevant factors in Section C (2) of this Article have been fully considered. As the lot size increases beyond the 1/2 acre, the technical justification required for issuing the variance increases.

(7) Upon consideration of the factors noted above and the intent of this court order, the Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this court order (Article 1, Section C).

(8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

(9) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.

[10] Prerequisites for granting variances:

(a) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

(b) Variances shall only be issued upon: (i) showing a good and sufficient cause; (ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and (iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or court orders.

(c) Any application to which a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(11) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use provided that (i) the criteria outlined in Article 4, Section D (1)-(9) are met, and (ii) the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.

ARTICLE 5

PROVISIONS FOR FLOOD HAZARD REDUCTION

SECTION A. GENERAL STANDARDS

In all areas of special flood hazards the following provisions are required for all new construction and substantial improvements:

(1) All new construction or substantial improvements shall be designed (or modified) and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;

(2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;

(3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;

(4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding;

(5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

(6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the system and discharge from the systems into flood waters; and,

(7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

SECTION B. SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data has been provided as set forth in (i) Article 3, Section B, (ii) Article 4, Section B (8), or (iii) Article 5, Section C (3), the following provisions are required:

(1) **Residential Construction** - new construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to two (2) feet above the base flood elevation. A registered professional engineer, architect, or land surveyor shall submit a certification to the Floodplain Administrator that the standard of this subsection as proposed in Article 4, Section C (1) a., is satisfied.

(2) **Nonresidential Construction** - new construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor (including basement) elevated to two (2) feet above the base flood level or together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained by the Floodplain Administrator.

(3) **Enclosures** - new construction and substantial improvements, with fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a

registered professional engineer or architect or meet or exceed the following minimum criteria:

(a) A minimum of two openings on separate walls having a total net area of not less than 1 square inch for every square foot of enclosed area subject to flooding shall be provided.

(b) The bottom of all openings shall be no higher than 1 foot above grade.

(c) Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(4) Manufactured Homes -

(a) Require that all manufactured homes to be placed within Zone A on a community's FHBM or FIRM shall be installed using methods and practices which minimize flood damage. For the purposes of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

(b) Require that manufactured homes that are placed or substantially improved within Zones A1-30, AH, and AE on the community's FIRM on sites (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as a result of a flood, be elevated on a permanent foundation such that the lowest floor of the manufactured home is elevated to or above the base flood elevation and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

(c) Require that manufactured homes be placed or substantially improved on sites in an existing manufactured home park or subdivision with Zones A1-30, AH and AE on the community's FIRM that are not subject to the provisions of paragraph (4) of this section be elevated so that either:

(i) the lowest floor of the manufactured home is at or above the base flood elevation, or

(ii) the manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

(5) Recreational Vehicles - Require that recreational vehicles placed on sites within Zones A1-30, AH, and AE on the community's FIRM either (i) be on the site for fewer than 180 consecutive days, or (ii) be fully licensed and ready for highway use, or (iii) meet the permit requirements of Article 4, Section C (1), and the elevation and anchoring requirements for "manufactured homes" in paragraph (4) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

SECTION C. STANDARDS FOR SUBDIVISION PROPOSALS

(1) All subdivision proposals including the placement of manufactured home parks and subdivisions shall be consistent with Article 1, Sections B, C, and D of this court order.

(2) All proposals for the development of subdivisions including the placement of manufactured home parks and subdivisions shall meet Floodplain Development Permit requirements of Article 3, Section C; Article 4, Section C; and the provisions of Article 5 of this court order.

(3) Base flood elevation data shall be generated for subdivision proposals and other proposed development including the placement of manufactured home parks and subdivisions which is greater than 50 lots or 5 acres, whichever is lesser, if not otherwise provided pursuant to Article 3, Section B or Article 4, Section B (8) of this court order.

(4) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have adequate drainage provided to reduce exposure to flood hazards.

(5) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have public utilities and facilities such as

sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.

SECTION D. STANDARDS FOR AREAS OF SHALLOW FLOODING (AO/AH ZONES)

Located within the areas of special flood hazard established in Article 3, Section B, are areas designated as shallow flooding. These areas have special flood hazards associated with flood depths of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow; therefore, the following provisions apply:

(1) All new construction and substantial improvements of **residential** structures have the lowest floor (including basement) elevated to or above the base flood elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least 2 feet if no depth number is specified).

(2) All new construction and substantial improvements of **non-residential** structures;

(a) have the lowest floor (including basement) elevated to or above the base flood elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least 2 feet if no depth number is specified), or

(b) together with attendant utility and sanitary facilities be designed so that below the base specified flood depth in an AO Zone, or below the Base Flood Elevation in an AH Zone, level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads of effects of buoyancy.

(3) A registered professional engineer or architect shall submit a certification to the Floodplain Administrator that the standards of this Section, as proposed in Article 4, Section C are satisfied.

(4) Require within Zones AH or AO adequate drainage paths around structures on slopes, to guide flood waters around and away from proposed structures.

SECTION E. FLOODWAYS

Floodways - located within areas of special flood hazard established in Article 3, Section B, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and erosion potential, the following provisions shall apply:

(1) Encroachments are prohibited, including fill, new construction, substantial improvements and other development within the adopted regulatory floodway unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(2) If Article 5, Section E (1) above is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Article 5.

(3) Under the provisions of 44 CFR Chapter 1, Section 65.12, of the National Flood Insurance Program Regulations, a community may permit encroachments within the adopted regulatory floodway that would result in an increase in base flood elevations, provided that the community **first** completes all of the provisions required by Section 65.12.

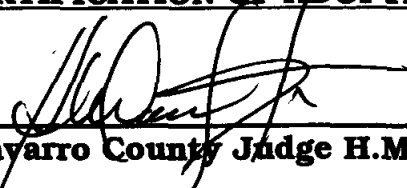
SECTION F. SEVERABILITY

If any section, clause, sentence, or phrase of this Court order is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Court order.

SECTION G. PENALTIES FOR NON COMPLIANCE

No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this court order and other applicable regulations. Violation of the provisions of this court order by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this court order or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$\$500 for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent Navarro County from taking such other lawful action as is necessary to prevent or remedy any violation.

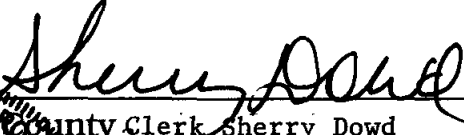
SECTION H. CERTIFICATION OF ADOPTION

APPROVED: 
Navarro County Judge H.M. Davenport Jr.

PASSED: 4-23-12
(adoption date)

COURT ORDER BECOMES EFFECTIVE: June 5,
2012
(effective date)

I, the undersigned, Sherry Dowd, do hereby certify that the above is a true and correct copy of an court order duly adopted by the Navarro County Commissioners' Court, at a regular meeting duly convened on {date}.


County Clerk Sherry Dowd

