

THE STATE OF TEXAS

LIEN – TO BE FILED

COUNTY OF TOM GREEN

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NUISANCE ABATEMENT PROGRAM

ORDER ASSESSING COST ABATING NUISANCE

On this the 29th day of April, 2014, the Commissioner's Court of Tom Green County, Texas convened in a regularly scheduled meeting with the following members thereof present:

STEPHEN C. FLOYD, County Judge;
RALPH HOELSCHER, Comm., Pct. #1;
AUBREY deCORDOVA, Comm., Pct. #2;
RICK BACON, Comm., Pct. #3;
BILL FORD, Comm., Pct. #4; and

when the following proceedings, among others, were had, to-wit:

WHEREAS, pursuant to Chapter 343 of the Texas Health and Safety Code, and the County's Nuisance Abatement Procedures adopted August 27, 2013, the County, acting through its Nuisance Abatement Program Administrator gave Notice to Abate A Public Nuisance to the owner(s) of the premises described in Exhibit "A" attached hereto; and

WHEREAS, the Public Nuisance was not eliminated within the time prescribed by said Notice; and

WHEREAS, as a result of such failure to eliminate the Nuisance, on November 12, 2013, the Commissioners' Court Ordered its abatement by the County. In addition, the Court Ordered that the cost of abatement, a \$100 administrative fee, and interest beginning on the 31st day after the date of assessment against the property at the rate of 10% per year, be assessed as a lien against the real property; and

WHEREAS, the Public Nuisance was abated by the County; and

WHEREAS, all conditions precedent to the assessment of the lien upon the real property have been performed.

NOW, THEREFORE, BE IT ORDERED, AND DECREED by the Commissioners' Court of Tom Green County, Texas:

I.

That the matters and facts recited in the Preamble of this Order are found and determined to be true and correct.

II.

That the total cost of abatement, the administrative fee, and interest at 10% per year, as set out in the attached Exhibit "A", be assessed against the real property described in Exhibit "A".

III.

That a certified copy of this Order be recorded in the Official Public Records of Real Property Records of Tom Green County, Texas, to establish in said Real Property Records the lien of Tom Green County.

IV.

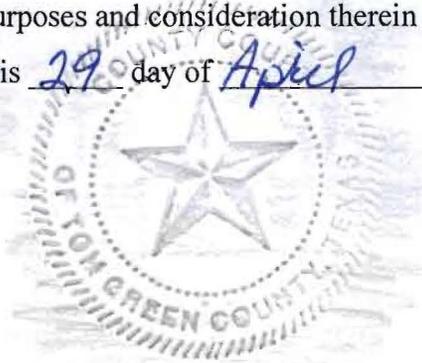
That by assessing and filing this lien, the County does not in any way waive any rights it has to seek recovery of its costs from the owner(s) of said property.

UPON MOTION DULY MADE AND SECONDED, the above Order was unanimously passed this 29th day of April, 2014.

BY: Ralph Hoelscher
STEPHEN C. FLOYD, County Judge - Pro-Tem
Ralph Hoelscher

THE STATE OF TEXAS,
COUNTY OF TOM GREEN,

Before me Elizabeth McGill on this day personally appeared Ralph Hoelscher - Judge, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed. Given under my hand and seal of office this 29 day of April, 2014.



Elizabeth McGill
Notary Public, State of Texas



EXHIBIT "A"

LEGAL DESCRIPTION (INCLUDE C.A.D. ACCT. #)

Lot 5 & 13, Blk: 10, Subd: CRISTOVAL ADDITION

Property ID: R000068230 Geo ID: 50-18000-0010-005-00

STREET ADDRESS OF PROPERTY

4434 Anson, Christoval, Tom Green County, Texas 76935-9999

NAME OF PROPERTY OWNER

Louis Moore

DATE OF COMMISSIONERS' COURT ORDER TO ABATE PUBLIC NUISANCE

November 12, 2013

STATEMENT OF COSTS

Demolition and/or removal costs*	\$15,261.96
Administrative Fee	<u>\$ 100.00</u>
Total Cost of Abatement	\$15,361.96

Interest to begin on the 31st day after the date of assessment at the rate of 10% per year

*See following page for detailed breakdown

EXHIBIT "A" CONTINUED

Salary & Benefits

EMPLOYEE	HOURS	Salary	FICA	Retirement	Total
Torres, Raymond	18.50	656.90	50.05	53.87	760.82
Block, Neil	18.50	304.42	23.28	24.96	352.66
Moreno, Reynaldo	18.50	326.34	24.96	26.76	378.06
Murphy, Norman	18.50	340.78	26.07	27.95	394.80
Cano, Noel	18.50	306.07	23.42	25.10	354.59
Strube, Courtney	18.50	339.09	22.58	27.80	389.47
Powell, Stacy	18.50	363.23	27.79	29.78	420.80
Martinez, Robert	17.50	517.07	38.66	42.40	598.13
		3,153.90	236.81	258.62	3,649.33

Other Direct Costs

Vendor	Description	Total
Republic Waste Services	Landfill fees	6,469.63

Equipment Usage & Valuation

Equipment	HOURS	FEMA Rate **	Total
CAT 924 F Loader	16.50	40.00	660.00
CAT D6T Dozer	15.50	80.00	1,240.00
Mack Dump Truck #13424	17.50	35.00	612.50
Mack Dump Truck #13425	17.50	35.00	612.50
Mack Dump Truck #13803	17.50	35.00	612.50
Mack/Ranco End Dump	12.50	45.00	562.50
Mack Haul Truck & Trailer	14.50	32.00	464.00
Ford F150 Crewcab pickup	18.50	14.00	259.00
Ford F250 Pickup	6.00	20.00	120.00
			5,143.00
GRAND TOTAL			\$ 15,261.96

**for ownership and operation of equipment, including depreciation, overhead, all maintenance, field repairs, fuel, lubricants, tires, OSHA equipment and other costs incidental to operation.