



Travis County Commissioners Court Agenda Request

Meeting Date: 3/27/12

Prepared By/Phone Number: Donald W. Ward Phone #: -8549317

Division Director/Manager: Donald W. Ward, P.E., Director Road Maintenance and Fleet Services

A handwritten signature in black ink, appearing to read "S. Manilla".

Department Head: Steven M. Manilla, P.E., County Executive-TNR

Sponsoring Court Member: County Judge Sam Biscoe

AGENDA LANGUAGE: Consider and take appropriate action on approval of the Resolution Dedicating Land for Cemetery Purpose for the new Travis County Cemetery located at 14510 Wells School Road.

BACKGROUND/SUMMARY OF REQUEST:

In September 2011, Travis County approved the purchase of approximately 96 acres on Wells School Road for the purpose of developing a new cemetery to continue the current program of indigent burials. State Law requires that a county that operates a cemetery must approve a formal dedication of the property for that purpose. The attached Exhibit 1 shows the property purchased for the new cemetery.

STAFF RECOMMENDATIONS:

TNR staff and the County Attorney's Office recommends approval of the "Resolution for Dedicating Land for Cemetery Purpose" for the property purchased by Travis County located at 14510 Wells School Road.

ISSUES AND OPPORTUNITIES:

The approval of the Resolution for Dedication is required prior to beginning indigent burial operations.

FISCAL IMPACT AND SOURCE OF FUNDING:

N/A

ATTACHMENTS/EXHIBITS:

Resolution of Travis County Dedication
Exhibit 1

REQUIRED AUTHORIZATIONS:

Cynthia McDonald	Financial Manager	TNR	854-4239
Steve Manilla	County Executive	TNR	854-9429
Mary Etta Gerhardt	Assist County Attorney	County Attorney	854-9176

CC:

Sherri Fleming	County Exec. HHS	HHS	854-4581
Don Ward	Dir. Road Main. & Fleet Service	TNR	854-9317
Howard Herrin	Section Manager	TNR	854-9383

SM:DW:

4101 - Road, Bridge, Fleet Svs -

RESOLUTION OF TRAVIS COUNTY
DEDICATING LAND FOR
CEMETERY PURPOSE

WHEREAS, County is required under TEXAS HEALTH AND SAFETY CODE, Section 694.002, and other applicable statutes, to provide for burials of indigent persons in Travis County and to adopt rules by which to provide for such burials; and is authorized under TEXAS LOCAL GOVERNMENT CODE, Section 81.027, and other applicable statutes, to assist the eligible Next of Kin of Decedents in obtaining burial services where the Decedent and/or Next of Kin are unable to afford burial and meet the requirements of applicable Travis County policies.

WHEREAS, indigent burials will be provided for eligible individuals, as defined by applicable Policies and procedures ("Policy"), and assistance may be provided to families who lack the Income or resources to afford any type of funeral expenses and who meet applicable eligibility requirements.

WHEREAS, pursuant to the requirements of TEXAS HEALTH AND SAFETY CODE, Chapter 711, and other applicable statutes, Travis County has acquired land for the purpose of providing burials for eligible individuals pursuant to County Policy, as shown in the documentation attached to this Resolution as Exhibit 1 and made a part of this Resolution.

WHEREAS, Travis County desires to set aside that property set forth in Exhibit 1 to this Resolution as a non-perpetual care cemetery, and to dedicate that property as delineated exclusively to cemetery purposes.

WHEREAS, Travis County Commissioners Court may, by written Resolution, amend this document, including the attached documents in Exhibit 1, as provided for by applicable law, so long as any change does not operate to disturb any interred remains; and Travis County reserves the right to resurvey and change the shape and size of the property or add additional portions by such amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF THE COUNTY OF TRAVIS:

That the Court hereby:

- (a) Dedicates the land shown in the attached Exhibit 1 to be used exclusively for cemetery purposes;
- and
- (b) Resolves that use of the land will be only as provided by this Resolution, applicable Policy and law, rules and regulations.

ADOPTED THIS ___ DAY OF _____, 2012.

Samuel T. Biscoe, Travis County Judge

Ron Davis, Commissioner, Pct. 1

Sarah Eckhardt, Commissioner, Pct. 2

Karen Huber, Commissioner, Pct. 3

Margaret J. Gómez, Commissioner, Pct. 4

SUBSCRIBED AND SWORN to before me by the said Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen Huber and Margaret J. Gómez, this _____ day of _____, 20___, to certify which witness my hand and seal of office.

Notary Public in and for _____ County, Texas

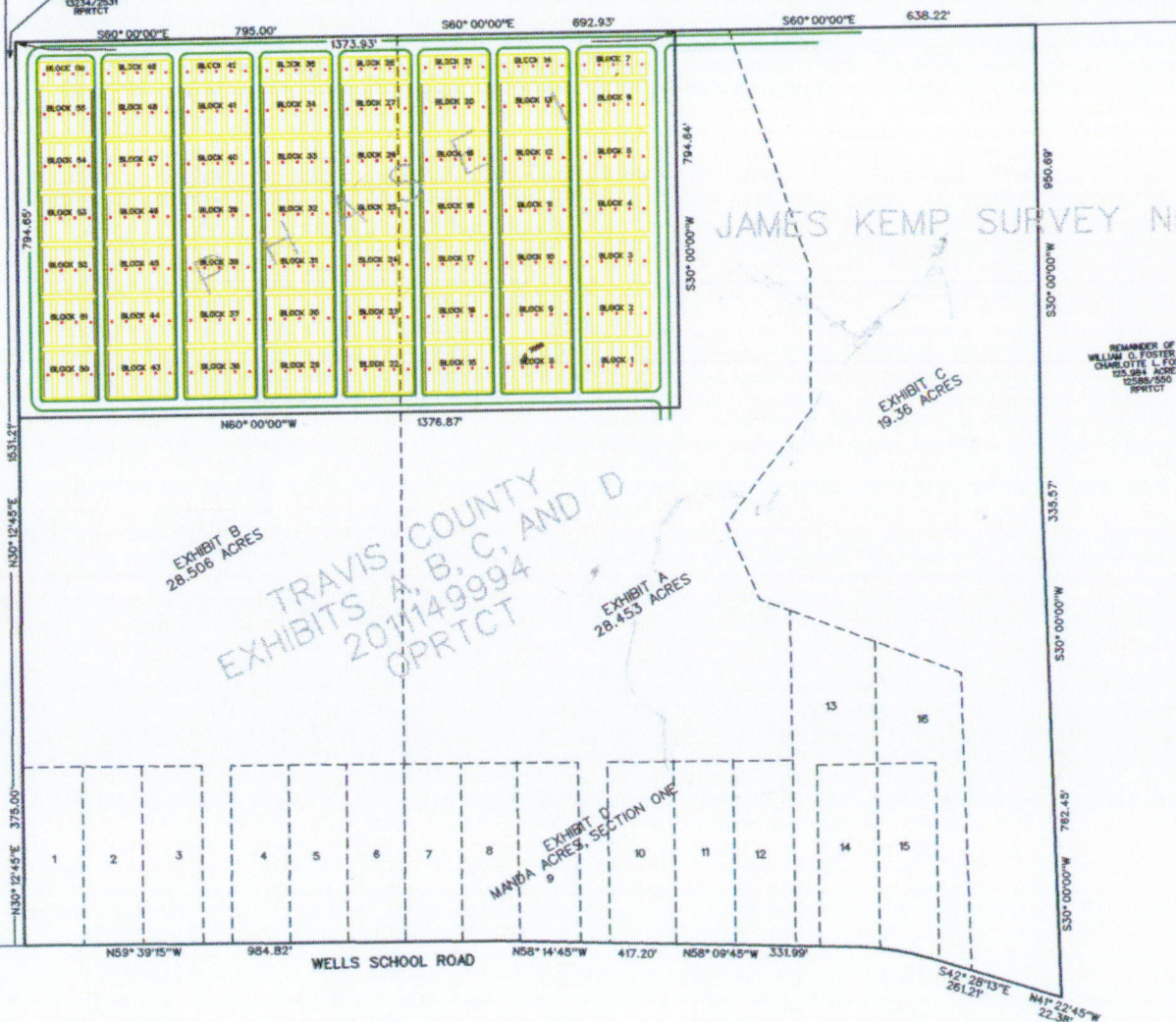
Typed or Printed Name
of Notary: _____

My Commission

Expires: _____

EXHIBIT 1

ANREIMA CASTELA MENDEZ
129.922 ACRES
0234-2931
OPRTCT



300 150 0 300 600

SCALE IN FEET

SEE PAGE 2 FOR ENLARGED
DETAIL OF CEMETERY

JAMES KEMP SURVEY NO. 27

REMAINDER OF
WILLIAM O. FOSTER AND
CHARLOTTE L. FOSTER
123.961 ACRES
0238-550
OPRTCT

THIS PLAT IS COMPILED FROM RECORD DOCUMENTS:
FIELD NOTES OF EXHIBITS "A", "B", "C" AND "D",
AS DESCRIBED IN A DEED TO TRAVIS COUNTY,
RECORDED IN DOCUMENT NO. 2011149994 OF THE
OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS,
EXHIBIT "D" BEING THE FINAL PLAT OF MANDA ACRES,
SECTION ONE, RECORDED IN DOCUMENT NO. 200400067
OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY,
TEXAS, AND DO NOT REPRESENT AN ON THE GROUND
SURVEY BY THE UNDERSIGNED SURVEYOR.

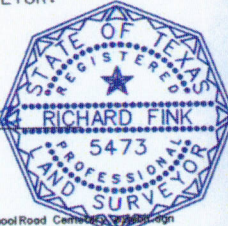
EXHIBIT B
28.506 ACRES

TRAVIS COUNTY
EXHIBITS A, B, C, AND D
2011149994
OPRTCT

EXHIBIT A
28.453 ACRES

EXHIBIT D
MANDA ACRES, SECTION ONE

3-6-2012



RICHARD FINK
REGISTERED PROFESSIONAL LAND
SURVEYOR NO. 5473

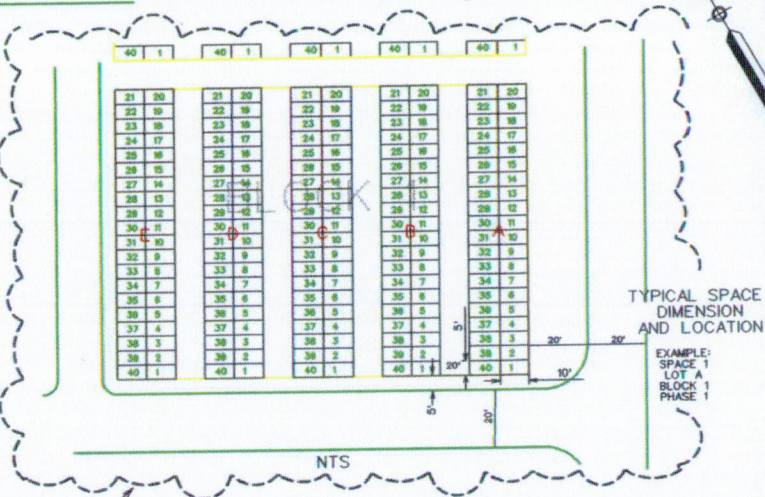
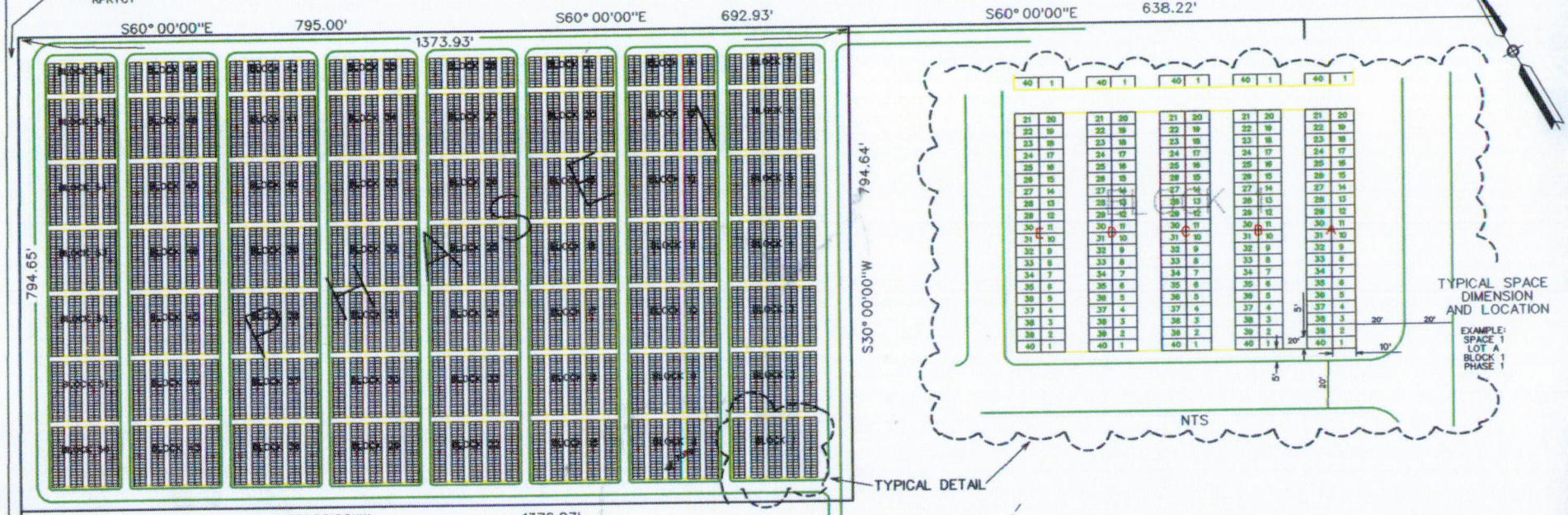
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TRAVIS COUNTY, TEXAS
TRANSPORTATION and NATURAL
RESOURCES DEPARTMENT

WELLS SCHOOL CEMETERY, PHASE 1,
JAMES KEMP SURVEY NO. 27,
McHENRY WINBURN SURVEY NO. 35,
TRAVIS COUNTY, TEXAS

ANGELINA CASTILLA MENDEZ
129.922 ACRES
13234/2531
RPRTCT



TYPICAL SPACE
DIMENSION
AND LOCATION
EXAMPLE:
SPACE 1
LOT A
BLOCK 1
PHASE 1

TYPICAL DETAIL

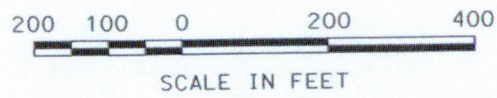
JAMES KEMP SURVEY NO. 27

EXHIBIT B
28.506 ACRES

TRAVIS COUNTY
EXHIBITS A, B, C, AND D
201149994
OPRTCT

EXHIBIT A
28.453 ACRES

EXHIBIT C
19.36 ACRES



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TRAVIS COUNTY, TEXAS
TRANSPORTATION and NATURAL
RESOURCES DEPARTMENT

ENLARGED DETAIL OF
WELLS SCHOOL CEMETERY, PHASE 1,
JAMES KEMP SURVEY NO. 27,
McHENRY WINBURN SURVEY NO. 35,
TRAVIS COUNTY, TEXAS

Cemetery Locator Map

