



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 15<sup>th</sup> DAY OF JANUARY A.D., 2008, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ELIZABETH "LIZ" SUMTER	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
JEFFERSON W. BARTON	COMMISSIONER, PCT. 2
WILL CONLEY	COMMISSIONER, PCT. 3
KAREN FORD	COMMISSIONER, PCT. 4
ELIZABETH Q. GONZALEZ	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Robin Steele gave the invocation and Commissioner Ford led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

**24888 APPROVE A PROCLAMATION DECLARING JANUARY 21, 2008 AS DR. MARTIN LUTHER KING, JR. DAY**

Harvey Miller spoke of special events to be held in commemoration. He also invited the public to join in the festivities. A motion was made by Judge Sumter seconded by Commissioner Ingalsbe to approve a proclamation declaring January 21, 2008 as Dr. Martin Luther King, Jr. Day. All voting "Aye". MOTION PASSED.

**24889 PRESENTATION BY JERRY BORCHERDING REGARDING THE TRANSPORTATION ADVISORY BOARD**

Jerry Borcharding, Director of Resource Protection Transportation and Planning Department gave a general overview of the Transportation Advisory Board's progress.

**24890 PRESENTATION BY MIKE BLIZZARD, WHO CONDUCTED THE PRE-2007 PARK BOND RESEARCH ON FINDINGS REGARDING ATTITUDES OF HAYS COUNTY CITIZENS ON PRESERVATION OF WATER QUALITY LANDS AND PUBLIC ACCESS.**

[T-174] Mike Blizzard of Blisco Productions spoke of survey conducted in 2007. A citizen's survey done prior to the bond election to see where voters stood on certain issues. He spoke of how helpful the survey was in drawing up the different propositions for the Bond Election. He spoke of non-profit organizations and private individuals that paid for the survey.

**24891 APPROVE PAYMENT OF COUNTY INVOICES**

A motion was made by Commissioner Barton seconded by Commissioner Ford to approve payment of county invoices in the amount of \$705,069.87 as presented by the County Auditor. All voting "Aye". MOTION PASSED.

**24892 APPROVE COMMISSIONER COURT MINUTES OF JANUARY 8, 2008**

A motion was made by Commissioner Barton seconded by Commissioner Ford to approve Commissioner Court Minutes of January 8, 2008. All voting "Aye". MOTION PASSED.

**24893 AUTHORIZE THE COUNTY JUDGE TO ACCEPT A \$65,118 GRANT FROM THE TEXAS JUDICIAL COUNCIL - TASK FORCE ON INDIGENT DEFENSE AND TO EXECUTE CONTRACT**

A motion was made by Commissioner Barton seconded by Commissioner Ford to authorize the County Judge to accept a \$65,118 Grant from the Texas Judicial Council-Task Force on Indigent Defense and to execute contract. All voting "Aye". MOTION PASSED.

**24894 ACCEPT REPORT FROM HAYS COUNTY CONSTABLE PCT 3 OFFICE**

A motion was made by Commissioner Barton seconded by Commissioner Ford to accept annual report from Hays County Constable Pct. 3 office. All voting "Aye". MOTION PASSED.

**24895 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Barton seconded by Commissioner Ford to approve utility permits as presented by the Hays County Road Department. All voting "Aye". MOTION PASSED.

Permit #	Road	Company
#01932	Cowan Lane	PEC
#01929	Rohde Road	CenterPoint Energy
#01928	Rohde Road	CenterPoint Energy

**24896 AUTHORIZE THE COUNTY JUDGE TO RE-EXECUTE AN INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF SAN MARCOS FOR THE ESTABLISHMENT OF THE HAYS COUNTY SWAT TEAM**

A motion was made by Commissioner Barton seconded by Commissioner Ford to authorize the County Judge to re-execute an Interlocal Agreement between Hays county and the City of San Marcos for the establishment of the Hays County SWAT Team. All voting "Aye". MOTION PASSED.

**DISCUSSION TO AMEND THE TRANSPORTATION ADVISORY BOARDS PROCEDURES TO ACCESS THE \$25,000.00 APPROVED FOR PRIME STRATEGIES**

[T1-456] Gary Knight spoke. [T-1810] Lila Knight spoke. [T-12186] A motion was made by Commissioner Ford seconded by Judge Sumter allow the Transportation Advisory Board to get presentations from consultants, planners, engineers, etc. whomever they need to work with, they do not need to go through Prime Strategies to make those requests but instead go through Jerry Borcharding and/or staff to make that request. Motion was withdrawn. [T1-3100] Item pulled after lengthy discussion.

**1:00 – EXECUTIVE SESSION PURSUANT TO OPEN MEETINGS ACT, TEXAS GOVERNMENT CODE 551.074, TO DISCUSS PERSONNEL MATTERS INVOLVING EVALUATION OF ALL INDIVIDUAL DEPARTMENT HEADS**

Court convened into closed executive session pursuant to Texas Government Code 551.074 to discuss personnel matters involving evaluation of all individual department heads. Upon completion of closed session, the court reconvened into open meeting. No discussion and no action was taken.

**24897 EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE, REGARDING THE APPLICATION FOR AN AMENDED PERMIT BY WCID #1 WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY, REGARDING RANCHES AT HAMILTON POOL, AND REGARDING CONTAMINATION OF LONG BRANCH CREEK, AND PENDING OR CONTEMPLATED LITIGATION RELATED THERETO WITH ACTION**

[T1-3167] Court convened into closed executive session pursuant to Texas Government Code 551.071 regarding the application for an amended permit by WCID#1 with the Texas Commission on Environmental Quality, regarding Ranches at Hamilton Pool, and regarding contamination of Long Branch Creek, and pending or contemplated litigation related thereto. Upon completion of closed session, the court reconvened into open meeting. A motion was made by Commissioner Ford seconded by Judge Sumter to authorize the Commissioners' Court to expend up to \$100,000 for outside legal counsel to represent Hays County in existing or potential legal proceedings having to do with the Hays County WCID #1, Ranches at Hamilton Pool, and Long Branch Creek. All voting "Aye". MOTION PASSED.

**24898 ACTION REGARDING PHYSICAL SPACE NEEDS OF INFORMATION TECHNOLOGY DEPARTMENT**

[T1-3232] Commissioner Ford explained the needs and the lack of space at the Justice Center for the IT Department. A motion was made by Commissioner Ford seconded by Judge Sumter to move forward into a contract with Whittendon Group for property located at 3414 Hunter Road at the cost of \$1.10 sq. ft. for a total of \$1,925.00 a month for this fiscal year and coming out of contingencies and that Building Maintenance Department proceed with finish out as drawn out on diagram done by Jeff McGill and not to exceed \$15,000 and that money will come out of Capital Improvements. All voting "Aye". MOTION PASSED.

**DISCUSSION OF CONSERVATION EASEMENTS AND PARK ACCESS**

[T2-67] Discussion was had about the need to acquire conservation easements and/or public access. [T2-179] Lila Knight spoke of open space. [T2-260] Curt Busk spoke of easements and public access. [T2-386] Richard Salmon, Grants Administrator, spoke of inviting Melinda Taylor to start attending CPAT. [T2-332] Jerry Pinnex, Parks Director, spoke of Habitat Conservation Plan together with CPAT and maybe more input from the public. No action taken at this time.



**24899 APPROVE NEW CELL PHONE AND CELL PHONE PLAN FOR THE JUVENILE PROBATION DEPARTMENT ON-CALL OFFICER**

Chief Juvenile Probation Officer, Ed Cooper spoke of on call officer currently having a pager and not always receiving all the calls made to the officer. A motion was made by Commissioner Barton seconded by Commissioner Ford to approve new cell phone and cell phone plan for the Juvenile Probation Department On-Call Officer with Cingular. All voting "Aye". MOTION PASSED.

**24900 APPOINT JODY JENNINGS DOSS AND BEA FLORES TO THE HAYS COUNTY CHILD PROTECTIVE SERVICES BOARD**

[T2-540] A motion was made by Judge Sumter seconded by Commissioner Conley to appoint Jody Jennings Doss and Bea Flores to the Hays County Child Protective Services Board. All voting "Aye". MOTION PASSED.

**24901 REVISE PRICING SCHEDULE FOR THE HAYS COUNTY CIVIC CENTER**

[T2-569] Barry Nelson spoke of pricing and how we should be more competitive with our surrounding area. A motion was made by Commissioner Ingalsbe seconded by Commissioner Conley to revise the pricing schedule for the Hays County Civic Center as provided in the backup and that we evaluate/update the pricing schedule on a yearly basis. All voting "Aye". MOTION PASSED.

**24902 AUTHORIZE A RESERVED PARKING SPACE FOR THE HAYS COUNTY TAX ASSESSOR COLLECTOR**

[T2-713] A motion was made by Commissioner Conley seconded by Commissioner Ingalsbe to authorize a reserved parking space for the Hays County Tax Assessor/Collector. Commissioner Ingalsbe, Commissioner Conley, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Barton voting "No". MOTION PASSED.

**24903 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SERVICE AGREEMENT WITH GOVERNMENT RECORDS SERVICES INC. FOR SCANNING & INDEXING FOR THE COUNTY CLERK'S OFFICE**

[T2-762] A motion was made by Commissioner Barton seconded by Commissioner Conley to authorize the County Judge to execute Service Agreement with Government Records Services Inc. for Scanning & Indexing for the County Clerk's Office. All voting "Aye". MOTION PASSED.

**24904 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT AND WORK AUTHORIZATION BETWEEN HAYS COUNTY AND LOCKWOOD, ANDREWS & NEWNAM, INC. (LAN) FOR PROFESSIONAL SERVICES FOR FM 1626(B)**

[T2-800] A motion was made by Commissioner Barton seconded by Commissioner Conley to authorize the County Judge to Execute a professional Services Agreement and Work Authorization between Hays County and Lockwood, Andrews & Newnam, Inc. (LAN) for professional Services for FM 1626(B). All voting "Aye". MOTION PASSED.

Court was adjourned.

I, LINDA C. FRITSCH, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on JANUARY 15, 2008.



LINDA C. FRITSCH, COUNTY CLERK AND EXOFFICIO  
CLERK OF THE COMMISSIONERS' COURT OF  
HAYS COUNTY, TEXAS

