



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 22ND 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
LINDA C. FRITSCHKE	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Paul Bunton, Abundant Life Christian Church, gave the invocation and Commissioner Barton led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

PRESENTATION FROM TRANSPORTATION ADVISORY BOARD CHAIRPERSON STEVE KLEPFER

Steve Klepfer, Transportation Advisory Board Chairperson gave an update on meetings held by the board. He spoke of charges given to the board by the court and work that is being done. Mr. Klepfer spoke of various roads that have been looked at by the board and action that has been taken and not yet submitted to the court. He spoke of other roads that the board would like to look at.

PRESENTATION BY LAND DESIGN PARTNERS INC. ON 5-MILE DAM [T1-374]

Brent Luck (Land Design Partners) gave a powerpoint presentation giving an update on the 5-mile dam park project. He spoke of changes that have been made due to floodplain issue. Plans are to be advertised for bids on February 22nd and open bids on March 18th. Jerry Pinnix advised that information regarding this project are available on the county website in the NEWS section.

24905 APPROVE PAYMENT OF COUNTY INVOICES

Commissioner Ford requested that payment of \$5,000 to Thomas Forrest (pg 5) be pulled. It was also requested that Habitat Conservation Plan invoices (pg 16) be put on hold subject to review by Commissioners Ford and Conley. A motion was made by Commissioner Ford, seconded by Judge Sumter to approve payment of county invoices as submitted with exception of pulling payments to Thomas Forrest out of Environmental Health budget (page 5) and Habitat Conservation Plan budget (page 16) subject to review. All voting "Aye". MOTION PASSED.

24906 APPROVE COMMISSIONERS' COURT MINUTES OF JANUARY 15, 2008

A motion was made by Commissioner Ford, seconded by Judge Sumter to approve the Commissioners Court Minutes of January 15, 2008 as presented by the County Clerk. All voting "Aye". MOTION PASSED.

24907 APPROVE UTILITY PERMIT #01930 (TRAIL DRIVER ROAD)

A motion was made by Commissioner Ford, seconded by Judge Sumter to approve Utility Permit #01930 on Trailer Driver Road issued to Lower Colorado River Authority as submitted by the Road Department. All voting "Aye". MOTION PASSED.

24908 APPROVE RENEWAL OF BID FOR OUR PRESCRIPTIONS FOR THE INDIGENT HEALTH CARE SPECIAL ASSISTANCE PROGRAM FOR TWO (2) ADDITIONAL YEARS AS PROVIDED FOR IN ORIGINAL BID WITH THORPE LANE PHARMACY

A motion was made by Commissioner Ford, seconded by Judge Sumter to approve renewal of bid for our prescriptions for the Indigent Health Care Special Assistance Program for two (2) additional years as provided for in original bid with Thorpe Lane Pharmacy. All voting "Aye". MOTION PASSED.

24909 AUTHORIZE THE COUNTY JUDGE TO SIGN A RESOLUTION TO RECOGNIZE THE PROPOSED AND ONGOING PROJECTS THAT ARE PART OF THE INTERLOCAL AGREEMENT WITH UHLAND, TEXAS THAT WAS AUTHORIZED BY THE COURT

A motion was made by Commissioner Ford, seconded by Judge Sumter to authorize the County Judge to sign a resolution to recognize the proposed and ongoing projects that are part of the interlocal agreement with Uhlend, Texas that was authorized by the Court on July 17, 2007 and September 18, 2007. All voting "Aye". MOTION PASSED.



24910 CALL FOR A PUBLIC HEARING ON FEBRUARY 5, 2008 TO ESTABLISH TRAFFIC REGULATIONS IN NORTHRIDGE SUBDIVISION [T1-709]

The proposed traffic regulation is a speed limit of 25MPH. A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to call for a public hearing on February 5, 2008 to establish traffic regulations in Northridge Subdivision. All voting "Aye". MOTION PASSED.

24911 ACCEPT "HURLBUT ROAD" AS A COUNTY MAINTAINED ROAD [T1-717]

Hurlbut Road is a road that has historically been maintained by the County however no record of its acceptance can be located. A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to accept "Hurlbut Road" as a county maintained road. All voting "Aye". MOTION PASSED.

24912 [#07-3-43, PCT. 3. 2 LOTS] OAKWOOD HILLS RESUBDIVISION OF LOTS 8A & 8B - APPROVE FINAL PLAT [T1-804]

Subdivision Coordinator Sandy Irvin gave staff recommendation for approval. A motion was made by Commissioner Conley, seconded by Judge Sumter to approve final plat of "Oakwood Hills Resubdivision of Lots 8A & 8B". All voting "Aye". MOTION PASSED.

24913 [#07-3-52, PCT. 3, 25 LOTS] BIG SKY RANCH - APPROVE FINAL PLAT AND ACCEPT CONSTRUCTION FISCAL SURETY [T1-814]

Subdivision Coordinator Sandy Irvin gave staff recommendation for approval. A motion was made by Commissioner Conley, seconded by Judge Sumter to approve final plat of "Big Sky Ranch" and accept construction fiscal surety. All voting "Aye". MOTION PASSED.

24914 APPROVE PARKS BOND FUNDING UP TO \$1,618,417 FOR THE CFPO PARK PROJECT IN SAN MARCOS [T1-848]

Judge Sumter recused herself from this item and turned the gavel over to Commissioner Ford and left the meeting at this time. A motion was made by Commissioner Barton, seconded by Commissioner Conley to pass the gavel to senior court member Commissioner Ingalsbe. Commissioner Ingalsbe, Commissioner Barton, and Commissioner Conley voting "Aye" and Commissioner Ford voting "No". MOTION PASSED. Special Counsel quoted parts of Attorney Generals Opinions GA-007-68 DM-244, JM-1006 regarding recusal. Penny Dunn gave a brief presentation regarding the Village of San Marcos Partners. Lisa Dvorak made public comment in support of this project. Curt Busk (CPAT Chair) spoke of consensus of the CPAT regarding this project, scoring, and concerns. Commissioner Ingalsbe spoke of number of children and people that this project will serve. Charles O'Dell (Hays CAN) spoke in opposition to funding this project. Kim Porterfield spoke in support of this project. San Marcos Mayor Susan Narvaiz spoke in support of this park project. Commissioner Conley spoke of what this project will provide to the county and he feels like it merits funding. Commissioner Barton spoke of protecting natural spaces and providing services. Commissioner Ford spoke in support of the project and voiced her concerns about funding. Frank Calabrese spoke of future plans for facilities. Commissioner Ingalsbe spoke of distribution of funds. [T1-2100] A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve up to \$1,618,417 in Park Bond Funds for the CFPO Park Project and have the City of San Marcos as supervisors for this project; county will distribute the funds, working in conjunction with the City, as aspects of that project are completed; and subject to an interlocal agreement between the City of San Marcos and Hays County. Commissioner Ingalsbe, Commissioner Barton, and Commissioner Conley voting "Aye". Commissioner Ford voting "No". MOTION PASSED. Judge Sumter returned to the meeting at this time.

24915 APPROVE PHONE ALLOWANCE FOR RPTP (ENVIRONMENTAL HEALTH) EMPLOYEE [T1-2363]

A motion was made by Judge Sumter, seconded by Commissioner Ingalsbe to approve phone allowance for RPTP (Environmental Health) employee. Commissioner Ingalsbe, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley voting "No". Commissioner Barton not present to vote. MOTION PASSED.

DISCUSSION REGARDING MODIFICATION OF THE FUNCTION AND AGENDA OF THE TRANSPORTATION ADVISORY BOARD [T1-2381]

Commissioner Conley spoke of need to modify the function and agenda of the Transportation Advisory Board and spoke of three issues he has: (1) pass through financing program is in the hands of this court, (2) give clear directions from the court on what we want the committee to accomplish for a bond election, and (3) a sense of professionalism. Judge Sumter spoke of professionalism. Commissioner Barton responded to Commissioner Conley's issues. Judge Sumter spoke of need for a workshop to address these issues and others. Commissioner Ford spoke of need to have more information to educate voters for a bond election. Transportation Advisory Board Chairman Steve Klepfer spoke.



24916 AUTHORIZE THE COUNTY JUDGE TO ENTER INTO A LICENSE AGREEMENT WITH GOLDENWOOD PROPERTY OWNERS ASSOCIATION [T2-60]

Special Counsel Mark Kennedy spoke of negotiations and final agreement and termination clause. **A motion was made by Commissioner Ford, seconded by Judge Sumter to authorize the County Judge to enter into a license agreement with the Goldenwood Property Owners Association. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley voting "No". MOTION PASSED.**

24917 APPROVE BUDGET AMENDMENT #08-07 [T2-158]

Berry James spoke of adding an amendment in Environmental Health Dept. to transfer \$1600 from continuing education into dues & bonds line item. **A motion was made by Commissioner Barton, seconded by Judge Sumter to approve Budget Amendment #08-07 with addition. All voting "Aye". MOTION PASSED.**

24918 PRESENTATION ON THE PLUM CREEK WATERSHED PROTECTION PLAN AND AUTHORIZE THE COUNTY JUDGE TO SIGN A LETTER OF SUPPORT FROM HAYS COUNTY FOR THE PLUM CREEK WATER PROTECTION PLAN [T2-230]

County Extension Agent Bryan Davis spoke. Nikki Dictson (Texas AgriLife Extension Service) gave a powerpoint presentation regarding management measures necessary to achieve recommended pollutant reductions in the Plum Creek Watershed and she spoke of ongoing meetings and training sessions. Bruce Lesiker spoke of on-site wastewater treatment systems, operations and maintenance of those systems. **A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to express the county's support of the process and to authorize the County Judge to sign a Letter of Support from Hays County for the Plum Creek Water Protections Plan. All present voting "Aye". Commissioner Conley was not present for the vote. MOTION PASSED.**

Court was adjourned.

I, LINDA C. FRITSCHKE, 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 22, 2008.



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

