



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 19<sup>TH</sup> DAY OF AUGUST 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. FRITSCHÉ	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

John Moore Minister of Dripping Springs Church of Christ, gave the invocation and Commissioner Ingalsbe led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

Clerk's Note: Commissioner Conley was not present when the meeting began. He came in during the IT Dept. presentation.

**INFORMATION TECHNOLOGY DEPARTMENTAL PRESENTATION TO THE COURT BY JEFF MCGILL**

IT Director Jeff McGill gave a powerpoint presentation showing work order breakdown and statistics – approximately 30 work orders per day. He gave email and virus statistics, web site visits per month (117,934), Projects: exchange server, security enhancements, changes to IT Infrastructures, and web site redesign,

**25480 APPROVE PAYMENTS OF COUNTY INVOICES**

County Auditor Bill Herzog requested that payment to Gonzales & Lindsey in the amount of \$117,234.45 for the Village Park Project be added in the approval of county invoices. **A motion was made Commissioner Ingalsbe, seconded by Commissioner Barton to approve payment of county invoices in the amount of \$852,324.92 as presented by the County Auditor. All voting "Aye". MOTION PASSED**

**25481 APPROVE COMMISSIONER COURT MINUTES OF AUGUST 8<sup>TH</sup> & 12<sup>TH</sup>, 2008**

A motion was made Commissioner Ingalsbe, seconded by Commissioner Barton to approve Commissioners Court Minutes of August 8, 2008 and August 12, 2008 as presented by the County Clerk. All voting "Aye". **MOTION PASSED**

**25482 APPROVE PROVIDER AGREEMENT BETWEEN HAYS COUNTY PERSONAL HEALTH DEPARTMENT AND COMMUNITY ACTION, INC. OF HAYS, CALDWELL, AND BLANCO COUNTIES**

A motion was made Commissioner Ingalsbe, seconded by Commissioner Barton to approve Provider Agreement between Hays County Personal Health Department and Community Action, Inc. of Hays, Caldwell, and Blanco Counties. All voting "Aye". **MOTION PASSED**

**25483 AUTHORIZE COUNTY JUDGE TO EXECUTE CONTRACT WITH WESTAR CONSTRUCTION INC. FOR FIVE-MILE DAM PARK PROJECT**

A motion was made Commissioner Ingalsbe, seconded by Commissioner Barton to authorize the County Judge to execute contract with Westar Construction Inc. for Five-Mile Dam Park Project. All voting "Aye". **MOTION PASSED**

**Clerk's Note: Agenda Item #6 RE: AUTHORIZE PURCHASING TO PREPARE SPECIFICATIONS AND TO SOLICIT AND ADVERTISE FOR BID THE CONSTRUCTION OF A CLASSROOM BUILDING AT THE JUVENILE DETENTION CENTER was PULLED**



**25484 PUBLIC HEARING AND ACTION TO ESTABLISH TRAFFIC REGULATIONS ON CANTERBURY LANE IN BELTERRA SUBDIVISION [T1-669]**

Judge Sumter declared the public hearing opened. Willie Wisko and John Deamos made public comment regarding the international fire code and safety concerns on Canterbury Lane. Judge Sumter closed the public hearing. **A motion was made Commissioner Ford, seconded by Judge Sumter to establish traffic regulations of "No Parking" signs on the east side of Canterbury Lane in Belterra Subdivision. All voting "Aye". MOTION PASSED**

**Clerk's Note: Agenda Item #8 RE: [08-4-38 2 Lots] HOLD PUBLIC HEARING AND APPROVE FINAL PLAT RESUBDIVISION OF LOT 8, LOS RANCHOS was PULLED**

**Clerk's Note: Agenda Item #9 RE: [08-4-14 2 LOTS] HOLD PUBLIC HEARING AND APPROVE FINAL PLAT FOR RESUBDIVISION OF LOT 11A-R BLOCK A DEER CREEK RANCH SECTION 1 was PULLED**

**Clerk's Note: Agenda Item #10 RE: [08-3-34 2 LOTS] CALL FOR A PUBLIC HEARING ON SEPTEMBER 9,2008 AND APPROVE PRELIMINARY PLAN FOR RESUBDIVISION OF LOT 48 BRIDLE WOOD RANCHES SECTION 3 was PULLED**

**25485 ADOPT A RESOLUTION REGARDING PUBLICATION OF NOTICE FOR PUBLIC HEARING FOR ADVENTIST HEALTH SYSTEM/SUNBELT INC. UNDER 147(F) OF THE INTERNAL REVENUE CODE [T1-1013]**

Central Texas Medical Center Attorney Nick Meindl spoke of action that needs to be taken – there is no liability to the county. **A motion was made Judge Sumter, seconded by Commissioner Ingalsbe to adopt a resolution regarding publication of notice for public hearing for Adventist Health System/Sunbelt Inc. under 147(F) of the Internal Revenue Code. All voting "Aye". MOTION PASSED**

**DISCUSSION REGARDING THE HAYS COUNTY BOND ADVISORY COMMITTEE RECOMMENDATION OF ROADS TO INCLUDE IN THE NOVEMBER BOND PACKAGE [T1-1077]**

Bert Ray, Bob Flocke, Steve Klepfer, Mayor of Wimberley Tom Haley, and Charlie Johnson made public comment supporting projects in Wimberley. Discussion was had regarding Wimberley participation in funding these projects. [T1-1849] Bond Counsel Dan Wegmiller provided a Preliminary Capital Improvement Program Analysis. [T1-3269] Discussion was had regarding the tax rate increase needed to fund these projects and funds that will be reimbursed by TxDot. Commissioner Ingalsbe spoke of CR 266 (Old Bastrop Highway) improvements from Centerpoint Road to Francis Harris Lane – could possibly decrease the amount. Commissioner Barton spoke of Dacy Lane improvements from Bunton to Windy Hill. Judge Sumter spoke of Lakewood Drive improvements. Commissioner Conley spoke of Ranch Road 12 Parkway Development from San Marcos to Wimberley's Junction and he spoke of FM 2325 improvement from Fischer Store Road to Carney Lane. Commissioner Ford spoke of Ranch Road 12/Sports Park Drive left turn lane and US 290 center turn lane from RR12 to McGregor Lane.

**25486 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH THE TEXAS WATER DEVELOPMENT BOARD FOR FUNDING TO CONDUCT A WATER/WASTEWATER REGIONAL FACILITIES PLANNING STUDY FOR HAYS COUNTY [T1-2975]**

Grants Administrator Jeff Hauff spoke of matching funds of \$51,100.00 and he gave staff recommendation for approval. **A motion was made by Judge Sumter, seconded by Commissioner Ford to authorize the County Judge to execute a contract with the Texas Water Development Board for funding to conduct a water/wastewater Regional Facilities planning study for Hays County. All voting "Aye". MOTION PASSED**

**25487 APPROVE SPECIFICATIONS FOR RFP #2008-P16 ENGINEERING SERVICES FOR HAYS COUNTY REGIONAL WATER SUPPLY AND WASTEWATER FACILITIES PLAN AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE [T1-3055]**

Grants Administrator Jeff Hauff gave staff recommendation for approval. **A motion was made by Judge Sumter, seconded by Commissioner Ingalsbe to approve specifications for RFP #2008-P16 Engineering Services for Hays County Regional Water Supply and Wastewater Facilities Plan and Authorize Purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED**



**25488 APPROVE CIGNA'S RENEWAL FOR 2008-2009; AND TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE RENEWAL CONTRACT WITH CIGNA [T2-2054]**

Human Resources Director Dee Dee Baen spoke of reducing increase in coverage by increasing the stop loss from \$150,000 to \$165,000. No changes in employee coverage. **A motion was made Judge Sumter, seconded by Commissioner Ingalsbe to approve Cigna's renewal for 2008-2009; and to authorize the County Judge to execute the renewal contract with Cigna. All voting "Aye". MOTION PASSED**

**25489 APPROVE PURCHASE OF SHELVING FOR RECORDS STORAGE AT THE RECORDS BUILDING – COUNTY CLERK'S OFFICE AND AMEND THE BUDGET ACCORDINGLY**

County Auditor Bill Herzog recommended amending the budget as follows: transfer \$3,643 from line item #08-445-5448 to 08-445-5711. **A motion was made Judge Sumter, seconded by Commissioner Barton to approve the purchase of shelving for records storage at the Records Building – County Clerk's Office and amend the budget accordingly. All voting "Aye". MOTION PASSED**

**Clerk's Note: Agenda Item #14 RE: DISCUSSION AND POSSIBLE ACTION TO SET ASIDE A MINIMUM OF 11.5 MILLION DOLLARS FOR ACQUISITION OF HABITAT QUALIFIED PROPERTY was PULLED**

**25490 ACTION TO RESERVE \$2.5 MILLION FROM 2007 PARKS AND OPEN SPACE BOND FUNDS FOR PROJECTS UNDER DEVELOPMENT IN PRECINCT 4 UNTIL JANUARY 2009 [T2-2154]**

Commissioner Ford spoke of park projects currently under development in Precinct 4. Carl Owens (representing an organization called "Swimberley" - an aquatics park project) spoke of desire to have their project considered by CPAT. [T2-2590] **A motion was made Commissioner Ford, seconded by Judge Sumter to hold off allocation of \$2.5 million in parks and open space bond funds for projects under development in Precinct 4 until January 2009. All voting "Aye". MOTION PASSED**

**DISCUSSION REGARDING DESIGNATION OF 19.5 MILLION DOLLARS APPROVED BY HAYS COUNTY COMMISSIONERS' COURT FOR CONTINUED WORK ON ROADS INCLUDED IN THE PASS THROUGH ROAD PACKAGE BETWEEN THE COUNTY AND THE TEXAS DEPARTMENT OF TRANSPORTATION [T2-2800]**

Commissioner Barton spoke of waiting until next week to take action on this item. He spoke of figures provided by Mike Weaver : \$4 million for US 290 West, \$8 million for IH-35/CR 210 ROW & utilities, \$2 million for FM 1626 engineering, \$1 million for IH-35/FM 150 engineering, \$0.5 million for Program development, and \$4 million for US 290 West. No action taken this date.

**DISCUSSION REGARDING PLANNING AND FUNDING FOR A HAYS COUNTY PUBLIC INFORMATION EFFORT WITH REGARD TO THE NOVEMBER 2008 TRANSPORTATION BOND PACKAGE [T2-2921]**

Commissioner Ford spoke of need to provide public information regarding the bond package. Special Counsel Mark Kennedy spoke of need to determine content of information being provided to the public. Court discussed possible content to be presented – could be provided on the county website.

**DISCUSSION REGARDING HAYS COUNTY GUN SAFETY EDUCATION AND OUTREACH CAMPAIGN [T2-3193]**

Commissioner Ford spoke of working with a student group at Texas State University (Bobcat Promotions) with input from our Sheriff's office, Bryan Davis of AgriLife Extension office and a number of private citizens to develop a gun safety public education and outreach campaign. There will be a campaign that will launch with a press event on Saturday, August 30, 2008 at 11:00 a.m. during Cabela's Fall Great Outdoor Days event.

**25491 CALL FOR A PUBLIC HEARING ON THE PROPOSED NEW HAYS COUNTY LOCAL RULES, INCLUDING BUT NOT LIMITED TO SUBDIVISION AND DEVELOPMENT REGULATIONS, ON-SITE SEPTIC FACILITIES, SEXUALLY ORIENTED BUSINESSES, COUNTY ROADWAY STANDARDS, MANUFACTURED HOME RENTAL COMMUNITIES, AND USE OF COUNTY PROPERTY TO BE HELD AT 1:30 PM ON TUESDAY, SEPTEMBER 9, 2008 [T3 – 82]**

**A motion was made Commissioner Ford, seconded by Commissioner Barton to call for a public hearing on the proposed New Hays County Local Rules, including but limited to Subdivision and Development Regulations, On-Site Septic Facilities, Sexually Oriented Business, County Roadway Standards, Manufactured Home Rental Communities, and use of County property to be held at 1:30 PM on September 9, 2008. All voting "Aye". MOTION PASSED**



**25492 APPROVE THE PURCHASE OF A CENTRALIZED OFFICE SHREDDER FOR THE PRECINCT 4 OFFICE [T3 - 97]**

A motion was made Commissioner Ford, seconded by Commissioner Ingalsbe to approve the purchase of a centralize office shredder for the Precinct 4 Office not to exceed \$906 from line item 01-414-5711. All voting "Aye". MOTION PASSED.

**Clerk's Note: Agenda Item #1 Emergency Meeting RE: DISCUSSION AND POSSIBLE ACTION TO LIFT THE BURN BAN IN HAYS COUNTY was PULLED**

Court recessed at 4:40 p.m. and reconvened on Wednesday August 20, 2008 at 3:30 p.m. to continue discussion regarding designation of 19.5 million dollars approved by the Court for continued work on roads included in the Pass-Through Road Package between the County and the Texas Department of Transportation

Court was adjourned.

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I, LINDA C. FRITSCHÉ, 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 AUGUST 19, 2008.



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

