



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 22ND DAY OF SEPTEMBER A.D., 2009, 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. FRITSCH	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Mike Schlimgen of Solid Rock Church gave the invocation and Commissioner Conley led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

26472 ADOPT A PROCLAMATION PROCLAIMING SEPTEMBER 23, 2009 AS NATIONAL JOB CORPS DAY

A motion was made by Judge Sumter, seconded by Commissioner Ford to adopt a Proclamation proclaiming September 23, 2009 as National Job Corps Day. All voting "Aye". MOTION PASSED

PRESENTATION BY ADAN MUNOZ, DIRECTOR OF THE TEXAS COMMISSION ON JAIL STANDARDS [T1-72]

Adan Munoz, Director of the Texas Commission on Jail Standards, spoke of inspection performed on September 15-16, 2009. Areas of non-compliance were in the kitchen (floor tiles that are cracked or missing and kitchen ceiling is cracked and worn away), no two-way voice communication at all times in holding cells 1 & 2 at the Justice Center, and there is mold and mildew on the walls of the walk-in coolers/freezers due to the deterioration of the cooler walls from rust. There are also problems in the inmate living areas – walls, partitions, showers, and vents are rusted; indoor recreation areas have concrete that either have cracks or holes in the walls; lavatories that did not provide sufficient pressure; toilet that would not flush; and visible signs that the roof is leaking due to the roof damage throughout the facility. Mr. Munoz spoke of steps to be taken at this point. If no substantial action is taken then TCJS can take action and mandate removal of inmates. Deputy Brad Robinson spoke of treating the rust and difficulty in getting parts to work on intercom system. Brenda Jenkins (Broadus & Associates) spoke of working with staff at the jail to look at the various issues – the plan is to go ahead and do the work that needs to take place right away. There is a plan moving forward at this time.

26473 APPROVE PAYMENTS OF COUNTY INVOICES

Pg 28 – change Mt. Gainor Road to Oak Branch acct#42-697-5611 (\$436,834.46) and check on Commissioner Pct. 1 cell phone bill = \$96.38 (duplicate invoice?) Pg 11. A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve payments of county invoices in the amount of \$3,821,278.89 as submitted by the County Auditor with changes. All voting "Aye". MOTION PASSED

26474 APPROVE COMMISSIONER COURT MINUTES OF SEPTEMBER 15TH & 16TH 2009

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Commissioner Court Minutes of September 15 & 16, 2009 as presented by the County Clerk. All voting "Aye". MOTION PASSED

26475 APPROVE IFB #2009-B20 SPECIFICATIONS FOR EMULSION OILS FOR THE HAYS COUNTY ROAD DEPARTMENT AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve IFB #2009-B20 Specifications for emulsion oils for the Hays County Road Department and authorize purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED



26476 APPROVE SPECIFICATIONS FOR RFP #2009-P14 ENGINEERING SERVICES/TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM/PHASE 2 AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve specifications for RFP #2009-P14 Engineering Services/Texas Community Development Block Grant Program/ Phase 2 and authorize purchasing to solicit for proposal and advertise. All voting "Aye". MOTION PASSED

26477 APPROVE SPECIFICATIONS FOR RFP #2009-P15 MANAGEMENT SERVICES/TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM/PHASE 2 AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve specifications for RFP #2009-P15 Management Services/Texas Community Development Block Grant Program/Phase 2 and authorize purchasing to solicit for proposal and advertise. All voting "Aye". MOTION PASSED

26478 ADOPT A 'RESOLUTION AUTHORIZING COUNTY GRANT' CERTIFYING THAT A GRANT HAS BEEN MADE TO COMBINED COMMUNITY ACTION, INC. THAT PROVIDES MEALS TO HOMEBOUND PERSONS IN THE COUNTY FOR THE AMOUNT OF \$7,410.00

A motion was made by Commissioner Barton, seconded by Commissioner Ford to adopt a Resolution Authorizing County Grant certifying that a grant has been made to Combined Community Action, Inc. that provides meals to Homebound persons in the County for the amount of \$7,410.00. All voting "Aye". MOTION PASSED

26479 APPROVE THE 2010 SHERIFF AND CONSTABLES' FEES AS REQUIRED BY LOCAL GOVERNMENT CODE SECTION 118.131

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve the 2010 Sheriff and Constables' fees as required by Local Government Code Section 118.131. All voting "Aye". MOTION PASSED The court requested notification next year for consideration of increase in fees.

26480 APPROVE RENEWAL OF BID #2008-B16R "HAULING OF SOLID WASTE" FOR THE TRANSFER STATION FOR ONE (1) ADDITIONAL YEAR AS PROVIDED IN THE ORIGINAL BID

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve renewal of bid #2008-B16R "Hauling of Solid Waste" for the Transfer Station for one (1) additional year as provided in the original bid. All voting "Aye". MOTION PASSED

26481 RATIFY THE COUNTY JUDGE'S EXECUTION OF THE 4TH AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN HAYS COUNTY, THE HILL COUNTRY CONSERVANCY AND THE CITY OF AUSTIN FOR THE DAHLSTROM RANCH PROJECT

A motion was made by Commissioner Barton, seconded by Commissioner Ford to ratify the County Judge's execution of the 4th Amended and Restated Memorandum of Understanding (MOU) between Hays County, The Hill Country Conservancy and the City of Austin for the Dahlstrom Ranch Project. All voting "Aye". MOTION PASSED

26482 CALL FOR A PUBLIC HEARING ON OCTOBER 6, 2009 TO ESTABLISH TRAFFIC REGULATIONS AT ALL SCHOOL ZONE LOCATIONS ON COUNTY-MAINTAINED ROADS [T1-772]

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to call for a public hearing on October 6, 2009 to establish traffic regulations at all school zone locations on county-maintained roads. All voting "Aye". MOTION PASSED



26483 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT FOR ALTERNATIVE DISPUTE RESOLUTION SERVICES WITH CENTRAL TEXAS ALTERNATIVE DISPUTE RESOLUTION, INC [T1-783]

Anna Bartowski spoke of responsibilities of the DRC regarding CPS issues. Discussed termination terms: termination at any time for any reason or no reason provided there is mutual written consent by both parties. **A motion was made by Commissioner Barton, seconded by Judge Sumter to authorize the County Judge to execute an Agreement for Alternative Dispute Resolution Services with Central Texas Alternative Dispute Resolution, Inc. provided that we amend the termination clause to include "at any time for any reason or no reason provided there is mutual written consent by both parties" Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley voting "No". MOTION PASSED**

26484 IMPLEMENT POSITION CHANGES IN THE SHERIFF'S OFFICE [T1-1003]

The Sheriff is recommending: delete the following positions – Captain, Lieutenant, and Deputy and add the following positions – Lieutenant, Detective, Sergeant – Traffic. This action would have a total savings of \$14,183. **A motion was made by Commissioner Conley, seconded by Commissioner Ford to implement position changes in the Sheriff's Office effective immediately. All voting "Aye". MOTION PASSED**

26485 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A GRANT CONTRACT AWARD OF \$250,000 FROM THE TEXAS DEPARTMENT OF RURAL AFFAIRS FOR PHASE II OF THE CEDAR OAK MESA WATER SYSTEM IMPROVEMENT PROJECT [T1-1019]

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Grant Contract Award of \$250,000 from the Texas Department of Rural Affairs for Phase II of the Cedar Oak Mesa Water System Improvement Project. All voting "Aye". MOTION PASSED

DISCUSSION REGARDING AUTHORIZING COMMISSIONER BARTON TO EXECUTE A CONTRACT WITH TATE AUSTIN HAHN RELATED TO PCT 2 AND BOND ROADS [T1-1047]

Discussed signage to give public notice of road closures on upcoming road improvements. RTP Director Jerry Borchering advised that he will speak to HDR regarding this issue. There is a public outreach clause in the HDR contract.

DISCUSSION REGARDING HAYS COUNTY ROAD PROJECTS SELECTED TO RECEIVE FUNDING THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT (KNOWN AS THE FEDERAL STIMULUS PACKAGE) [T1-1425]

Commissioner Barton spoke of need for dedicated staff to see if there is funding available through the American Recovery and Reinvestment Act (known as the Federal Stimulus Package). Lisa Wright, RTP Senior Planner, could coordinate with CAMPO and give periodic reports to the Commissioners' Court.

26486 APPROVE PURCHASE OF A COMPUTER, MONITOR AND CARE PACK SERVICES, IN THE AMOUNT OF \$1,125.48 FOR THE TAX COLLECTORS OFFICE, AND AMEND THE BUDGET ACCORDINGLY [T1-1720]

\$1,125.48 will fund an HPCompaq Business Desktop, ViewSonic Monitor, and HP Care Pack Services (4 year) for the tax office. The budget amendment transfers \$1,125.48 from line item #01-415-5021 to #01-456-5712. **A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to approve purchase of a computer, monitor and care package, in the amount of \$1,125.48 for the Tax Collectors Office, and amend the budget accordingly. All voting "Aye". MOTION PASSED**

26487 EXECUTIVE SESSION PURSUANT TO 551.074 OF THE TEXAS GOVERNMENT CODE, TO DISCUSS THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT AND DUTIES OF ROSANNA RAMIREZ, CLERICAL CLERK, COUNTY CLERK OFFICE WITH ACTION IN OPEN COURT [T1-1748]

Court convened into closed executive session at 11:00 a.m. and reconvened into open meeting at 11:20 a.m. **A motion was made by Judge Sumter, seconded by Commissioner Ingalsbe to have the county official records to properly reflect that Rosanna Ramirez, who is currently employed in the County Clerk's office, has experienced a continuation of employment with Hays County beginning on her hire date of January 29, 1990, subject to execution by Hays County and Mrs. Ramirez of accompanying documents presented by legal counsel. All voting "Aye". MOTION PASSED**



Clerk's Note: Agenda Item #20 Re: DISCUSSION OF ISSUES RELATED TO PROPOSED CAPITAL CONSTRUCTION PROJECTS IN HAYS COUNTY, INCLUDING BUT NOT LIMITED TO THE GOVERNMENT CENTER; PRECINCT OFFICES; RESOURCES PROTECTION TRANSPORTATION AND PLANNING DEPARTMENT; AND SPACE NEEDS PROJECTIONS FOR THE HAYS COUNTY JAIL AND RELATED CRIMINAL JUSTICE ANALYSIS **was pulled.**

Clerk's Note: Agenda Item #21 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR **was pulled.**

Court was adjourned.

I, LINDA C. FRITSCHER, 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 SEPTEMBER 22, 2009.



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

