



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 17TH DAY OF FEBRUARY 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:

Commissioner Barton gave the invocation and Commissioner Ingalsbe led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

HEALTH DEPARTMENT PRESENTATION TO THE COURT BY PRISCILLA HARGRAVES

Personal Health Dept. Director Priscilla Hargraves spoke of mission of the department is to protect, promote, maintain and improve the health and quality of life for Hays County citizens and visitors through a responsive, well managed and organized effort. She stated that "the organization exists to serve the public and this shall be done to the best of our ability". Mrs. Hargraves spoke of the various departments: TB/Communicable Disease, Family Clinic, Women's Health, Case Management, Well Child/Immunization, Emergency Preparedness, Immunization/Imm Trac PICS Outreach Specialists, Indigent HealthCare, and Billing Department. She spoke of savings to the County and/or Clients, Outreach, Quality Improvement, Future Planning, Statistics, Proposals to implement efficiency and reduce expenditures, and Challenges.

25929 ADOPT A PROCLAMATION DECLARING THE WEEK OF FEBRUARY 23RD TO MARCH 2ND, 2009 AS SEVERE WEATHER AWARENESS WEEK

Fire Marshal Mark Chambers spoke of Hays County being the number one county for flash flooding – designated by the National Weather Service. **A motion was made by Judge Sumter, seconded by Commissioner Conley to adopt a Proclamation declaring the week of February 23 to March 2, 2009 as Severe Weather Awareness Week. All voting "Aye". MOTION PASSED**

25930 AWARD A CONTRACT TO "NEW WORLD SYSTEMS" FOR FINANCIAL ACCOUNTING SOFTWARE AND AUTHORIZE THE COUNTY JUDGE TO SIGN THE CONTRACT [T1-505]

County Auditor Bill Herzog spoke of need for this new system and he spoke of negotiated contract. The software will be utilized by the County Auditor, County Treasurer, and Human Resources Dept. **A motion was made by Judge Sumter, seconded by Commissioner Ingalsbe to award a contract "New World Systems" for financial accounting software and authorize the County Judge to sign the contract in the amount of \$453,980 in line item # 01-414-5712. All voting "Aye". MOTION PASSED**

25931 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve payments of county invoices in the amount of \$369,052.88 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

25932 APPROVE COMMISSIONER COURT MINUTES OF FEBRUARY 10, 2009

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve Commissioner Court Minutes of February 10, 2009 as presented by the County Clerk. All voting "Aye". MOTION PASSED

25933 APPROVE THE PURCHASE OF TWO RADAR SPEED SIGNS FOR THE ROAD & BRIDGE DEPT. FROM RADARSIGN IN THE AMOUNT OF \$7,874

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve the purchase of two radar speed signs for the Road & Bridge Dept. from Radarsign in the amount of \$7,874. All voting "Aye". MOTION PASSED



25934 ACCEPT A \$500 DONATION FROM THE WIMBERLEY LION'S CLUB TO THE SHERIFF'S OFFICE FOR THE CRIME PREVENTION PROGRAM AND AMEND THE BUDGET ACCORDINGLY

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to accept a \$500 donation from the Wimberley Lion's Club to the Sheriff's Office for the Crime Prevention Program and amend the budget accordingly. All voting "Aye". MOTION PASSED

25935 APPROVE OUT OF STATE TRAVEL FOR THE SHERIFF'S OFFICE

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve out of state travel for the Sheriff's Office. All voting "Aye". MOTION PASSED

Clerk's Note: Agenda Item #5 RE: APPROVE SPECIFICATIONS FOR RFQ #2009-P07 "HISTORIC PRESERVATION ARCHITECT FOR RESTORATION OF THE OLD HAYS COUNTY JAIL" AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE was PULLED.

25936 RELEASE THE MAINTENANCE BOND AND ACCEPT FOR MAINTENANCE ALL ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW FOR SILVERADO SUBDIVISION SECTION 3 [T1-763]

RPTP Director Jerry Borchering gave staff recommendation for release of maintenance bond and accept for maintenance all road and drainage improvements for Silverado Section 3. A motion was made by Commissioner Ford, seconded by Commissioner Conley to release the Maintenance Bond and accept for Maintenance all road and drainage improvements within County ROW for Silverado Subdivision Section 3. All voting "Aye". MOTION PASSED

25937 ACCEPT RECOMMENDATIONS OF CPAT AS EXPRESSED IN A LETTER DATED FEB. 9, 2009 TO THE COURT FROM THE CPAT EXECUTIVE COMMITTEE [T1-790]

Carl Owens (Swimberley) and Charlie Johnson made public comment. Grants Administrator Jeff Hauff went through the letter submitted by the CPAT Executive Committee recommending that (1) active members of the current CPAT Committee will become standing advisory board (to be named Hays County Parks and Open Space Board) to the Commissioners Court on current and future parks, open space, natural areas, wildlife habitat, water quality/quantity, and other associated conservation lands; (2) appoint previous members of the habitat conservation plan advisory committee to fill open slots on the newly formed Hays County Parks and Open Space Board; (3) allocate a total of \$600,000 of the remaining park bond funds to "recreation" projects, with a \$200,000 cap on awarded projects (if the Court agrees to the recommendations, Parks and Open Space Board subcommittee will proceed with development of criteria for recreation projects); (4) allocate \$50,000 of the remaining park bond funds to a new Parks and Open Space Master Plan; (5) allocate the remainder of the bond funds to habitat, open space, and water quality/quantity/access projects, including that amount necessary to initiate the recommendations of the Regional Habitat Conservation Plan; (6) utilize the Hays County Parks and Open Space Board to advise the Commissioners Court on any future bond projects or initiatives; and (7) consider hiring County staff to manage parks, recreation, natural area, open space, wildlife habitat and associated lands to be owned or administered by the County. Lengthy discussion was had by the court and members of CPAT. [T1-2320] It was suggested that on bullet #2 replace "appoint" with "court to consider appointment of" and bullet #5 that the word "allocate" be changed to "reserve". A motion was made by Commissioner Ford, seconded by Judge Sumter to accept recommendations of CPAT as expressed in a letter dated February 9, 2009 to the Court from the CPAT Executive Committee with change in wording on bullet #2 by replacing the word "appoint" with "court to consider appointment of" and on bullet #5 replace "allocate" with "reserve". Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley voting "No". MOTION PASSED

25938 APPOINT GINA A. TERRELL TO THE CHILD PROTECTIVE SERVICE BOARD

A motion was made by Judge Sumter, seconded by Commissioner Barton, to appoint Gina A. Terrell to the Child Protective Service Board. All voting "Aye". MOTION PASSED

25939 SUPPORT THE 3RD ANNUAL AQUARENA EARTH DAY CELEBRATION BY DONATING \$500.00 [T1-3033]

A motion was made by Commissioner Conley, seconded by Commissioner Ford to support the 3rd Annual Aquarena Earth Day Celebration by donating \$500.00. All voting "Aye". MOTION PASSED



Clerk's Note: Agenda Item #13 RE: AUTHORIZE CONSTABLE MANCILLAS TO PURCHASE A GPS NAVIGATION SYSTEM AND AMEND THE BUDGET ACCORDINGLY was PULLED.

25940 AUTHORIZE HIRING A TEMPORARY EMPLOYEE TO SCAN AND SHRED DOCUMENTS IN THE PCT. 4 JP OFFICE [T1-3055]

A motion was made by Commissioner Ford, seconded by Commissioner Conley to authorize hiring a temporary employee to scan and shred documents in the Pct. 4 JP Office to be funded from savings in the JP4 budget. All voting "Aye". MOTION PASSED

Clerk's Note: Agenda Item #16 RE: FORM A COMMITTEE TO REVIEW AND RECOMMEND A UTILITY RELOCATION AGENT(S) FOR THE ROAD BOND PROJECTS was PULLED [T1-3087]

UPDATE OF HAYS COUNTY STRATEGIC POLICY PLAN AND STATE OF TEXAS, OFFICE OF COMPTROLLER, LOCAL GOVERNMENT MANAGEMENT ASSESSMENT AND RISK ASSESSMENT

[T1-3240] Judge Sumter advised that the State Comptrollers Office will be doing a management assessment on March 19 & 20, 2009. She also spoke regarding the County Strategic Policy Plan. She has asked the following people for input regarding the proposed plan: Whit Hanks, Chance Sparks, Dianne Wassenich, Susan Meckel, and David Glen.

EXPERT PANEL DISCUSSION ON THE ROLE GROUNDWATER AVAILABILITY SHOULD PLAY IN THE DETERMINATION OF LOT SIZING IN THE NEW DEVELOPMENT REGULATIONS, AS WELL AS THE CLASSIFICATION OF GROUNDWATER SYSTEMS (CH. 715, 1.04). POSSIBLE ACTION TO FOLLOW DISCUSSION [T2-128]

Grant Jackson (Naismith Engineering) appeared before the court and introduced the Expert Panel: Rene Barker (Texas State Aquifer & Research Data Center), Raymond Slade (Texas State Aquifer & Research Data Center), Rick Elner (Edwards Aquifer Authority), Robert Bradley (Texas Water Development Board), Andrew Backus (Hays Trinity Groundwater Conservation District), Doug Weirman (Hays Trinity Groundwater Conservation District), John Dupnik (Barton Springs Edwards Aquifer Conservation District) and Jason Pinchback (Texas State University)

Discussion was had regarding the differences between the Edwards Aquifer and Trinity Group Aquifers. The volume of water is different and recharge features are different. Edwards Aquifer has a higher volume of water and more recharge features. Groundwater depletion is affecting wells and flow on Onion Creek in the Trinity Aquifers. There are more records regarding the Edwards Aquifer and little is known about the Trinity recharge. Andrew Backus spoke of need to look at the amount of property in the subdivision and not whether it is an individual well versus a centralized system. Discussion was had regarding water availability from groundwater, surface water, and rainwater. Discussion was had regarding lot sizing based on water sources. Discussed individual well usage (330 gallons per day) and well interference. Discussed lot sizing based on which aquifer is being used. Discussed "limiting groundwater withdrawal". Judge Sumter spoke of lot sizing, centralized systems to be regulated by usage, and extending the OSSF contributing zone rules throughout the county. Grant Jackson spoke of 1445 agreements and TCEQ rules regarding public water supply systems. Discussed extending the contributing zone to the area within the jurisdiction of the HTGCD. Discussed various charts used to determine lot sizing and need for an appendix using information from all charts.

Court was adjourned.

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 FEBRUARY 17, 2009.



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