



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 8TH DAY OF JUNE A.D., 2010, 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 Ingalsbe gave the invocation and led the court in the Pledge of Allegiance to the flags. Human Resources Director Dee Dee Baen introduced new county employees. Judge Sumter called the meeting to order.

PRESENTATION BY CITY OF DRIPPING SPRINGS REGARDING HARRISON RANCH PARK [T1-35]

Dripping Springs Mayor Todd Purcell gave an update on the Harrison Ranch Park project. The county was instrumental in acquiring this property (almost 64 acres) to preserve a legacy of the Dripping Springs foundation in farming and ranching, enabling future generations to remain rooted in the hill country lands and ways of life. Little Barton Creek runs through the property. Major achievements were obtaining a \$500,000 grant from the Texas Parks & Wildlife Department to build new amenities, established Camp Lasso summer day camp in 2009 for 300 children, constructed new entrance and service road to the park through donations of time and labor from local companies, received GO TEXAN Boot Strap Bucks Grant from Texas Dept. of Agriculture for 2009 Wild West Fest publicity for \$2,367, upgraded existing open arena to provide for current use, farmhouse improvements, sponsored the first annual Wild West Fest October 24, 2009 attracting 1,500 guests, attracted Texas Hill Country Barrel Racers Association for racing events, established wine & beer tasting events to bring more exposure to the park and to provide area citizens with an enjoyable evening under hill country skies, completed and adopted the conceptual plans and cost estimates for the new amenities, established Playday Buckle Series program as major fundraiser, received donation from the Salt Lick for fundraiser on August 7, 2010, received 501c(3) non-profit status through Greater Dripping Springs Community Foundation, and received GO TEXAN Hometown STARS grant from Texas Dept. of Agriculture for 2010 Wild West Fest publicity for \$6,000. Potential programming: equestrian and agricultural events, exhibitions, private gatherings, festivals, trade shows, music events, outdoor seminars/classes, and the farmhouse can be used for wedding/parties/meetings.

PUBLIC COMMENT

[T1-308] Rusty Wallace made public comment regarding community meeting held in Rolling Oaks Subdivision. Jim Camp (member of Hays County Parks & Open Space Advisory Board) made public comment regarding the shooting sports complex. Chris North (Chair of the Hays County Parks & Open Space Advisory Board) made public comment regarding use of parks funds for the shooting sports complex.

PRESENTATION BY PLUM CREEK WATERSHED PARTNERSHIP REGARDING WATER QUALITY INITIATIVES IN THE WATERSHED IN EASTERN HAYS COUNTY AND IN CALDWELL COUNTY, AND FUTURE PLANS FOR THE PARTNERSHIP [T1-1193]

Nikki Dictson, gave a powerpoint presentation regarding implementing the Plum Creek Watershed Protection Plan. She spoke of pollutants (bacteria & nutrients) in the watershed and efforts to identify sources of that pollution. She spoke of funding that was received from TCEQ for outreach and education. Those funds were used to create a watershed protection campaign brochure, 2 NEMO-Urban Growth Workshops, 4 Online Modules (wastewater treatment plants: OSSFs; stormwater mgmt; and Fats, Oils and Grease), 8 Septic System Workshops, Illegal Dumping/Litter Campaign, TCEQ Fats, Oils, and Grease Workshops and Site Assessment Visits. The Plum Creek Watershed Partnership recommends hiring a local position to implement the Plum Creek Watershed Protection Plan. The position will be hired, supervised and housed by the GBRA or the Texas AgriLife Extension Service and would likely be physically located in Lockhart or Seguin, but will serve the entire watershed. Estimated annual cost for the project will total approximately \$80,000, including funds for a computer, cell phone, supplies, publications, and travel.

27122 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve payments of county invoices in the amount of \$899,099.79 as submitted by the County Auditor. All voting "Aye".
MOTION PASSED



27123 APPROVE COMMISSIONER COURT MINUTES OF MAY 25, 2010

Commissioner Barton requested correction on item #27113: change spelling of Allen Aulick (MGT) to Allen Pollock. A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Commissioner Court Minutes of May 25, 2010 as presented by the County Clerk with recommended correction. All voting "Aye". MOTION PASSED

27124 APPROVE SPECIFICATIONS FOR IFB #2010-B14 "ROAD IMPROVEMENTS/HOT-MIX OVERLAY" AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve specifications for IFB #2010-B14 "Road Improvements/Hot-Mix Overlay" and authorize purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED

27125 APPROVE SPECIFICATIONS FOR RFP #2010-P16 "TIME MANAGEMENT SYSTEM" AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE

[T1-1659] \$70,000 is budgeted for this item. County Treasurer Michele Tuttle spoke of research that has been done and ID cards that would need to be compatible with the new government center access code. Bob Hinkle (Broaddus & Associates) spoke of integration with the new government center. A motion was made by Commissioner Ford, seconded by Commissioner Conley to approve specifications for RFP #2010-P16 "Time Management System" and authorize purchasing to solicit for proposal and advertise. All voting "Aye". MOTION PASSED

27126 ACCEPT REPORT TO COMMISSIONERS COURT IDENTIFYING OSSF AND FLOOD PLAIN PERMIT ADMINISTRATIVE APPROVALS ISSUED DURING THE MONTH OF MAY, 2010

A motion was made by Commissioner Barton, seconded by Commissioner Ford to accept report to Commissioners Court identifying OSSF and Flood Plain Permit Administrative Approvals issued during the month of May, 2010. All voting "Aye". MOTION PASSED

27127 APPOINT COMMISSIONER CONLEY AS THE HAYS COUNTY REPRESENTATIVE TO THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION, CONTINUE THE APPOINTMENT OF COMMISSIONER BARTON AS THE ALTERNATE AND APPOINT JUDGE SUMTER AS AN ALTERNATE FOR THE JUNE 2010 MEETING

A motion was made by Commissioner Barton, seconded by Commissioner Ford to appoint Commissioner Conley as the Hays County Representative to the Capital Area Metropolitan Planning Organization, continue the Appointment of Commissioner Barton as the Alternate and Appoint Judge Sumter as an Alternate for the June 2010 meeting. All voting "Aye". MOTION PASSED

27128 APPROVE BUDGET AMENDMENT FOR DISTRICT CLERK

District Clerk's Office has received a customer request for records on microfilm. A staff member was required to travel to Austin to use the reader machine that will produce this type of record. A total of \$26 is required to reimburse the staff for mileage expenses for using personal vehicle. The District's Clerk's Office received Commissioners Court approval on March 23rd to hire temporary personnel for \$702. The project has been completed and the final invoice was received, and an additional \$37.50 is needed. Request is to move \$26 from 001-609-00.5551(continuing ed) to 001-609-00.5501(travel) and move \$37.50 from 001-609-00.5021(salary savings) to 001-609-00.5449(temp personnel). A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve budget amendment for District Clerk for additional cost related to temporary personnel and travel expense. All voting "Aye". MOTION PASSED

27129 APPROVE BUDGET AMENDMENT FOR DISTRICT COURT REPORTERS

The rotating District Court Reporter's have covered their own continuing education expense and would like to use this savings to cover the cost of the local, state and federal Texas Rules of Court pamphlets and the cost of needed supplies. The request is for \$500 from 001-608-02.5551 (continuing ed) to 001-608-02.5213 (\$168.50 books & periodicals) and 001-608-02.5211 (\$331.50 office supplies). A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve budget amendment for District Court Reporters for books and office supplies. All voting "Aye". MOTION PASSED



27130 AUTHORIZE THE COUNTY JUDGE TO APPROVE PROPOSED ANNUAL RENEWAL APPLICATION FOR THE FY 2011 LOCAL PUBLIC HEALTH SERVICES CONTRACT BETWEEN THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS) AND THE PERSONAL HEALTH DEPARTMENT IN THE AMOUNT OF \$63,535.00

This is a renewal application between Hays County Personal Health Department and DSHS for funding of the local Public Health Services contract for FY 2011. The funding is for September 1, 2010 thru August 31, 2011. **A motion was made by Commissioner Barton, seconded by Commissioner Ford to authorize the County Judge to approve proposed annual renewal application for the FY 2011 Local Public Health Services Contract between the Texas Department of State Health Services (DSHS) and the Personal Health Department in the amount of \$63,535.00. All voting "Aye". MOTION PASSED**

27131 PUBLIC HEARING AND ACTION TO ESTABLISH TRAFFIC REGULATIONS ON FITZHUGH RD EAST, CR 101 [T1-2003]

Judge Sumter opened the public hearing. No public input was received. Public hearing was closed. RPTP Director Jerry Borcharding gave staff recommendation to establish a reduced speed limit zone of 35 mph on a section of Fitzhugh Road East in both directions between Trautwein Road, CR 185 and Preslar Circle. Current speed limit is 40 mph in this section. **A motion was made by Commissioner Ford, seconded by Commissioner Conley to establish traffic regulation to reduce speed limit to 35 MPH on Fitzhugh Road East (CR 101) in both directions between Trautwein Road (CR185) and Preslar Circle. All voting "Aye". MOTION PASSED**

27132 ACCEPT A ROAD DEDICATION OF OLD RED RANCH ROAD IN THE VISTA GRANDE SUBDIVISION [T1-2018]

Old Red Ranch Road has been maintained by Hays County since accepting 1.5 miles of Old Red Ranch Road into county maintenance system on February 19, 2008. With few exceptions (e.g. roadway interlocals with municipalities), Hays County normally accepts dedication of any roadway on which maintenance is proposed at the same time it accepts the maintenance obligation. Accepting dedication of the roadway would reconcile the discrepancy. **A motion was made by Commissioner Ford, seconded by Commissioner Conley to accept road dedication of Old Red Ranch Road in the Vista Grande Subdivision. All voting "Aye". MOTION PASSED**

DISCUSSION REGARDING A VARIANCE TO OSSF REGULATIONS SECTION 10.1, TO ALLOW THE FUTURE PERMIT OF AN ON-SITE SEWAGE FACILITY ON A 2.51 ACRE TRACT LOCATED OFF OF RR 12 [T1-3363]

Clint Garza, Programs Manager Development Services, explained the situation. Commissioner Conley spoke of RR 12 widening which will leave the property owner with an insufficient amount of property to obtain an OSSF permit in the future under current local rules. Special Counsel Mark Kennedy spoke of including the variance, if approved, in the closing documents for this property – court could limit the amount of flow for a permit to be issued.

27133 APPROVE THE SALE OF DELINQUENT TAX PROPERTY HELD IN TRUST [T1-3346]

A motion was made by Judge Sumter, seconded by Commissioner Barton to approve the sale of delinquent tax property held in trust – Oakwood Manufactured Home situated on Space 50 Saddlebrook Mobile Home Park in San Marcos. All voting "Aye". MOTION PASSED

27134 APPOINT LUCY JOHNSON, MAYOR OF KYLE TO REPRESENT HAYS COUNTY ON THE CAPITAL AREA REGIONAL TRANSPORTATION PLANNING ORGANIZATION (CARTPO) [T2-1987]

Mayor Johnson was recently elected in Kyle and previous experience serving on various boards. She understands the transportation challenges we are facing. Commissioner Conley feels like she would be a valuable asset to CARTPO and would like to appoint her to represent Hays County. Judge Sumter requested no action today until all cities are notified to see if others are interested in representing Hays County on the CARTPO board. **A motion was made by Commissioner Conley, seconded by Commissioner Ford to appoint Lucy Johnson, Mayor of Kyle to represent Hays County on the Capital Area Regional Transportation Planning Organization (CARTPO) for a 12 month term. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter voting "No". MOTION PASSED**



27135 APPROVE WORK AUTHORIZATION NO. 7 WITH KLOTZ ASSOCIATES, INC. FOR PROFESSIONAL SERVICES FOR DESIGN OF DRAINAGE WORKS ON EAST SUMMIT DRIVE [T2-1978]

Klotz Associates has finished the related studies and is ready to begin designing and producing construction plans. Monies are available from savings realized from lower contract costs on the Green Acres Bridge project. **A motion was made by Commissioner Conley, seconded by Commissioner Barton to approve Work Authorization No. 7 with Klotz Associates, Inc. for professional services for design of drainage works on East Summit Drive. All voting "Aye". MOTION PASSED**

27136 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE ADVANCE FUNDING AGREEMENT CSJ #0285-03-044 FOR RM 12 AT HUGO ROAD AND ADVANCED FUNDING AGREEMENT CSJ #0285-03-045 FOR RM 12 AT SINK CREEK [T2-1429]

A motion was made by Commissioner Conley, seconded by Commissioner Ford to authorize the County Judge to execute the Advance Funding Agreement CSJ #0285-03-044 for RM 12 at Hugo road and Advance Funding Agreement CSJ #0285-03-045 for RM 12 at Sink Creek. All voting "Aye". MOTION PASSED

27137 ADOPT A RESOLUTION APPROVING A HAYS COUNTY MEMBERSHIP OF THE TEXAS INDIGENT HEALTH CARE ASSOCIATION AND AMEND THE BUDGET ACCORDINGLY [T12038]

Texas Indigent Health Care Association was created in 2004 as a program of the Urban Counties with the cooperation with the Texas Association of Counties when Indigent Health Care directors asked for organizational assistance in response to the State's discontinuation of the Texas Department of Health Regional Coordinators the prior years. The basic goal of TIHCA is to provide timely information on upcoming legislative and state level changes as well as staff training on program administration. Membership fee is \$200. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to adopt a Resolution approving a Hays County Membership of the Texas Indigent Health Care Association and amend the budget accordingly. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED**

27138 RATIFY THE COUNTY JUDGE'S EXECUTION OF CLOSING DOCUMENTS ASSOCIATED WITH NUMEROUS RIGHT OF WAY (ROW) ACQUISITION PROJECTS; TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE CLOSING DOCUMENTS ASSOCIATED WITH ROW ACQUISITION ON FM110 AND DACY LANE; AND TO AMEND THE RESOLUTION OF COMMISSIONERS COURT JUNE 23, 2009 THAT ADDRESSES COUNTY COMMISSIONERS' AND COUNTY JUDGE'S AUTHORITY TO PERFORM ROW ACQUISITION [T2-1439]

The Commissioners Court adopted a Resolution regarding ROW acquisition on or about June 23, 2009 that attempted to describe the authority court members have related to ROW acquisition. Since adoption of that resolution, staff and court members have been acting under the assumption that the County Judge could execute closing documents for negotiated ROW projects. Upon further review, however, the resolution requires that closing authorizations may only be granted by Commissioners Court. This item proposes to fix the closings that have been executed to date, and further proposes to grant broader authority to the Commissioner and the Judge to execute closings without bringing those items back to court. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to ratify the County Judge's execution of closing documents associated with numerous Right of Way (ROW) Acquisition Projects; to authorize the County Judge to execute closing documents associated with ROW acquisition on FM 110 and Dacy Lane; specifically FM 110 Purchase Agreement for ROW acquisition Parcel 2; and to amend the Resolution of Commissions Court June 23, 2009 that addresses County Commissioners' and County Judge's authority to perform ROW acquisition to include Dacy Lane in 3rd paragraph of resolution and remove "plus five percent (5%) from item #6. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley voting "No". MOTION PASSED**



27139 APPROVE THE SELECTION OF ROLANDO L. RIOS & ASSOCIATES, PLLC FOR REDISTRICTING OF PRECINCTS AND AUTHORIZE COMMISSIONERS CONLEY AND INGALSBE TO NEGOTIATE A CONTRACT [T2-100]

The redistricting committee met and reviewed the two RFQ's that were received. It was a unanimous decision to recommend Rolando L. Rios & Associates, PLLC for these services. Mr. Rios would like to begin gathering data in preparation for the redistricting process. This data will include downloading shape files for voting precincts, census blocks, census tracts, as well as voter registration and turnout data for the county voting precincts. This data is necessary to insure that the State, the Census Bureau and the County are working with the same shape files in preparation for redistricting. The actual process of appointing committees and drawing plans would not need to start until after November 2010. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve the selection of Rolando L. Rios & Associates, PLLC for redistricting of precincts and authorize Commissioners Conley and Ingalsbe to negotiate a contract. All voting "Aye". MOTION PASSED**

27140 FUND PROPOSED BUILDING IMPROVEMENTS TO A COUNTY OWNED FACILITY LEASED BY THE LBJ MUSEUM OF SAN MARCOS [T1-497]

The LBJ Museum currently has a long term lease (50 years-terminating December 31, 2055), with Hays County. The Board of Directors is requesting \$225,000 which can be split into two FY allocations if necessary, for renovations to our County facility. The money would be used to construct viable multi-use space on the second floor to include a new reading room, restrooms, exhibit area and auditorium, which would be available for public use in downtown, meeting space that downtown is currently lacking. Also a new HVAC, elevator for ADA requirements and access, fire alarm, a sprinkler system, plus all the electrical, lighting, plumbing and insulation required. [T1-545] Kelly Franks (San Marcos Main Street Manager), John Thomaidis, Scott Gregson (representing the Downtown Association), Patricia Murdock (President of the LBJ Museum of San Marcos Board), Ed Mihalkanin (LBJ Museum of San Marcos Board), Theresa Schwartz, and San Marcos Mayor Susan Narvaiz spoke in support of the capital improvements to the LBJ Museum. Commissioner Conley suggested full funding from reserve funds or capital improvement funds [countywide operations line item #5741]. A commitment of funding is being requested. [T1-1030] **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to fund the County owned facility leased by the LBJ Museum of San Marcos for capital improvements - renovation of the second floor to include the installation of an elevator to meet ADA requirements - in an amount of \$225,000 out of countywide operations budget line item #001-645-00-5741 contingent on working out an MOU. All voting "Aye". MOTION PASSED**

27141 APPROVE THE PURCHASE OF A POST HOLE DIGGER/AUGER ATTACHMENT FOR THE SKID-STEER LOADER AT THE RPTP TRANSPORTATION DIVISION AND AMEND THE BUDGET ACCORDINGLY [T2-1102]

The RPTP Department/Transportation Division would like to purchase an auger attachment for the skid-steer loader in order to assume some of the guardrail repair/installation work, thus, reducing the need for contracted work. The funds that would be used are proceeds from auctioned equipment during the year. \$2,948.45 from auction revenue deposited in 020-710-00.4635 and equipment to be purchased out of 020-710-00.5719. **A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to approve the purchase of a post hole digger/auger attachment for the skid-steer loader at the RPTP Transportation Division not to exceed \$3,000 and to amend the budget accordingly. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED**

27142 ADOPT A RESOLUTION SUPPORTING AND REQUESTING THE RE-DESIGNATION OR DUAL DESIGNATION OF PORTIONS OF FM 3407, RM 12, SH 21 AND SH 80 BY THE TEXAS DEPARTMENT OF TRANSPORTATION AND DECLARE AN EFFECTIVE DATE [T2-1132]

In order to change the IH 35 signage to direct Wimberley traffic to the Wonder World Extension, TxDOT has requested the City and County to adopt Resolutions for the following: Re-designate FM 3407 to RM 12 from SH 123 west to Wimberley; Re-designate RM 12 to SH 80 along what we call Hopkins; Dual-designate SH 80 and SH 21 from IH 35 East to the SH 21 Interstate. Because a portion of these ROW's are outside the city limits, the county will also need to adopt a resolution. The City Council acted on this at their June 1, 2010 meeting. **A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to adopt a Resolution supporting and requesting the re-designation or dual designation of portions of FM 3407, RM 12, SH 21 and SH 80 by the Texas Department of Transportation and declare an immediate effective date. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED**



27143 ACCEPT HAYS COUNTY GOVERNMENT CENTER, CHANGE ORDER #2, A DEDUCTION TOTALING \$43,938 FOR THREE ELECTRICAL CHANGES [T1-2190]

Three deductions being considered are (1) substitute PVC underground for branch feeds in lieu of EMT overhead; (2) substitute 9 wire home runs in lieu of 5 wire home runs; (3) substitute MC cable in lieu of conduit/wire. Supplier, subcontractor and contractor in making substitution request or in using an approved substitution represent that they have personally investigated the proposed substitution and determined it is equal or superior in all respects to specified product or system and will perform intended function. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to accept Hays County Government Center, Change Order #2, a deduction totaling \$43,938 for three electrical changes. All voting "Aye". MOTION PASSED**

27144 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INDEPENDENT CONTRACTOR AGREEMENT FOR PHYSICIAN SERVICES WITH AUSTIN MEDICAL EDUCATION PROGRAMS AND JASON J. BOSCO, M.D. [T1-2070]

This agreement represents the addition of one physician to assist with OB/GYN services that are being provided by the Hays County Personal Health Department. The agreement contemplates that this particular physician will operate solely out of the Kyle Office, will make 2 clinic visits per month, and will occasionally see patients at his office, on an as-needed basis. **A motion was made by Commissioner Barton, seconded by Commissioner Ford to authorize the County Judge to execute an Independent Contractor Agreement for Physician Services with Austin Medical Education programs and Jason J. Bosco, M.D. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED**

27145 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT WITH J.D. RAMMING PAVING CO., LTD FOR THE AMOUNT OF \$34,001.00 FOR ROADWAY PAVEMENT REPAIRS ASSOCIATED WITH THE CEDAR OAK MESA WATER SYSTEM IMPROVEMENT PROJECT

A grant was received from the office of Rural Community Affairs in July 2008 to assist Cedar Oaks Mesa Water Supply Corporation with installation of the new water lines in the Campfire No. 2 Subdivision near Wimberley. During the installation of the new lines, cuts were made within the paved roadway to place the lines under the road surface. Upon completion of the water line installation, weather conditions were not conducive at the time to permit permanent repair and repaving of the roadways, and temporary repairs were made and a credit was received from the contractor to allow this to occur at a later date. Specifications were developed by Hejl, Lee and Associates Inc., the engineer for the project, and quotes were solicited from six firms to conduct pavement repairs/restoration associated with this project. Two firms responded to this solicitation, and J.D. Ramming Paving Co., Ltd submitted the low quote at \$34,001 for the work. It is recommended that this quote be accepted and the agreement be executed to finish the work associated with Phase I of the Cedar Oak Mesa Water System Improvement Project. This will come out of line item #146-753-99-045.5611. **A motion was made by Commissioner Conley, seconded by Commissioner Ford to authorize the County Judge to execute an Agreement with J.D. Ramming Paving Co., Ltd for the amount of \$34,001 for roadway pavement repairs associated with the Cedar Oak Mesa Water System Improvement Project. All voting "Aye". MOTION PASSED**

27146 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE ADVANCE FUNDING AGREEMENT CSJ #1754-02-019 FOR RM 1826 AT DARDEN HILL ROAD AND ADVANCE FUNDING AGREEMENT CSJ #1754-02-020 FOR RM 1826 AT FM 967 [T2-1146]

A motion was made by Commissioner Ford, seconded by Commissioner Barton to authorize the County Judge to execute the Advance Funding Agreement CSJ #1754-02-019 for RM 1826 at Darden Hill Road and Advance Funding Agreement CSJ #1754-02-020 for RM 1826 at FM 967 and authorize the County Judge to execute. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED

AUTHORIZE THE COUNTY JUDGE TO SUBMIT A LETTER OF REQUEST FOR A FACILITY NEEDS ANALYSIS FROM THE TEXAS COMMISSION ON JAIL STANDARDS [T1-2300]

A motion was made by Commissioner Ford, seconded by Judge Sumter to authorize the County Judge to submit a Letter of Request for a facility needs analysis from the Texas Commission on Jail Standards. Commissioner Ford and Judge Sumter voting "Aye". Commissioner Ingalsbe, Commissioner Barton, and Commissioner Conley voting "No". **MOTION FAILED**



27147 ACCEPT A DATA REPORTING IMPROVEMENT PLAN PREPARED BY THE HAYS COUNTY CRIMINAL DISTRICT ATTORNEY'S OFFICE [T2-1160]

The Hays County DA has prepared a Data Reporting Improvement Plan pursuant to HB 2730. The DA will be sending the plan to the Texas Department of Public Safety this week. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to accept a Data Reporting Improvement Plan prepared by the Hays County Criminal District Attorney's Office. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED**

27148 AUTHORIZE THE COUNTY JUDGE TO SIGN A STATEMENT OF WORK FROM COLD SHOWER DESIGN FOR CONSULTING AND DESIGN SERVICES TO REVAMP THE COUNTY WEBSITE [T2-1174]

A motion was made by Commissioner Ford, seconded by Judge Sumter to authorize the County Judge to sign a Statement of Work from Cold Shower Design for consulting and design services to revamp the County Website in an amount not to exceed \$7500. All voting "Aye". **MOTION PASSED**

27149 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, COPS HIRING PROGRAM (CHP) FOR SUPPORT OF UP TO 5 NEW OFFICERS IN THE HAYS COUNTY SHERIFF'S OFFICE [T1-2101]

A motion was made by Judge Sumter seconded by Commissioner Conley to authorize the County Judge to submit a Grant Application to the U.S. Department of Justice, Office of Community Oriented Policing Services, COPS Hiring Program (CHP) for support of up to 5 new officers in the Hays County Sheriff's Office. All voting "Aye". **MOTION PASSED**

27150 AMEND CONSTABLE PCT 1 BUDGET [T2-1300]

Constable Pct 1 requires an addition \$15 to reimburse his administrative assistant for meal expenses incurred while attending a Civil Process Course in New Braunfels on May 14th & 17th. A budget amendment is also need for a shortfall in telephone expenses. **A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to amend Constable Pct 1's budget as recommended by the County Auditor. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED**

WORKSHOP - HAYS COUNTY STRATEGIC PLAN REVIEW [T2-140]

Chris Holtkamp, AICP Community and Economic Development with LCRA, spoke of meeting with citizens, elected officials and department heads. He gave a powerpoint presentation that reflected the purpose of the plan, plan topics, internal current activities, internal short term, internal mid term, water & wastewater, transportation, growth management, economic development, and quality of life issues. Dianne Wassenich (committee member) spoke of importance of the plan.

Court convened into closed meeting at 2:35 pm regarding the following executive session and reconvened into open meeting at 3:17 pm. No action was taken.

EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING EXISTING AND/OR CONTEMPLATED LITIGATION RELATED TO CLAIMS BY WILLIAM MONTAGUE JR.

Court convened into closed meeting at 4:20 p.m. for the following executive sessions and reconvened into open meeting at 6:15 p.m. No action was taken

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING A REGIONAL SHOOTING SPORTS COMPLEX IN HAYS COUNTY

Clerk's Note: Jim Camp and Chris North were invited to this closed meeting in their capacity as members of the Parks & Open Space Advisory Board and J.B. Kolodzey as a partner & entity involved in the shooting sports complex.



EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE, OR VALUE OF REAL PROPERTY RELATED TO THE JACOB'S WELL OPEN SPACE PROJECT

EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING THE INTERLOCAL AGREEMENT WITH THE CITY OF SAN MARCOS FOR THE COMPLETION OF MCCARTY LANE AND FM110

San Marcos Mayor Susan Narvaiz made public comment regarding McCarty Lane completion prior to the court convening into closed meeting.

27151 DISCUSSION AND ACTION ON 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

Bob Hinkle (Broaddus & Associates) spoke of material testing proposals. He recommended contracting with Terracon. [T1-2259] **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to select Terracon for material testing and authorize the County Judge to execute the contract once reviewed by legal counsel and program manager. All voting "Aye". MOTION PASSED**

Clerk's Note: Agenda Item #40 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR was PULLED. No discussion and no action taken.

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 JUNE 8, 2010.



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

