



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 28TH DAY OF SEPTEMBER 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. FRITSCHÉ	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Mark Newton of First Baptist Church of San Marcos gave the invocation and Commissioner Ford led the court in the Pledge of Allegiance to the flags. Judge Sumter was not present at the beginning of the meeting due to her having to chair the Salary Grievance Committee. Commissioner Ingalsbe called the meeting to order.

PUBLIC COMMENTS

Constable Pct. 3 Darrell Ayres made public comment regarding collective bargaining.

PRESENTATION OF RETIREMENT GIFT TO PAULETTE BROWN

Paulette Brown is retiring from the Tax Office, September 30, 2010 with 26 years of Hays County Service.

27451 APPROVE A PROCLAMATION DECLARING OCTOBER 5TH AS NATIONAL NIGHT OUT

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to approve a Proclamation declaring October 5th as National Night Out. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27452 APPROVE PAYMENTS OF COUNTY INVOICES

Ray Whisenant made public comment. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to approve payments of county invoices in the amount of \$1,744,647.05 as submitted by the County Auditor. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27453 APPROVE COMMISSIONER COURT MINUTES OF SEPTEMBER 13 & 21, 2010

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to approve Commissioner Court Minutes of September 13 & 21, 2010 as presented by the County Clerk. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27454 APPROVE SPECIFICATIONS FOR RFQ #2011-P01 HAYS COUNTY HAZARD MITIGATION ACTION PLAN UPDATE AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR PROPOSAL AND ADVERTISE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to approve specifications for RFQ #2011-P01 Hays County Hazard Mitigation Action Plan Update and authorize purchasing Manger to solicit for Proposal and advertise. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED



27455 AUTHORIZE COUNTY JUDGE TO EXECUTE SERVICE AGREEMENT WITH PHILIP SERVICES CORPORATION (PSC) LLC FOR RFP #2010-P08 HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT THAT WAS APPROVED IN COMMISSIONERS COURT ON JUNE 15, 2010

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to authorize County Judge to execute Service Agreement with Philip Services Corporation (PSC) LLC for RFP #2010-P08 Household Waste Collection Event that was approved in Commissioners Court on June 15, 2010. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27456 AUTHORIZE COUNTY JUDGE TO EXECUTE PROFESSIONAL AGREEMENT WITH SEBESTA BLOMBERG FOR RFQ #2010-P17 COMMISSIONING SERVICES FOR HAYS COUNTY GOVERNMENT CENTER IN AN AMOUNT NOT TO EXCEED \$295,900 APPROVED IN COMMISSIONERS COURT ON SEPTEMBER 14, 2010

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to authorize County Judge to execute Professional Agreement with Sebesta Blomberg for RFQ #2010-P17 commissioning services for Hays County Government Center in an amount not to exceed \$295,900 approved in Commissioners Court on September 14, 2010. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27457 RATIFY THE COUNTY JUDGE'S EXECUTION OF THE ADVANCE FUNDING AGREEMENT AMENDMENT #1 FOR BEBEE ROAD AT DACY LANE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to ratify the County Judge's execution of the Advance Funding Agreement Amendment #1 for Bebee Road at Dacy Lane. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27458 ACCEPT A DONATION OF AN EXAM BED FROM DR. SUE ANN HARRISON TO PERSONAL HEALTH DEPARTMENT

Dr. Sue Ann Harrison has offered an exam bed, estimated value - \$300 to the PHD to be used in the Well Child Department. This donation will allow the PHD to replace an outdated exam bed that is currently being used. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to accept a donation of an exam bed from Dr. Sue Ann Harrison to Personal Health Department. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27459 AMEND BUDGET OF HUMAN RESOURCES FOR CONTINUING ED

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to amend the budget of Human Resources for Continuing Ed. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

27460 APPROVE EXTENSION OF PROFESSIONAL SERVICES AGREEMENT WITH TOM FRANKE FOR DRAINAGE ENGINEERING REVIEW UNTIL 9/30/11

Tom Franke's PSA was approved by Commissioners Court on May 25, 2010. This request is to continue utilization of his services for review of projects with complex drainage components. Ray Whisenant made public comment. A motion was made by Commissioner Ford, seconded by Commissioner Barton to authorize Special Counsel Mark Kennedy to draft the extension of Professional Services Agreement with Tom Franke for drainage engineering review until 9/30/11 and authorize the County Judge to sign the agreement. Commissioner Ingalsbe, Commissioner Barton, and Commissioner Ford voting "Aye". Commissioner Conley voting "No". Judge Sumter not present to vote. MOTION PASSED

27461 AMEND BUDGET OF TAX OFFICE IN GENERAL FUND FOR WEBSITE FEES

This is for the annual webhosting fee and the annual technical support service fee. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to amend the budget of Tax Office in General Fund for Website Fees. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED



27462 AMEND SHERIFF OFFICE BUDGET IN GENERAL FUND FOR CONTINUING ED

Invoices on hand means line item is over \$476 with credit card bill to be paid off \$460.05, budget amendment amount is \$1,000. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to amend Sheriff Office Budget in General Fund for Continuing Ed. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27463 AUTHORIZE THE COUNTY JUDGE TO EXECUTE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE TEXAS TASK FORCE ON INDIGENT DEFENSE FOR \$71,325

This is a formula grant available annually to the County to assist in the implementation of the provisions of the Fair Defense Act and the improvement of Indigent Criminal Defense Services. The grant funds may be used for defendants accused of crimes or juvenile offenses, for licensed investigators, forensic specialists, or mental health experts related to criminal defense of Indigent defendants. The grant application submission is through on on-line electronic process, with the Resolution faxed or mailed for verification authorization. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to authorize the County Judge to execute Resolution and submit a Grant Application to the Texas Task Force on Indigent Defense for \$71,325. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27464 ACCEPT THE BOND FOR FISCAL SURETY FOR THE RE-VEGETATION OF THE GREEN ACRES DRIVE REPLACEMENT BRIDGE

The contractor has issued a re-vegetation bond for \$2,295. The Transportation Division has inspected and recommends acceptance. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to accept the Bond for Fiscal Surety for the re-vegetation of the Green Acres Drive replacement bridge. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27465 HOLD A PUBLIC HEARING WITH ACTION TO ESTABLISH TRAFFIC REGULATIONS ON OAK GROVE ROAD AT THE INTERSECTION OF LITTLE BEAR ROAD/MOURNING DOVE LANE

Commissioner Ingalsbe Sumter the public hearing. No public input was received. Public hearing was closed. RPTP Director Jerry Borcharding gave staff recommendation. This will establish a 4-way stop on Oak Grove Road at the intersection with Little Bear Road (entrance of Elliot Ranch Subdivision on the north side) and Mourning dove Lane (entrance of Oak Forest Subdivision on the south side). There currently are stop signs on both Little Bear Road and on Mourning Dove Lane at the intersection. **A motion was made by Commissioner Barton, seconded by Commissioner Ford to establish traffic regulations on Oak Grove Road at the intersection of Little Bear road/Mourning Dove Lane. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27466 HOLD A PUBLIC HEARING WITH ACTION TO ESTABLISH TRAFFIC REGULATIONS IN THE VINEYARD SUBDIVISION

Commissioner Ingalsbe opened the public hearing. No public input was received. Public hearing was closed. RPTP Director Jerry Borcharding gave staff recommendation. This will establish a stop sign on Tuscan Drive at Elder Hill Rd, a stop sign on Napa Court at Tuscan Drive, a stop sign on St. Helena Court at Tuscan Drive, and stop sign on Sonoma Lane at Tuscan Drive, and a speed limit of 25 MPH within the subdivision. **A motion was made by Commissioner Ford, seconded by Commissioner Conley to establish traffic regulations in the Vineyard Subdivision. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27467 BC ACRES SUBDIVISION [10-18-4 - 2 LOTS] APPROVE PRELIMINARY PLAN

Programs Manager Development Services, Clint Garza gave staff recommendation for approval. The proposed BC Acres subdivision is a proposed 2 lot subdivision of 11.74 acres located adjacent to Pioneer Ranches on McGregor Lane in Pct 4. If approved the newly created lots will be 3.2 and 8.5 acres in size, with each having direct frontage onto McGregor Lane. Each lot will be served by existing on-site sewage facilities and existing rainwater collection systems. There are no variances and the entire division is not located within any City's extra-territorial jurisdiction. **A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to approve preliminary plan of BC Acres Subdivision. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**



27468 TRACT 9 PIONEER RANCHES SUBDIVISION [10-20-4 - 1 LOT] APPROVE PRELIMINARY PLAN

Programs Manager Development Services, Clint Garza gave staff recommendation for approval. Pioneer Ranches is an unrecorded/unplatted subdivision located off of Pioneer Trail in Pct 4. The original tracts were all 10 acres or greater in size, however there have been re-subdivisions which triggered the plat requirement for those previously exempt parcels. The owner of tract 7 is in the process of purchasing 4.99 acres from the owner of tract 9. The reduction in size will require the platting of the newly created 5.00 acre portion of tract 9. This lot will be served by a water well and existing on-site sewage facility. **A motion was made by Commissioner Ford, seconded by Commissioner Barton to approve preliminary plan of Tract 9 Pioneer Ranches Subdivision. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27469 ACCEPT CONSTRUCTION OF THE STREET AND DRAINAGE IMPROVEMENTS IN THE DRIPPING SPRINGS RANCH SUBDIVISION, REPLAT OF TRACT 4. RELEASE CONSTRUCTION SURETY IN THE AMOUNT OF \$140,760

Programs Manager Development Services, Clint Garza gave staff recommendation for approval. The replat of Tract 4 Dripping Springs Ranch Subdivision was final platted on August 4, 2009. At that time the court approved the acceptance of construction surety in the form of a cash bond for the improvements serving newly platted lots in Dripping Springs Ranch, Tract 4 and Rancho Bella Subdivision. At this time the developer has satisfied Hays County construction requirements and would like the surety to be returned. As this is to remain a private road, no maintenance surety is required. **A motion was made by Commissioner Ford, seconded by Commissioner Conley to accept construction of the street and drainage improvements in the Dripping Springs Ranch Subdivision, replat of Tract 4, release construction surety in the amount of \$140,760. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27470 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN HAYS COUNTY PERSONAL HEALTH DEPARTMENT (PHD) AND COMMUNITY FIRST HEALTH PLANS (A MEDICAID PROGRAM)

This MOU will allow the PHD to bill Community First Health Plans for services provided to Community First clients. At this time, the PHD serves a number of community First clients but is unable to charge the clients or bill Community First for those services. This MOU will take effect on October 1, 2010. **A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Memorandum of Understanding (MOU) between Hays County Personal Health Department (PHD) and Community First Health Plans (a Medicaid Program). Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27471 ACCEPT A GRANT FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT - HAZARD MITIGATION GRANT PROGRAM FOR \$56,250

On January 10, 2010 the commissioners Court approved submission of a grant application to the Office of the Governor, division of Emergency management (now Texas Department of Public Safety, Division of Emergency Management) for funding to revise the County's Hazard Mitigation Plan. The plan must be updated every five years to maintain eligibility for various FEMA grant programs, the current Flood Protection Planning grant from the Texas Water Development board, and requirements regarding the County Emergency Management Department. Our plan will expire in October, 2011 and considerable time is necessary for plan preparation and approval by FEMA. It is critical that the plan be revised, with or without grant funding, to maintain current commitments as well as eligibility for future funding opportunities. Funding, in the amount of \$56,250 has been awarded through the Hazard Mitigation Grant Program, administered by the Federal Emergency Management Agency (FEMA), for preparation of the plan. A 20% local match (\$18,750) is required, for a total project amount of \$75,000. It is expected that other participating partners will contribute to the local match, although these amounts have not yet been determined. **A motion was made by Commissioner Barton, seconded by Commissioner Ford to accept a grant from the Texas Department of Public Safety, Division of Emergency Management - Hazard Mitigation Grant Program for \$56,250. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**



27472 AUTHORIZE COUNSEL TO NEGOTIATE DUE DILIGENCE SERVICES RELATED TO A POTENTIAL REAL PROPERTY ACQUISITION IN KYLE, TEXAS; AND TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE DUE DILIGENCE SERVICES AGREEMENTS NEGOTIATED BY COUNSEL

The property in question is a potential location for Hays County's Precinct 2 offices. Services to be procured include (1) Boundary and topographic survey - \$5,000, (2) environmental analysis (Ph 1) - \$2,000, (3) Geotechnical analysis (soil borings) - \$4,000 (for 4-5 borings), (4) Preliminary drainage study - \$15,000. The sum total cost for these services should be around \$26,000. To account for unforeseen factors, counsel requests authority up to \$30,000 for performance of all of the above-listed services. Counsel has been collaborating with members of Broaddus and Associates on this project. Broaddus' line-item estimates of due diligence costs is reflected above. **A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to authorize Counsel to negotiate due diligence services related to a potential real property acquisition in Kyle, Texas and to authorize the County Judge to execute due diligence services agreements negotiated by Counsel. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED**

27473 AUTHORIZE THE COUNTY JUDGE TO NEGOTIATE AND EXECUTE A CONTRACTUAL AGREEMENT WITH THE GREATER SAN MARCOS ECONOMIC DEVELOPMENT CORPORATION FOR ECONOMIC DEVELOPMENT SERVICES

When the court voted to give \$15,000 to the Greater San Marcos Economic Development Corporation, Commissioner Conley neglected to negotiate and secure a written agreement with the Corporation for the deliverables and property management of taxpayer monies. This agenda item will correct that oversight by putting a contractual agreement in place, similar to the City of San Marcos Agreement with the corporation. We have begun work on the contract and will continue to negotiate in accordance with Ms. Madison presentation to the court and the requirements the county has insure proper expenditure of county funds. Because the county was invoiced the entire \$150,000, we cannot put in place monthly disbursements as the City of San Marcos in their agreement has but we can ensure that repayment of funds will occur if necessary. Mark Kennedy, Bill Herzog, (if Necessary) and County Judge will work toward an agreement as quickly as possible. Sam Brannon made public comment. **A motion was made by Commissioner Barton, seconded by Judge Sumter to authorize the County Judge to negotiate and execute a contractual Agreement with the Greater San Marcos Economic Development Corporation for Economic Development Services described by Commissioner Conley, and that we have a committee of Judge Sumter, Bill Herzog, and Commissioner Conley to review the process. All voting "Aye". MOTION PASSED**

27474 AUTHORIZE THE COUNTY JUDGE TO RE-NEW THE LEASE AGREEMENT WITH J.M. KIRKPATRICK ENTERPRISES, INC. FOR PRECINCT 3 OFFICES LOCATED IN WIMBERLEY

A motion was made by Commissioner Conley, seconded by Commissioner Ford to authorize Commissioner Conley to re-new the Lease Agreement with J.M. Kirkpatrick Enterprises, Inc. for Precinct 3 Offices located in Wimberley. There was a 2 year lease signed. Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote. MOTION PASSED

Clerk's Note: Agenda Item #26 RE: *AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN ASSIGNMENT AND ASSUMPTION AGREEMENT RELATED TO THE ACQUISITION OF THE NICHOLSON RANCH PROPERTY; TO PERFORM BUYER'S OBLIGATION UNDER THE PURCHASE AGREEMENT; AND TO AUTHORIZE COUNSEL TO EXECUTE CLOSING DOCUMENTS. PRIOR TO DELIBERATION OR TAKING THIS ACTION IT MAY BE NECESSARY TO CONVENE THE COURT IN EXECUTIVE SESSION PURSUANT TO 551.072 OF THE TEXAS GOVERNMENT CODE IN ORDER TO DELIBERATE ONE OR MORE ASPECTS OF THE FINAL REAL ESTATE NEGOTIATION AND/OR ACQUISITION was PULLED. No action taken.*

HOLD A PUBLIC HEARING ON THE PROPOSED FY2011 HAYS COUNTY BUDGET

Commissioner Ford spoke of bringing the tax rate down to 46.92 cents. Commissioner Conley stated that he will not support a tax rate increase. Commissioner Barton spoke of elected officials salaries. Commissioner Ingalsbe spoke. Judge Sumter declared the public hearing open. Charlie Johnson, Donna Reeder, Lance Merrick, David Crowell, Sam Brannon, Rob Roark, Frank Wood, Mich Esser, Frank Puckett, Clint Frankmann, Josh Sanchez, Judy Clements, Conrad Fjetland, and James Kohler made public comments.



27475 SET THE SALARIES AND ALLOWANCES FOR HAYS COUNTY ELECTED OFFICIALS FOR FY2011

A motion was made by Commissioner Conley seconded by Commissioner Ingalsbe not to give any salary increases to elected officials in FY2011 budget. All voting "Aye". MOTION PASSED A motion was made by Judge Sumter seconded by Commissioner Barton to follow County Policy on Longevity and increase longevity of \$60 more per year and travel allowances will be set the same as last year. All voting "Aye". MOTION PASSED

27476 ADOPT THE FY2011 HAYS COUNTY BUDGET AFTER MAKING ANY FINAL CHANGES

A motion was made by Commissioner Barton, seconded by Judge Sumter to accept the changes that were added to the budget as follows and adding \$27,840 to the FY11 budget and tax rate:

Tax Office	001-619-00.5411	FY11 Monthly service charge for website design(contingencies)	\$ 6,300
	001-680-00.5429	FY11 Annual Webhosting Fee-ArcaSearch-(budget in IT)	3,385
Sheriff	001-618-00.5021	Crime Analyst + fringe benefits (as of 1/1/11)	38,462
	001-680-00.5712	laptop & desktop computer	3,330
	001-618-00.5021	Admin I (training) + fringe (start Jan 1,11)	26,606
		Desktop computer	1,500
		Patrol Admin-salary to 25% + fringe	3,700
	001-618-00.5713	1 Ford Expedition (out of Reserves)	25,000
Sheriff Bail Bond	51-618-00.5021	Part-time Admin I (Bail Bond Funds-bal w/reserves)	708
Jail	001-618-03.5021	1 Jail Maintenance Worker + fringe (Temp Full Time-reserves)	31,330
		Re-grade Correction Officers to Transp Deputies(w/salary svcs)	35,831
	001-618-03.5206	Increase law enforcement supplies	2,000
	001-618-03.5719	Increase misc equip for law mower expense	500
IT	001-680-00.5712	Treasurer's Time Keeping System (out of Reserves)	44,500
Treasurer	001-680-00.5021	Asst Treasurer 6% increase + fringe	3,936
County Wide	001-645-00.5741	LBJ Museum renovations (out of Reserves)	225,000
		Alternative Dispute Resolution Ctr (funded FY10 reduced)	<10,000>
		Partners in Progress – (funded FY10 reduced)	<49,000>
	001-645-00.5718	V Max software for Elections (move additional into Reserves)	25,000
Elections	001-655-00.5446	Move Maintenance to Contract Fund & budget revenue	<50,000>
		Hazard Mitigation \$75K grant – (\$18,750 Matching funds – out of Reserves)	18,750
District Attorney	001-608-00.5021	Attorney's receive 1% merit	6,137
JP's		All JP's printing budget to \$300 for magistratation forms	700
Personal Health	120-675-00.5712	Electronic Medical Records System (out of Reserves)	35,000
Personal Health			
Indigent	120-675-06.5231	Increase medical supplies (reduced)	25,000
	120-675-06.5431	Increase medical services (reducec)	25,000
Personal Health			
Title V	120-675-99-020.4301	Increase grant revenue	<2,000>
Sheriff-OAG Vine	001-618-99-004.4301	Increase grant revenue	<602>
Juv Prob TJPC-A	001-686-99-027.4301	Increase grant revenue	<6,000>
Juv Prob TJPC-E	001-686-99-034.5361	Reduce contract inmate detention	<1,000>
		Remove Elected Officials 2% salary + fringe	<29,645>

Road Projects to rollover

RPTP R & B	020-710-00.5386	FY10 Rollover project-Mc Gregor Ln ROW Svcs	5,000
	020-710-00.5448_008	FY10 Rollover project – Nutty Brown drainage review	7,500
	020-710-00.5448_008	FY10 Rollover project – Elder Hill	20,000
	020-710-00.5713	Vehicle	21,777

Personnel

DA		Convert Attorney II slot 2 to Attorney I	
Juv Detention		Title change – Detention Corr Officer to Juv Supervision Officer	
RPTP Dev Svcs		Sanitarians to receive 1% COLA & 1% merit	
RPTP Road & Bridge		Remove Inspector slot 2	

Grants

Juv Probation		Budget TJPC-C Commitment reduction grant funds	51,100
		Reduce TJPC-H grant funds to actual	<20,611>
		Correct TJPC-Y budget moving funds from 5361 to 5489	2,350
		Move all TJPC local match to operating	415,176
Sheriff		Move jail radio funds to grant cost center	39,947
EMC		Budget GDEM CERT rollover funds	642
Veteran's Admin		Budget VA bus & mtc FY10 rollover funds	74,670
Personal Health		Budget Bioterrorism FY10 rollover funds to new cost ctr	27,185
		Increase Bioterrorism FY11 revenue & expenses to actual	558
		Budget H1N1 rollover – split ph 1 & 2 into 2 cost centers	345,469
DA		Budget prosecution enhancement grant funds	12,026
County-Wide		Move all phone allowances to county-wide (until policy is in place)	2,793
Historical Comm		Roll FY10 cemetery mtc savings to FY11 contract svcs	5,000

Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley voting "No". MOTION PASSED



A motion was made by Commissioner Ford, seconded by Commissioner Barton to reduce fuel line item by \$100,000. All voting "Aye".

A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to reduce legal fee line item by \$25,000. All voting "Aye".

A motion was made by Judge Sumter, seconded by Commissioner Barton to move \$25,000 for Redistricting, add \$25,000 for a total of \$50,000 for Transportation Committee, \$20,000 For Healthy Communities from General Fund County Wide to Reserves and reduce General Contract Services to \$25,000 from General Fund to Reserves. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Barton, seconded by Commissioner Ford to increase revenue for sales tax \$9,450,000 to \$9,500,000. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Barton to take \$176,000 savings from salary line items, eliminate a COLA this year and make increase as discretionary merits starting December 1, 2011. Motion withdrawn

A motion was made by Commissioner Ford, seconded by Commissioner Conley to take an additional \$50,000 from materials line item out of the RPTP Budget. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to reduce \$25,000 from salary adjustment line item #001-645.5091. All voting "Aye". MOTION PASSED

A motion was made by Judge Sumter, seconded by Commissioner Conley to reduce \$47,500 from general contingency line item and remove \$2,500 from training contingencies for a total of \$50,000 removed from Contingencies Line item. Commissioner Ingalsbe, Commissioner Conley, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Barton voting "No".

A motion was made by Judge Sumter, seconded by Commissioner Barton to reduce \$5,000 from membership fees general line item. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to reduce the collective bargaining budgeted amount by two months and give a 2% salary merit increases for non-collective bargaining employees to start December 1, 2010. Motion withdrawn

A motion was made by Commissioner Conley, seconded by Commissioner Ford to cut \$45,000 off of Pct. 3 Hill County Ranches Road Project. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Barton, seconded by Commissioner Ford to reduce salary line item by \$54,320 and to do away with any COLA increase and make all increases merit based to be determined by department head with no increases to take effect earlier than December 1, 2010. All voting "Aye". MOTION PASSED

Judge Sumter had to leave the meeting at this time for personal reasons.

A motion was made by Commissioner Barton, seconded by Commissioner Conley to reduce collective bargaining unit by \$50,000 and make that subject to negotiations with the collective bargaining team and place \$16,559 to balance budget and keep tax rate at 46.92¢ with remaining funds to go into contingencies to be earmarked for debt reduction or additional collective bargaining funds. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote.

A motion was made by Commissioner Conley, seconded by Commissioner Ford to adopt the FY2011 Hays County Budget with final changes made this date. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote.

27477 RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FY2011 HAYS COUNTY BUDGET

County Auditor Bill Herzog advised that this budget will raise more total property taxes than last year's budget by \$678,793 (1.3%) and of that amount \$1,638,588 is tax revenue to be raised from new property added to the tax roll this year. A motion was made by Commissioner Barton, seconded by Commissioner Ford to ratify the property tax increase reflected in the FY2011 Hays County budget. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote.



27478 APPROVE AN ORDER ADOPTING THE TAX RATE FOR FY2011 AND LEVY THE TAXES

A motion was made by Commissioner Ford, seconded by Commissioner Conley to approve an Order Adopting the Tax Rate of 46.92 cents [General Maintenance & Operations = 29.85 cents General Debt = 12.63 cents Road & Bridge M&O = 4.44 cents] for Fiscal Year 2011 and levy the taxes. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter not present to vote.

EXECUTIVE SESSION PURSUANT TO 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE, CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE NICHOLSON RANCH ACQUISITION AND OPTIONS THE COUNTY HAS IN REGARDS TO THE PROJECT

Commissioners Court, Stan Snodgrass, and Mark Kennedy were in the Executive Session. No action taken.

EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING COLLECTIVE BARGAINING BETWEEN HAYS COUNTY AND HCLEA, THE DESIGNATED BARGAINING AGENT FOR LAW ENFORCEMENT OFFICERS EMPLOYED BY HAYS COUNTY

Commissioners Court, Mark Kennedy, Bill Herzog, Mike Davenport, and Shari Miller were in Executive Session. No action taken.

Court was adjourned.

I, LINDA C. FRITSCH, 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 28, 2010.



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

