



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 11<sup>TH</sup> DAY OF JANUARY A.D., 2011, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ALBERT H. COBB JR	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MARK JONES	COMMISSIONER, PCT. 2
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Bob Smith with the Powerhouse Christian Center gave the invocation and Commissioner Jones led the court in the pledge of allegiance to the flags. Judge Cobb called the meeting to order.

**27707 ADOPT A PROCLAMATION DECLARING JANUARY 17, 2011 AS DR. MARTIN LUTHER KING, JR. DAY**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to adopt a Proclamation declaring January 17, 2011 as Dr. Martin Luther King, Jr. day. All voting "Aye". MOTION PASSED

**PRESENTATION OF CAPCOG (CAPITAL AREA COUNCIL OF GOVERNMENTS) TO THE COMMISSIONERS COURT. PRESENTATION WILL INCLUDE AN OVERVIEW OF CAPCOG AND RESPONSIBILITIES OF REGIONAL COUNCILS**

Betty Boyd from CAPCOG gave an overview of responsibilities of the regional Councils

**PUBLIC COMMENTS**

David Crowell, Shelly Kremer, Jim Camp made public comments.

**27708 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve payments of county invoices in the amount of \$950,820.18 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

**27709 APPROVE COMMISSIONER COURT MINUTES OF JANUARY 4, 2011**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioner Court Minutes of January 4, 2011. All voting "Aye". MOTION PASSED

**27710 APPROVE REAPPOINTMENTS OF PARKS AND OPEN SPACE ADVISORY BOARD MEMBERS FOR THE COUNTY JUDGE AND PRECINCT TWO COMMISSIONER**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve reappointment of Parks and Open Space Advisory Board members for the County Judge and Precinct Two Commissioner. All voting "Aye". MOTION PASSED

**27711 APPROVE UTILITY PERMIT**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve utility permit #827 on Turnersville Road (CR 105) issued to PEC by the County Road Department. All voting "Aye". MOTION PASSED



**27712 APPROVE THE RE-APPOINTMENT OF JOHN ROPPOLO TO CAPCOG, CRIMINAL JUSTICE ADVISORY COMMITTEE**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the re-appointment of John Roppolo to CAPCOG, Criminal Justice Advisory Committee. All voting "Aye". MOTION PASSED

**27713 APPROVE THE REAPPOINTMENT OF JIM HOLLIS AND MARK IBERG TO HAYS COUNTY ESD #2 FOR AN ADDITIONAL TWO YEAR TERM, BEGINNING JANUARY 1, 2011.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the reappointment of Jim Hollis and Mark Iberg to Hays County ESD #2 for an additional two year term, beginning January 1, 2011. All voting "Aye". MOTION PASSED

**27714 APPROVE THE REAPPOINTMENT OF SUSAN MECKEL TO HAYS COUNTY ESD #5 FOR AN ADDITIONAL TWO YEAR TERM, BEGINNING JANUARY 1, 2011**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the reappointment of Susan Meckel to Hays County ESD #5 for an additional two year term, beginning January 1, 2011. All voting "Aye". MOTION PASSED

**27715 APPROVE THE REAPPOINTMENT OF SCOTT STEVENS, JIM WEATHERFORD, AND PAUL KASKIE TO HAYS COUNTY ESD #8 FOR AN ADDITIONAL TWO YEAR TERM, BEGINNING JANUARY 1, 2011.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the reappointment of Scott Stevens, Jim Weatherford, and Paul Kaskie to Hays County ESD #8 for an additional two year term beginning January 1, 2011. All voting "Aye". MOTION PASSED

**27716 RATIFY COUNTY JUDGE'S SIGNATURE ON A TEXAS ESGP LOCAL GOVERNMENT CERTIFICATION FORM FOR COMMUNITY ACTION, INC**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify County Judge's signature on a Texas ESGP Local Government certification form for Community Action, Inc. All voting "Aye". MOTION PASSED

**27717 HOLD A PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS ON MARSH LANE IN SHADOW CREEK SUBDIVISION.**

Judge Cobb opened the public hearing. No public input was received. Public hearing was closed. RTP Director Jerry Borcharding gave staff recommendation. This is to establish to establish a 15 mph school zone speed limit w/flasher light and accompanying pedestrian signs on Marsh Lane in Shadow Creek Subdivision for Ralph Pfluger Elementary School. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to establish traffic regulations on Marsh Lane in Shadow Creek. All voting "Aye". MOTION PASSED

**27718 RELEASE THE FISCAL SURETY FOR RE-VEGETATION OF STREET AND DRAINAGE IMPROVEMENTS FOR SHADOW CREEK SUBDIVISION PHASE 4, SECTION 1A & 2A.**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to release the fiscal surety for re-vegetation of street and drainage improvements for Shadow Creek Subdivision Ph 4, Sec 1A & 2A. All voting "Aye". MOTION PASSED

**27719 HOLD A PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS ON PEABODY PLACE DRIVE**

Judge Cobb opened the public hearing. No public input was received. Public hearing was closed. RTP Director Jerry Borcharding gave staff recommendation. This is to establish to establish a 20 MPH school zone speed limit w/ flasher light and accompanying pedestrian signs at the request of the Dripping Springs ISD. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to establish traffic regulations on Peabody Place Drive. All voting "Aye". MOTION PASSED

**27720 RE-SUBDIVISION OF LOT 69, ROLLING OAKS SUBDIVISION, SECTION 4 (10-4-47 - 2 LOTS) APPROVE PRELIMINARY PLAN AND CALL FOR A PUBLIC HEARING ON FEBRUARY 8, 2011**

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve preliminary plan and call for a public hearing on February 8, 2011 on re-subdivision of lot 69, Rolling Oaks Subdivision, Section 2. All voting "Aye". MOTION PASSED  
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**27721 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDER #3 WITH HARRIS ROAD COMPANY FOR THE SPRING LAKE (SAN MARCOS SPRINGS) PRESERVE PROJECT**

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute change order #3 with Harris Road company for the Spring Lake (San Marcos Springs) Preserve project. All voting "Aye". MOTION PASSED

**27722 APPROVE RESOLUTION SUPPORTING THE GUADALUPE-BLANCO RIVER AUTHORITY APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD FOR A FLOOD PROTECTION PLANNING GRANT**

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve Resolution supporting the Guadalupe-Blanco River authority application to the Texas Water Development Board for a Flood Protection planning Grant. All voting "Aye". MOTION PASSED

**27723 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SHORT FORM AGREEMENT BETWEEN HAYS COUNTY AND HDR ENGINEERING, INC. FOR PROFESSIONAL SERVICES RELATED TO THE DESIGN OF A TRAFFIC SIGNAL AT THE INTERSECTION OF WONDERWORLD DRIVE AND STAGECOACH TRAIL**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute a short form agreement between Hays County and HDR Engineering, Inc for professional services related to the design of a traffic signal at the intersection of Wonderworld Drive and Stagecoach Trail. All voting "Aye". MOTION PASSED

**27724 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LEASE AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF MOUNTAIN CITY**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a lease agreement between Hays County and the City of Mountain City. All voting "Aye". MOTION PASSED

**27725 APPROVE THE APPOINTMENT OF MIKE MOORE TO HAYS COUNTY ESD #5 TO REPLACE JOHN REILLY, BEGINNING JANUARY 11, 2011**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the appointment of Mike Moore to Hays County ESD #5 to replace John Reilly, beginning January 11, 2011. All voting "Aye". MOTION PASSED

**27726 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING RIGHT OF WAY ACQUISITION ON OR NEAR MCGREGOR LANE IN PRECINCT 4**

Court convened into closed executive session at 10:18 a.m. reconvened into open meeting at 10:32 a.m. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize counsel to include incidental costs and requests in the Right of Way Acquisition Agreement related to the McGregor Lane bridge project in Precinct 4; to authorize counsel to pay the previously-agreed-upon market value(\$20,000 per acre) for all properties included in this project, except for that of Jack Bleakley which should be purchased for a reduced value, as negotiated by counsel; to authorize counsel to file a "friendly condemnation suit" for acquisition of the Walker and Toro tracts, which is needed to properly eliminate the Conservation Easement overlaying those properties; and to authorize the County Judge to execute all agreements and closing documents associated with this ROW Acquisition project. All voting "Aye". MOTION PASSED

**27727 PURSUANT TO OPEN MEETINGS ACT, TEXAS GOVERNMENT CODE 551.074, EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS TO DELIBERATE THE EVALUATION OF DEPARTMENT HEADS**

Court convened into closed executive session at 10:32 a.m. reconvened into open meeting at 10:51 a.m. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to ratify the actions of the Treasure's office prior to this date in providing merit raises to employees under the supervision of Commissioners Court to provide a 1% merit raise for the Juvenile Facility Administrator, Fire Marshall, and the Director of RPTP effective January 1, 2011. All voting "Aye". MOTION PASSED

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**27728 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**

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to sign a change order in an amount not to exceed \$18,000 to JE Dunn in relation to work on the Hays County Jail. All voting "Aye". MOTION PASSED

**DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR.**

Mike Weaver spoke of the updates on road projects.

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adjourn Commissioners Court All voting "Aye". MOTION PASSED

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I, Liz Q. Gonzalez, 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 January 11, 2011.



Liz Q Gonzalez, COUNTY CLERK AND EXOFFICIO  
CLERK OF THE COMMISSIONERS' COURT OF  
HAYS COUNTY, TEXAS

