



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 10TH DAY OF MAY 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

WITH COMMISSIONER PCT. 1 DEBBIE GONZALES INGALSBE ABSENT; AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS

Pastor Robin Steele with the Promise Land Church gave the invocation and Judge Cobb led the court in the Pledge of Allegiance to the flags. Judge Cobb called the meeting to order.

New Hires were introduced by Dee Dee Baen Human Resources Director

PUBLIC COMMENTS

Luanne Caraway Hays County Tax Assessor spoke about House Bill. Alan Cameron resident of San Marcos spoke. Sam Brannon resident of San Marcos spoke.

28030 ADOPT A PROCLAMATION DECLARING MAY 15, 2011 AS PEACE OFFICERS MEMORIAL DAY AND MAY 15-21, 2011 AS LAW ENFORCEMENT OFFICERS WEEK

Hays County will honor fallen Peace Officers on May 17th at 7:00 pm at the Hays County Courthouse. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Proclamation declaring May 15, 2011 as Peace Officers Memorial Day and May 15-21, 2011 as Law Enforcement Officers week. Commissioner Whisenant, Commissioner Jones and Judge Cobb voting "Aye" Commissioner Conley not present to vote. MOTION PASSED

RECOGNIZE HAYS COUNTY FIREFIGHTERS FOR THE SERVICE DURING THE RECENT TEXAS WILDFIRES

Clay Huckabee, Chief of the Buda Fire Department spoke on behalf of the firefighters that were assisting in the West Texas fires. The following Firefighters responded to the need for assistance during the recent Texas Wildfires. They represented Hays County well and are being honored for their sacrifices the Firefighters are from (South Hays Fire) Lt. Basil Pierce, Firefighter Wes Trapp, Jesse Maldonado, TJ Browder, Chas Humphrey, Jason Perez and Matt Simkin (Buda) Lt. Craig Odell, Lt. Raymond Seyfried, Cory Young, Heath Huckaby, Carlos Rocha, Jason Cook, Ben Ogletree, Jacob Haverda, and Abel Gonzales (Kyle) Lt. Derrick Sexton, Kevin Cox, Matt Jobe, and Brandon Kitchens (ESD#6) Rayne Kelly, Dustin Hudson and Steven Fretwell.

28031 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve payments of county invoices in the amount of \$531,371.12 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

28032 APPROVE COMMISSIONERS COURT MINUTES OF MAY 3, 2011

A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve Commissioner Court Minutes of May 3, 2011 as presented by the County Clerk. All voting "Aye". MOTION PASSED

28033 AMEND SHERIFF'S OPERATING BUDGET FOR HOLIDAY OVERTIME PAY

The Sheriff's Department is requesting additional funds due to staffing coverage over the holidays in the Sheriff Operating division. Also, funds have been moved from this line item to other divisions under the Sheriff to help fund their overtime pay which is now creating budget issues. Funds from salary savings (due to unfilled positions) will be used to fund this amendment. Staff Salary-001-618-00.5021: (\$50,000) Holiday O/T 001-618-00.5036 \$50,000. A motion was made by Commissioner Jones, seconded by Commissioner Conley to amend Sheriff's Operation budget for holiday overtime pay. All present voting "Aye". MOTION PASSED



County Clerks Note Item # 6: ACCEPT A \$10,000 DONATION FROM KATE JOHNSON FOR THE HISTORICAL JAIL RESTORATION PROJECT AND AMEND THE BUDGET FOR USE OF THOSE FUNDS FOR DIRECT EXPENSES RELATED TO THE PROJECT- was pulled

28034 APPROVE SPECIFICATIONS FOR RFP #2011-P12, REAL ESTATE SERVICES ON AN AS-NEEDED BASIS, AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR PROPOSAL AND ADVERTISE

Hays County is seeking the services of a real estate company (the consultant) to provide a broad range of real estate services for real property assets. The purpose of the request for proposals is to select one or several consultants who may be retained and used on an as-needed basis to assist the County in all aspects of real estate planning, lease evaluation, portfolio management and evaluation of surplus property. This offering is not intended to be a selection of a Consultant for a specific project. The county reserves the right to determine the project assignment to the Consultant following the general guidelines as follows: 1) evaluation of County's owned and leased property; 2) evaluation of County's current lease agreements and assessment of revenue potential; 3) assessment of potential sale of current County property inventory; and 4) special projects. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve specifications for RFP #2011-P12, Real Estate Services on an As-Needed Basis, and authorize Purchasing Manager to solicit for proposal and advertise. All present voting "Aye". MOTION PASSED**

28035 APPROVE RECOMMENDATION OF PARSONS BRINCKERHOFF AS MOST QUALIFIED FIRM FOR RFQ 2011-P08 "QUALIFICATIONS FOR FIRMS HAVING EXPERTISE IN TRANSPORTATION PLANNING"

There were six proposals received and after evaluation of those proposals from Prime Strategies Inc, HDR Engineering Inc, URS, Parsons Brinckerhoff, Halff Associates and Freese & Nichols, Parson Brinckerhoff was selected as most qualified. A negotiated contract will be brought back before Commissioners Court for approval at a later date. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve recommendation of Parsons Brinckerhoff as most qualified firm for RFQ 2011-p08"Qualifications for Firms having Expertise in Transportation Planning". All present voting "Aye". MOTION PASSED**

28036 RENEW BID #2010-B09 FOR "EMULSION OILS" FOR ONE ADDITIONAL YEAR AS PROVIDED FOR IN ORIGINAL BID

There will be a 15 cent increase per gallon from Ergor due to the increase in oil prices, but this increase is still below the bid price of the next lowest bidder. Due to the volatile market for oil prices, if the county rebids the county would be subjected to much higher pricing. The increase is provided for in the original bid. The original specifications provide for a price increase or decrease, if needed, based upon price changes the vendor receives for the established price of product to be furnished provided the pricing does not exceed the next lowest bidder. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve the renew bid #2010-B09 for "Emulsion Oils" for one additional year as provided for in original bid. All present voting "Aye". MOTION PASSED**

28037 1826 NUTTY BROWN SUBDIVISION [10-4-31] AND APPROVAL FINAL PLAT

Roxie Boykin Subdivision Coordinator gave an overview of the plat and gave the final approval. The 1826 Nutty Brown Subdivision is a proposed subdivision of 5.00 acres of land located at the intersection of FM 1826 and Nutty Brown Road in Precinct 4. The owner intends to build a convenience store and gas station on the lot which will be served by LCRA and an individual on-site sewage facility to be permitted by Hays County. Concerns regarding access have arisen. The developer has been coordinating with the City of Dripping Springs, Hays County, and TXDOT, and are proposing a turning lane on FM 1826 as a condition for approval of the driveway permit through TXDOT. The City of Dripping Springs approved final plat in late 2010, and approved the site plan on March 8, 2011 and the preliminary plat was approved by the Commissioners Court on March 22, 2011. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve final plat of 1826 Nutty Brown Subdivision. All present voting "Aye". MOTION PASSED**

DISCUSSION AND POSSIBLE ACTION REGARDING CAMPO'S CALL FOR PROJECTS THAT WOULD BE FUNDED BY FEDERAL STIMULUS MONIES

Transportation Director Jerry Borcharding spoke of the STP MM funding. (Surface Transportation Program Metropolitan Mobility), Michael Aulick Vice President of Huitt-Zollars Inc. spoke and Joe Cantalupo Executive Director of CAMPO (Capital Area Metropolitan Planning Organization) spoke. CAMPO is responsible for competitively awarding federal Surface Transportation Program Metropolitan Mobility (STP MM) funding. The region will have access to approximately \$74 million in STP MM funding in FY's 2012-2014. **-No Action Taken**



28038 AUTHORIZE THE PERSONAL HEALTH DEPARTMENT (PHD) TO TRANSFER FUNDS FROM MEDICAL SUPPLIES TO MISCELLANEOUS EQUIPMENT AND PURCHASE A NEW MICROSCOPE FOR THE TITLE V PROGRAM

Priscilla Hargraves Personal Health Director spoke. The current microscope being used in the Kyle clinic by the Woman's Health Department is 20 to 25 years old. Replacement parts are no longer available. The PHD requests approval for the purchase of a new microscope to eliminate a potential lapse in diagnostic services. The transfer of funds is necessary to put the amount of the microscope to eliminate a potential lapse in diagnostic line item. The funds transferred will be from line item # 120-675-99-020.5231 to #120-675-99-020.5719 for the amount of purchase plus delivery fee. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the Personal Health Department (PHD) to transfer from Medical Supplies to Miscellaneous Equipment and purchase a new microscope for the Title V program. All present voting "Aye". MOTION PASSED**

28039 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN HAYS COUNTY PERSONAL HEALTH DEPARTMENT (PHD) AND THE BOYS AND GIRLS CLUBS OF SOUTH CENTRAL TEXAS (BGCSCT)

Priscilla Hargraves Personal Health Director spoke and introduced JoAnna Garcia of the Boys and Girls Club of South Central Texas. The purpose of the MOU is to establish a partnership between the PHD and the Boys and Girls Clubs of South Central Texas to provide their students with preventive care services such as educational programs and immunization outreach clinics. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Memorandum of Understanding (MOU) between Hays County Personal Health Department (PHD) and the Boys and Girls Clubs of South Central Texas (BGCSCT). All present voting "Aye". MOTION PASSED**

28040 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN WATER CONTROL IMPROVEMENT DISTRICT #2 AND HAYS COUNTY, TEXAS FOR THE PARKS AND OPEN SPACE IMPROVEMENTS WITHIN THE BELTERRA SUBDIVISION

In March 2011, after review of a proposal and recommendation by the Parks and Open Space Advisory Board, the Commissioners Court allocated \$100,000 toward parks and open space improvements in the Belterra subdivision. This Interlocal Agreement represents the terms and conditions of that commitment and provides for payment of County Parks Bond monies to WCID#2 for those purposes. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute an Interlocal Agreement between Water Control Improvements District #2 and Hays County, Texas for the parks and open space improvements within Belterra Subdivision. All present voting "Aye". MOTION PASSED**

DISCUSSION RELATED TO THE BURN BAN, AND THE LOCAL DISASTER DECLARATION AND RELATED PROHIBITION AGAINST FIREWORKS

Mark Chambers, Hays County Fire Marshal gave recommendation to leave the burn ban in effect.

County Clerks Note Item #16: *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**

Sam Brannon and Lenee Lovejoy made a public comment.

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

Sam Brannon and Lenee Lovejoy spoke. Jeff Watson of HNTB gave an overview of the project.

County Clerks Note Item # 18: *PRESENTATIONS BY DEPARTMENT HEADS TO UPDATE AND INFORM THE COMMISSIONERS COURT OF DEPARTMENT STRUCTURE, PERFORMANCE, AND GOALS-* **was pulled**



28041 APPROVE HIRING, TRANSFER AND/OR PROMOTION OF VACANT POSITION(S)

Special Counsel Mark Kennedy spoke of David Mendoza Assistant District Attorney giving notice and needing to fill this position. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to fill the open position in the District Attorney's office. All present voting "Aye". MOTION PASSED**

County Clerk Note Item # 20: DISCUSSION OF MATERIAL RELATING TO THE HAYS COUNTY WATER AND WASTEWATER AUTHORITY AND/OR THE LCRA DIVESTITURE-was pulled

Sam Brannon and Lenee Lovejoy made a public comment.

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adjourn court

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 May 10, 2011.



**LIZ Q GONZALEZ, COUNTY CLERK AND EXOFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
HAYS COUNTY, TEXAS**

