



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 13<sup>TH</sup> DAY OF NOVEMBER A.D., 2012, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

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:

WITH COUNTY JUDGE ALBERT H. COBB, JR. ABSENT; AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Gary Smith, Retired Air Force Chaplin gave the invocation and led the court in the Pledge of Allegiance to the United States and Texas flags. Commissioner Ingalsbe called the meeting to order.

**28549 ADOPT A PROCLAMATION DECLARING NOVEMBER 2012 AS NATIONAL HOSPICE CARE MONTH**

Sylvia Reyes and Barrie Breed with CTMC Hospice Care and Leslie Ferguson spoke. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adopt a Proclamation declaring November 2012 as National Hospice Care Month. All present voting "Aye". MOTION PASSED

**28550 ADOPT A PROCLAMATION DECLARING NOVEMBER 11 - 17, 2012 AS NURSE PRACTITIONER WEEK**

Anna White and Laura Greek from Texas State University spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Proclamation declaring November 11 - 17, 2012 as Nurse Practitioner Week. All present voting "Aye". MOTION PASSED

**28551 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$1,314,100.00 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**28552 APPROVE COMMISSIONERS COURT MINUTES OF OCTOBER 30, 2012**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of October 30, 2012 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

**28553 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT BETWEEN HAYS COUNTY AND GUADALUPE BLANCO RIVER AUTHORITY, RELATED TO THE HOG OUT PROGRAM OPERATED THROUGH THE PLUM CREEK WATERSHED**

The purpose of the Hog Out Program is to make a concentrated and coordinated effort to reduce the Feral Hog population and the damage caused by these animals during the three month period of October 1, 2012 through December 31, 2012. The agreed amount is for Hays County to pay out \$2.00 per hog tail, not to exceed \$1,500. This will be paid for equally from each Commissioner's budget. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute an agreement between Hays County and Guadalupe Blanco River Authority, related to the Hog Out Program operated through the Plum Creek Watershed. All present voting "Aye". MOTION PASSED

**28554 APPROVE INCREASING THE NOT-TO-EXCEED FEE AND COMPENSATION CAP ON THE DANNENBAUM ENGINEERING COMPANY - AUSTIN LLC. PROFESSIONAL SERVICE AGREEMENT AND THE SUPPLEMENTAL WORK AUTHORIZATION NO. 2 TO WORK AUTHORIZATION NO. 1 FOR NECESSARY ADDITIONAL CONSTRUCTION PHASE SUPPORT SERVICES ON THE RM 967 AT RUBY RANCH ROAD PROJECT IN PRECINCT 2**

The RM 967 at Ruby Ranch Road project was identified as a project for consideration as part of the 2008 Priority Road Bond Program pending the availability of funding. On October 12, 2010 the Court approved



advancing design on the project. On September 20, 2011 the Court approved the Advanced Funding Agreement with TxDOT which approved moving forward the project to Construction. The project was awarded for Construction on October 9th, 2012. As the project nears the start of construction, it has become necessary to supplement Dannenbaum Professional Services Agreement and Work Authorization to provide construction phase support services. These services were not included in the initial work authorization to permit development of an appropriate scope and fee for these services once it was determined who would be providing construction management / engineering services and a more accurate construction schedule was available. Construction phase support services include: Attend construction progress meetings, Respond to contractor requests for information (RFIs), Review contractor change order requests, and Verify / re-establish project control for initiation of construction. Funds are available within the bond program budget. Amount requested \$25,000; 027-802-96-639.5621\_400. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve increasing the not-to-exceed fee and compensation cap on the Dannenbaum Engineering Company - Austin LLC. Professional Service Agreement and the Supplemental Work Authorization No. 2 to Work Authorization No. 1 for necessary additional construction phase support services on the RM 967 at Ruby Ranch Road project in Precinct 2. All present voting "Aye". MOTION PASSED**

**28555 AUTHORIZE THE BUILDING MAINTENANCE DEPARTMENT TO ADD A TELEPHONE ALLOWANCE FOR FACILITY MAINTENANCE LEAD I, SLOT 0201-001 AND AMEND THE BUDGET ACCORDINGLY**

The Facility Maintenance Lead position requires the use of a smart phone in order to conduct daily activities. This authorization is for a new phone allowance. The County issued cell phone for this position has been turned in and service to that phone will be deactivated. Amount required \$368.00 Decrease Telephone and Data Lines: Amount required \$368.00; 001-695-00.5489 (\$368) Increase Telephone Allowance: 001-695-00.5194 \$368. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Building Maintenance Department to add a telephone allowance for Facility Maintenance Lead I, slot 0201-001 and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**28556 APPROVE SPECIFICATIONS OF RFP 2013-PO2 MEDICAL SERVICES FOR HAYS COUNTY JAIL AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE**

Marianne Mitchell – Wimberley resident, Adrienne Evans-Stark – Medic at Hays County Jail and Driftwood resident, Morgan Meltz – retired Austin resident and Julie Villalpando from the Hays County Sheriff's Office spoke. Medical care and services are to be provided and performed in accordance with all applicable medical standards, including, without limitation, the Texas Medical Practices Act. The medical services provider must ensure that all medical care and services to be performed and provided by it are provided by persons who are fully qualified and appropriately licensed, certified or registered in the State of Texas. Hays County has a statutory and constitutional duty and responsibility to provide inmates access to adequate medical care while the inmates are incarcerated. Along with its obligation to provide access to medical care to inmates is an obligation by Hays County to maintain cost effective services and to encourage the proper use of medical care services made available by it. Consistent with its obligations, Hays County seeks to provide inmates access to reasonable medical care which would be available to inmates were they not incarcerated. Hays County seeks to provide a quality health care program that meets applicable county, state and federal standards, including, without limitation (Texas Commission on Jail Standards of Health Services, Texas Administrative Code – Title 37, Part 9, and Chapter 273). **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve specifications of RFP 2013-PO2 Medical Services for Hays County Jail and authorize Purchasing to solicit for proposal and advertise. All present voting "Aye". MOTION PASSED**

**28557 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL COOPERATION CONTRACT BETWEEN HAYS COUNTY AND THE DEPARTMENT OF PUBLIC SAFETY, RELATED TO THE FAILURE TO APPEAR (FTA) PROGRAM CONDUCTED PURSUANT TO CHAPTER 706 OF THE TEXAS TRANSPORTATION CODE**

The Department of Public Safety has issued new contracts that reflect the changes in Chapter 706 that occurred during the 82nd Legislative Session. All other contractual terms and conditions remain the same. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Cooperation Contract between Hays County and the Department of Public Safety, related to the Failure to Appear (FTA) program conducted pursuant to Chapter 706 of the Texas Transportation Code. All present voting "Aye". MOTION PASSED**



**28558      AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT FOR ENGINEERING SERVICES SUPPLEMENTAL #5 TO THE PROFESSIONAL SERVICES AGREEMENT AND WORK AUTHORIZATION NO.6 WITH LOCKWOOD, ANDREWS & NEWNAM, INC. (LAN)**

LAN is the Right of Way Coordinator for the Yarrington Bridge Project; Work Authorization No. 6 and Supplemental #5 to the Professional Services Agreement will allow for the completion of: Professional right-of-way services required to complete the Yarrington Bridge project. The maximum amount payable for services under Work Authorization No. 6 without modification would be \$23,250.00; The funding will come from the allocated monies budgeted for the pass through bond program which is within the engineering budget that was already presented to and approved by the Court. The Not-to-Exceed Fee and Compensation Cap for the Professional Services Agreement will remain the same. Budgeted road bonds funds. (already allocated) 023-801-96-510.5632\_400. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Contract for Engineering Services Supplemental #5 to the Professional Services Agreement and Work Authorization No.6 with Lockwood, Andrews & Newnam, Inc. (LAN). All present voting "Aye". MOTION PASSED**

**28559      RELEASE THE MAINTENANCE BOND AND ACCEPT MAINTENANCE ON ALL ROAD AND DRAINAGE IMPROVEMENTS IN COUNTY ROW FOR MAIN ST., PHASE 1A**

Jerry Borcharding Transportation Director has inspected and recommends its acceptance for maintenance. The road segment includes: a segment of Main Street going east from Firecracker Dr. for approximately 3,300 feet. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to release the maintenance bond and accept maintenance on all road and drainage improvements in county ROW for Main St., Phase 1A. All present voting "Aye". MOTION PASSED**

**28560      RELEASE THE MAINTENANCE BOND AND ACCEPT FOR MAINTENANCE ALL ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW IN MUSTANG VALLEY SUBDIVISION, SECTION IV**

Jerry Borcharding Transportation Director has inspected and recommends its acceptance for maintenance. The road segments include: Vaquero Way (1,050 ft.) and a segment of Mustang Valley Trail (3,110 ft.) **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to release the maintenance bond and accept for maintenance all road and drainage improvements within County ROW in Mustang Valley subdivision, Section IV. All present voting "Aye". MOTION PASSED**

**28561      ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, AND ACCEPT THE MAINTENANCE BOND FOR TWO YEARS FOR MUSTANG VALLEY SUBDIVISION, SECTION V**

Jerry Borcharding Transportation Director recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to consider the acceptance of road construction and drainage improvements, and acceptance of the maintenance bond for two years for Mustang Valley subdivision, Section V. All present voting "Aye". MOTION PASSED**

**28562      ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, AND ACCEPT THE MAINTENANCE BOND FOR TWO YEARS FOR BELTERRA SUBDIVISION, PHASE 4, SECTION 13**

Jerry Borcharding Transportation Director recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to consider the acceptance of road construction and drainage improvements, and acceptance of the maintenance bond for two years for Belterra Subdivision, Phase 4, Section 13. All present voting "Aye". MOTION PASSED**

**28563      AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT AMENDMENT FOR PROGRAM MANAGEMENT SERVICES SUPPLEMENTAL #3 TO THE PROFESSIONAL SERVICES AGREEMENT (PSA) WITH PRIME STRATEGIES, INC. (PSI)**

Mike Weaver spoke. PSI has a Program Management Services contract with Hays County and has been requested to prepare and Scope and Fee proposal for services related to the creation of FM 110 and IH 35 Transportation Reinvestment Zones (TRZ's). This requested action item would supplement the Professional Services Agreement in place to provide authorization and funding for these services. Under this Contract



Amendment, the maximum amount payable for services would be \$320,000.00. The rates & termination date for the Professional Services Agreement will remain the same. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Contract Amendment for Program Management Services Supplemental #3 to the Professional Services Agreement (PSA) with Prime Strategies, Inc. (PSI). All present voting "Aye". MOTION PASSED**

**28564 AUTHORIZE THE COUNTY JUDGE TO SUBMIT APPLICATIONS FOR FUNDING OF SIX PEDESTRIAN AND BICYCLE FACILITY PROJECTS FOR THE TXDOT 2012 TRANSPORTATION ENHANCEMENT PROGRAM**

Mike Aulick with Aulick and Associates spoke. TxDOT is accepting applications for \$75 million in statewide funding for non-roadway projects until November 16. CAMPO will have the opportunity to select project totaling \$3.2 million within the CAMPO area. Projects not selected by CAMPO and other large MPOs by May 1, 2013 are eligible to be selected for funding by TxDOT in June or July, 2013. There are six sidewalk and hike and bike trail projects that Hays County submitted to CAMPO for funding (unsuccessfully) in July 2011 that could be submitted to TxDOT now. The TxDOT funding is for construction only, and requires a 20% cash match. The six projects are: US 290 sidewalks in Dripping Springs, two hike and bike trail projects on RM 12, and sidewalks near schools on Bunton Creek Rd., FM 150(E), McCarty Ln. and Old Bastrop Hwy. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to submit applications for funding of six pedestrian and bicycle facility projects for the TxDOT 2012 Transportation Enhancement Program. All present voting "Aye". MOTION PASSED**

**28565 HOLD PUBLIC HEARING OF VACATE & REPLAT OF TRACT 1E-1, 1E-2A, AND 1E-2B, LANIER RANCH ADDITION [12-4-45--2 Lots] APPROVE FINAL PLAT**

Commissioner Ingalsbe opened the public hearing. No public input. Public hearing was closed. Roxie McInnis Development Services Manager gave staff recommendation. The Lanier Ranch Addition is a platted subdivision located off of Darden Hill Road in Precinct 4. The property owners are proposing to reconfigure the acreage of the three lots to create two new lots, resulting in a decrease in density. Each of the lots will be served by an existing private well and on-site sewage facility. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve final plat of & Replat of Tract 1E-1, 1E-2A, and 1E-2B, Lanier Ranch Addition (2 lots). All present voting "Aye". MOTION PASSED**

**28566 REPLAT OF LOT 1, MANGHAM SUBDIVISION AND ADDITION [12-4-34--3 LOTS] APPROVE FINAL PLAT; HOLD A PUBLIC HEARING**

Commissioner Ingalsbe opened the public hearing. No public input. Public hearing was closed. Roxie McInnis Development Services Manager gave staff recommendation. The proposed replat and addition will divide a total of 20.72 acres into three lots. The proposed Lot 1-A will be served by an existing private well and on-site sewage facility. Lots 2 and 3 will also utilize private wells and OSSFs at the time of development. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve final plat of replat of Lot 1, Mangham Subdivision and Addition. All present voting "Aye". MOTION PASSED**

**28567 REPLAT OF LOT 6 OF THE REVISION OF LOTS 5 AND 6, TRAILS END RANCH SUBDIVISION [12-3-41--2 LOTS] APPROVE FINAL PLAT; HOLD A PUBLIC HEARING**

Commissioner Ingalsbe opened the public hearing. No public input. Public hearing was closed. Roxie McInnis Development Services Manager gave staff recommendation. Trails End Ranch is a platted subdivision located off RM 32 in Precinct 3. The owner of Lot 6 is proposing to divide his 50.43 acre lot into two lots. Lot 6A is currently served by a private well and on-site sewage facility and lot 6B will be served by a well and OSSF at the time of development. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve final plat of replat of Lot 6 of the Revision of Lots 5 and 6, Trails End Ranch Subdivision. All present voting "Aye". MOTION PASSED**

**28568 STUDIO ESTATES SECTION 2A [12-2-31--12 LOTS] ACCEPT CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS; APPROVE FINAL PLAT**

The preliminary plan for the Studio Estates development, approved in March 2009, encompasses 258 acres off of Goforth Road in precinct 2. Section 2A consists of 12 lots with an average lot size of 0.92 acres. Water service will be provided by Goforth SUD and wastewater treatment will be accomplished by individual advanced on-site sewage facilities. Construction of street and drainage improvements has been completed for Section 2A. Lot 34 will be dedicated as a private roadway, to be maintained by the Studio Estates Property Owners Association, or its assigns. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve final plat of Studio Estates Section 2A and accept Construction of Street and Drainage Improvements and the County will never accept these roads for County Maintenance. All present voting "Aye". MOTION PASSED**



**28569      AUTHORIZE AN INSTITUTIONAL OSSF PERMIT AND GRANT A VARIANCE TO SECTION 10-M(B) OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES AT 6681 FM 2325**

Clint Garza Director of Development and Community Services spoke. John Valley of Municipal Valve and Equipment Company are proposing an OSSF to serve an Office/Warehouse at 6681FM 2325 in Precinct 3. This property is 3.35 acres. Water will be supplied by rainwater collection. This OSSF is a standard treatment system in which the effluent will be pumped to a non- standard low pressure dosed dispersal field. The system is designed for a maximum of 90 gpd but only expected to generate 60 gpd. The system designer, Kyle DeHart, R.S. is requesting a variance to Section 10-M(B) of the Hays County rules for on-site sewage facilities which requires flow equalization prior to the treatment tank. The justification for the variance is: (1) An equalization tank may cause solids to be emulsified and may prevent proper separation in the septic tank causing entrained solids to be pumped to the disposal field (2) Installation of a hydraulic equalization tank prior to the septic tank will provide no benefit to the operation of this type of system (3) This type of system treats the wastewater in the disposal field and the design utilizes flow equalization to the field by use of a dosing float. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize an Institutional OSSF Permit and grant a variance to Section 10-M(B) of the Hays County Rules for On-Site Sewage Facilities at 6681 FM 2325. All present voting "Aye". MOTION PASSED**

**Clerk's Note: Agenda Item #22 RE: AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE EASEMENT BETWEEN HAYS COUNTY AND BLUEBONNET ELECTRIC COOPERATIVE INC. RELATED TO A TRACT OF LAND KNOWN AS LOT 4, HIGHWAY 123 BUSINESS PARK – was pulled**

**28570      AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE NATIONAL RIFLE ASSOCIATION (NRA) FOR UP TO \$8,200 FOR THE PURCHASE OF 870 REMINGTON WINGMASTER SHOTGUNS**

The office of Constable Precinct 2 James Kohler is requesting to submit an application for this grant from the National Rifle Association to purchase 20 870 Remington Wingmaster Shotguns for each of the five Hays County Constable Offices. The shotguns are \$350 each and 20 special ops grips at \$60 each. The application requires no matching funds. In addition, the application is to be submitted electronically. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to submit a grant application to the National Rifle Association (NRA) for up to \$8,200 for the purchase of 870 Remington Wingmaster Shotguns. All present voting "Aye". MOTION PASSED**

**28571      AUTHORIZE THE COUNTY JUDGE TO SIGN THE PROJECT MANAGEMENT CONTRACT WITH MISSION CRITICAL PARTNERS (MCP) REGARDING THE HAYS COUNTY PSAP CO-LOCATION PROJECT**

Erica Carpenter Director of Communications with the Hays County Sheriff's Office spoke. The project management proposal by Mission Critical Partners (MCP) outlines approximately 16 weeks of working with various 9-1-1 professionals, public safety responders, stakeholders, county officials and city municipalities to create plans for Co-Locating the four 9-1-1 Centers in Hays County. The project management will be organized by Client Representative, Erica Carpenter, Director of Communications with the Hays County Sheriff's Office who will work with the participating agencies in forming committees and serve as the communication link between MCP and Hays County. The total cost share for the project management is \$174,465 which has been divided among the participating agencies. Amount required \$63,839.00 from 001-645-00-5399. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to sign the project management contract with Mission Critical Partners (MCP) regarding the Hays County PSAP Co-Location project. All present voting "Aye". MOTION PASSED**

**28572      AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LETTER AMENDMENT TO AN INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF WOODCREEK RELATED TO ROADWAY REPAIR AND MAINTENANCE**

This letter amendment is to extend the contract until September 30, 2013 and raise the maximum to \$150,000. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute a letter amendment to an Interlocal Agreement between Hays County and the City of Woodcreek related to Roadway Repair and Maintenance. All present voting "Aye". MOTION PASSED**

**28573      AUTHORIZE THE JUVENILE DETENTION CENTER TO PURCHASE SURVEILLANCE EQUIPMENT AND AMEND THE BUDGET ACCORDINGLY**

Brett Littlejohn, Juvenile Detention Director spoke. The Juvenile Detention Center surveillance systems hardware (computer towers) is worn-out after almost four years of continuous use. There are currently one set of 32 cameras that are down because the system will not re-boot. Some essential cameras have been switched over to the other system; however losing functionality of 32 cameras leaves some big holes in surveillance of



the detainees. We have also been advised that the camera system is Microsoft XP based and as of the first of the year Microsoft will no longer support XP. Amount required \$27,600. Increase: 070-685-00.5719\_700 \$27,600 Decrease: 070-685-00.5448 (\$27,600). A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Juvenile Detention Center to purchase surveillance equipment and amend the budget accordingly. All present voting "Aye". MOTION PASSED

**28574 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF EACH INDIVIDUAL EMPLOYEE WITHIN THE PERSONAL HEALTH DEPARTMENT**

Court convened into Executive Session at 11:08 a.m. and reconvened into open court at 12:12 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Special Counsel Mark Kennedy and Lon Shell Chief of Staff. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the hiring of a temporary Licensed Vocational Nurse position within the Family Clinic of the Personal Health Department at \$16.50 per hour for 40 hours per week beginning November 13 and ending December 31, 2012. All present voting "Aye". MOTION PASSED

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the hiring of a temporary Medical Assistant position within the Family Clinic of the Personal Health Department at \$15.00 per hour for 40 hours per week beginning November 13 and ending December 31, 2012. All present voting "Aye". MOTION PASSED

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the hiring of a temporary Certified Nurse's Assistant position within the Family Clinic of the Personal Health Department at \$15.00 per hour per week beginning November 13 and ending December 31, 2012. All present voting "Aye". MOTION PASSED

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize filling the Administrative Assistant II Position, job number 0272-003, within the Personal Health Department up to the 50<sup>th</sup> percentile of the salary range. All present voting "Aye". MOTION PASSED

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize filling the SNS Coordinator Position, job number 0152-001, within the Personal Health Department up to the 25<sup>th</sup> percentile of the salary range. All present voting "Aye". MOTION PASSED

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize filling the Admin III, Epidemiology Specialist Position within the Personal Health Department up to the 50<sup>th</sup> percentile of the salary range. All present voting "Aye". MOTION PASSED

**28575 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 MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES**

Court convened into Executive Session at 10:53 a.m. and reconvened into open court at 11:07 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Special Counsel Mark Kennedy and Lon Shell Chief of Staff. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Professional Service Agreement between Hays County and Terracon related to the filing of closure documents with the State of Terracon's Environmental Survey on the County Records Bldg., located at 137 N. Guadalupe, San Marcos, Texas. Cost for this contract shall not exceed \$13,000 without further action of this court, and shall be taken out as closing cost. All present voting "Aye". MOTION PASSED

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Commercial Contract Amendment between Hays County and Primus Real Estate, related to the purchase and sale of the County Records Building at 137 N. Guadalupe, San Marcos, Texas. All present voting "Aye". MOTION PASSED

**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 RIGHT OF WAY ACQUISITION ON CENTER STREET (IH-35/FM 150)**

Court convened into Executive Session at 10:45 a.m. and reconvened into open court at 10:52 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Special Counsel Mark Kennedy, Lon Shell Chief of Staff, Lori Bible and Elle Dietz. No action taken.



**ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION**

Mark Chambers contacted Commissioner Ingalsbe to advise her that the current index is at 538 which means that the Burn Ban will remain in effect.

**County Clerk's Note Agenda Item #31 RE:** *DISCUSSION OF ISSUES RELATED TO PROPOSED CAPITAL CONSTRUCTION PROJECTS IN HAYS COUNTY, INCLUDING BUT NOT LIMITED TO THE GOVERNMENT CENTER; THE PROPOSED PRECINCT 2 OFFICE; AND THE LAW ENFORCEMENT CENTER IMMEDIATE NEEDS PROJECT – was pulled*

**County Clerk's Note Agenda Item #32 RE:** *DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR – was pulled*

**DISCUSSION OF ISSUES RELATED TO THE HAYS COUNTY WATER AND SEWER AUTHORITY AND THE WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY**

Commissioner Whisenant spoke of a meeting of the Hays County Water and Sewer Authority that will be held on Monday, November 19, 2012 at 6:00 p.m.

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

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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 November 13, 2012.



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

