



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 14TH DAY OF MAY A.D., 2013, 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:

Gary Smith, Retired Air Force Chaplain introduced Pastor Jeff Latham of Westover Baptist Church who gave the invocation and Judge Cobb led the court in the Pledge of Allegiance to the United States and Texas flags. Judge Cobb called the meeting to order.

PUBLIC COMMENTS

Griffin T. Spell – San Marcos resident and Hays Constitutional Republicans representative, and Darryl Jiral – San Marcos resident and Texas DPS representative made public comments.

28993 ADOPT A PROCLAMATION DECLARING MAY 15, 2013 AS PEACE OFFICERS MEMORIAL DAY AND MAY 13-17, 2013 AS LAW ENFORCEMENT OFFICERS WEEK

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to adopt a proclamation declaring May 15, 2013 as Peace Officers Memorial Day and May 13-17, 2013 as Law Enforcement Officers Week. All voting "Aye". MOTION PASSED

RECOGNIZE THE ACHIEVEMENT OF LETTY CHAPA, DEPUTY COURT CLERK, JUSTICE OF THE PEACE PRECINCT 2, FOR PASSING THE JUSTICE COURT II LEVEL MASTERS TEST

Justice of the Peace Pct. 2 Beth Smith presented Letty Chapa. On April 26, 2013, Justice Clerk Letty Chapa took the Justice Court Level II Masters test. The test is administered by the Texas Justice Court Training Center at Texas State University. Passing this test now makes Letty one of five Master Clerks in Hays County. Level I and II designations are not required to be a Justice Clerk in Hays County.

RECOGNIZE THE ACHIEVEMENT OF ANGELA HERNANDEZ, COURT ADMINISTRATOR, JUSTICE OF THE PEACE PRECINCT 1, FOR PASSING THE JUSTICE COURT II LEVEL MASTERS TEST

Justice of the Peace Pct. 1 Place 1 JoAnne Prado presented Angela Hernandez. On April 26, 2013, Justice Clerk Angela Hernandez took the Justice Court Level II Masters test. The test is administered by the Texas Justice Court Training Center at Texas State University. Passing this test now makes Angela one of five Master Clerks in Hays County. Level I and II designations are not required to be a Justice Clerk in Hays County.

PRESENTATION BY REPRESENTATIVES OF THE LONE STAR RAIL DISTRICT'S LSTAR RAIL LINE

Joe Lessard & Joe Black gave a Powerpoint presentation on the Lone Star Rail District.

28994 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 \$4,889,012.68 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

28995 APPROVE COMMISSIONER COURT MINUTES OF APRIL 30, 2013

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioner Court Minutes of April 30, 2013 as presented by the County Clerk. All voting "Aye". MOTION PASSED



28996 ACCEPT THREE DONATIONS TOTALING \$1,156.00 ISSUED TO HAYS COUNTY SHERIFF'S OFFICE COMMUNITY OUTREACH DIVISION AND HAYS COUNTY SHERIFF'S OFFICE COMMUNICATIONS DIVISION AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office received three donations totaling \$656; each from the Hays County DA's Office \$250 and Seton \$406 and CTMC for \$500. The donation from the Hays County DA's Office & CTMC will be utilized by Community Outreach for National Night Out 2013. The donation from Seton is a donation that will be utilized for the Communications Division. Amount required \$1,156.00; Increase Revenue-Contributions: 001-618-00.4610 \$406; Increase Expense-Miscellaneous: 001-618-00.5391 \$406; Increase Revenue-Contributions: 052-618-00.4610 \$750; Increase Expense-Crime Prevention: 052-618-00.5222 \$750. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept three donations totaling \$1,156.00 issued to Hays County Sheriff's Office Community Outreach Division and Hays County Sheriff's Office Communications Division and amend the budget accordingly. All voting "Aye". MOTION PASSED**

28997 APPROVE AND CONFIRM THE APPOINTMENT OF MARK GRAVES, RESERVE DEPUTY CONSTABLE PRECINCT 1

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve and confirm the appointment of Mark Graves, Reserve Deputy Constable Precinct 1. All voting "Aye". **MOTION PASSED**

28998 APPROVE UTILITY PERMITS

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve Utility Permit # 881 on Condor Drive issued to PEC, Utility Permit # 882 on Trail Driver issued to PEC, Utility Permit # 883 on Centerpoint Rd issued to Wastewater Jacobs and Utility Permit # 884 on Old Bastrop Hwy issued to Crystal Clear Water. All voting "Aye". **MOTION PASSED**

28999 APPROVE THE REAPPOINTMENT OF MICHAEL AULICK TO THE BOARD OF DRIFTWOOD ECONOMIC DEVELOPMENT MUNICIPAL MANAGEMENT DISTRICT

The present term ends June 1, 2013. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve the reappointment of Michael Aulick to the board of Driftwood Economic Development Municipal Management District. All voting "Aye". **MOTION PASSED**

29000 APPROVE THE REAPPOINTMENT OF SILVER GARZA TO THE BOARD OF DRIFTWOOD ECONOMIC DEVELOPMENT MUNICIPAL MANAGEMENT DISTRICT

The present term ends June 1, 2013. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve the reappointment of Silver Garza to the Board of Driftwood Economic Development Municipal Management District. All voting "Aye". **MOTION PASSED**

29001 RATIFY THE COUNTY'S PAYMENT OF APPROXIMATELY HALF OF THE CLOSING COSTS FROM THE LEASE/PURCHASE OF APPROXIMATELY 10 ACRES BY NEW CANAAN FARMS

After the Commissioners Court considered the New Canaan item on or about April 23, 2013, counsel discussed the matter of closing costs with legal counsel for New Canaan. New Canaan pointed out that the original agreement (which was passed in 1994) did not clearly dictate who would take the costs of title insurance, etc. Traditionally, that is a cost that is assessed against the seller (in this case, Hays County), so the title company had drafted the HUD1 statements to reflect that. After negotiation, the parties agreed to split the costs, reducing the amount paid for Closing by the County by \$1,255. Amount required \$1,236.80; line item number 001-645-00.5399. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to ratify the County's payment of approximately half of the closing costs from the Lease/Purchase of approximately 10 acres by New Canaan Farms. All voting "Aye". MOTION PASSED**

29002 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS FOR UP TO \$53,550 TO ASSIST WITH THE PURCHASE OF BULLETPROOF VESTS FOR COUNTY LAW ENFORCEMENT PERSONNEL

The grant application is for assistance in the purchase of bulletproof vests for County law enforcement officers. The grant program provides a reimbursement for 50% of the cost of each vest and the County must pay the remainder of the cost. The application includes needs for both new officers and the replacement of existing



bulletproof vests. Vests are replaced based on a five-year usable protective wear cycle. The current request involves a two year period rather than one year as done previously, with a total of 63 vests included. The current cost of each vest is about \$850.00. The grant amount - if awarded - will be 50% of the total listed above, or \$26,775.00. It is estimated that 28 vests will be needed for the FY14 period, and 35 vests will be purchased in the following year. Matching funds may be allocated accordingly. Submission of the application is done electronically and is due on or before May 20, 2013. Amount required \$26,775 – split over two years; to be budgeted in FY 14 & FY 15. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to submit a grant application to the U.S. Department of Justice, Office of Justice Programs for up to \$53,550 to assist with the purchase of bulletproof vests for County law enforcement personnel. All voting "Aye". MOTION PASSED**

29003 AUTHORIZE THE EXECUTION OF THE 3RD AMENDED AND RESTATED RESOLUTION REGARDING AUTHORITY OF EX OFFICIO ROAD COMMISSIONERS

Since the Commissioners Court approved 2 new form documents for use on selected projects, legal counsel has amended the original resolution for Ex Officio Road Commissioners, which should provide for a more streamlined process. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the execution of the 3rd Amended and Restated Resolution regarding Authority of Ex Officio Road Commissioners. All voting "Aye". MOTION PASSED**

29004 AUTHORIZE THE HAYS COUNTY SHERIFF'S OFFICE TO SUBMIT SEVEN GRANT APPLICATIONS TO THE NATIONAL TACTICAL OFFICER ASSOCIATION FOR EQUIPMENT FOR THE HAYS COUNTY SWAT TEAM

The Hays County Sheriff's Office is seeking authorization to apply to the National Tactical Officer Association for equipment for the Hays County SWAT team. The equipment requested in the grant applications include: SLR15 Rifles and Armorer Training; Tactical Duty Pants; Patriot 3 Flex Shield; Trijicon Rifle Sights; a Rescue Phone; a Taser X2; and Taser Axon Flex Audio/Video Recorders. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Hays County Sheriff's Office to submit seven grant applications to the National Tactical Officer Association for equipment for the Hays County SWAT team. All voting "Aye". MOTION PASSED**

29005 AUTHORIZE THE HAYS COUNTY SHERIFF'S OFFICE TO SUBMIT A GRANT PROPOSAL TO TARGET FOR UP TO \$5,000.00 FOR CAMERAS TO BE USED IN THE PATROL DIVISION

The Hays County Sheriff's Office is seeking authorization to apply for a Target Public Safety Grant of up to \$5,000.00 to procure cameras for the patrol division. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Hays County Sheriff's Office to submit a grant proposal to Target for up to \$5,000.00 for cameras to be used in the Patrol Division. All voting "Aye". MOTION PASSED**

29006 AUTHORIZE COUNTY JUDGE TO DIRECT HAYS COUNTY CONSULTANTS TO INITIATE PROJECT FINANCING IMPLEMENTATION STRATEGIES FOR THE PROPOSED HAYS COUNTY-TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) PARTNERSHIP PROPOSAL AS OUTLINED IN THE APRIL 5, 2013 CORRESPONDENCE FROM TXDOT REGARDING THE PROPOSED PARTNERSHIP (EXHIBIT A)

Mike Weaver of Prime Strategies spoke. On February 12, 2013, Hays County Commissioners Court approved a resolution authorizing the County to formally request that TxDOT participate in the financing and construction of a proposed Partnership program of nine (9) projects. The County has since made the formal request to TxDOT and coordinated with TxDOT Administration and Austin District staff and Texas Transportation Commission members regarding the proposed Partnership program. It is anticipated that the Transportation Commission will formalize the Partnership program at their May 30, 2013 meeting. Formal action from the County in response to TxDOT's April 5, 2013 correspondence would support favorable consideration of the Transportation Commission's anticipated action on May 30, 2013. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize County Judge to direct Hays County consultants to initiate project financing implementation strategies for the proposed Hays County-Texas Department of Transportation (TxDOT) Partnership proposal as outlined in the April 5, 2013 correspondence from TxDOT regarding the proposed Partnership (Exhibit A). All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #18 RE: AUTHORIZE THE COUNTY JUDGE TO SUBMIT AN APPLICATION TO THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR A TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY (TIGER) GRANT FOR THE CONSTRUCTION OF FM 110, AND TO AMEND THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH HDR CORPORATION TO PREPARE THE COST-BENEFIT ANALYSIS IN SUPPORT OF THE GRANT APPLICATION – was pulled



29007 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH COBB, FENDLEY & ASSOCIATES FOR PROFESSIONAL DESIGN, ENGINEERING AND CONSTRUCTION PHASE SERVICES RELATED TO THE FM 110 (FM621-SH80) PROJECT IN HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement with Cobb, Fendley & Associates for professional Design, Engineering and Construction Phase services related to the FM 110 (FM621-SH80) Project in Hays County. All voting "Aye". MOTION PASSED

29008 AUTHORIZE THE PCT. 3 COUNTY COMMISSIONER TO EXECUTE A THIRD PARTY AGREEMENT WITH TXDOT IN THE AMOUNT OF \$88,402.73 FOR CHANGE ORDER NO. 6 TO THE RM 2325 PRIORITY ROAD BOND PROGRAM PROJECT FOR THE ADDITION OF A DRIVEWAY AT THE EMILY ANNE THEATRE, FINAL CONCRETE RIPRAP FOR SLOPE STABILIZATIONS, MBGF MODIFICATIONS AND REVISED PAVEMENT DELINEATORS

Allen Crozier of HDR spoke. This change order is required for the addition of the driveway requested by Emily Ann Theatre for improved access and increased safety, final riprap quantities for stabilization of steep embankment slope, metal beam guard fence revisions to protect additional trees, modification of corrugated metal pipe lengths, revised raised pavement markers to improve traffic channelization and safety at left turn lanes and added barricade time for the additional work. In addition, after the time added for extra work, Angel Brothers completed the project 44 days beyond the contract time allowed placing them in liquidated damages. The liquidated damages are not included in this change order. The liquidated damages, in the amount of \$35,200 or \$800/day, will be realized in the final statement of construction cost provided by TxDOT. Due to changes in scope to the project during the design phase, this project is currently significantly below the projected construction cost. Amount \$88,402.373 funds are available within the Priority Road Bond Program budget for this project. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Pct. 3 County Commissioner to execute a third party agreement with TxDOT in the amount of \$88,402.73 for Change Order No. 6 to the RM 2325 Priority Road Bond Program Project for the addition of a driveway at the Emily Anne Theatre, final concrete riprap for slope stabilizations, MBGF modifications and revised pavement delineators. All voting "Aye". MOTION PASSED

29009 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT FOR ENGINEERING SERVICES SUPPLEMENTAL #3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH URS CORPORATION FOR FM 150 REALIGNMENT

Mike Weaver of Prime Strategies spoke. URS is the Design Engineer for the IH 35 Phase IIA (RM 150 Realignment) project; Work Authorization No. 2, Supplemental Agreement No. 5 to Work Authorization No. 1, and Supplemental #3 to the Professional Services Agreement will allow for the completion of: * Continued Project Management coordination efforts on the RM 150 project, Continued Utility Coordination Services on the RM 150 project, Construction Phase Services the RM 150 project. The maximum amount payable for services under Work Authorization No. 2 without modification would be \$30,241.00 (to be executed by Commissioner Ingalsbe after court approval of Supp 3 to PSA). The maximum amount payable for services under Supplemental No. 5 to Work Authorization No. 1 without modification would be \$16,021.00. (to be executed by Commissioner Ingalsbe after court approval of Supp 3 to PSA). 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 Compensation Cap for the Professional Services Agreement will be increased from \$900,000.00 to \$950,000.00 (to be executed by Judge Cobb). Amount requested is budgeted Road Bond Funds – already allocated. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Contract for Engineering Services Supplemental #3 to the Professional Services Agreement with URS Corporation for FM 150 realignment. All voting "Aye". MOTION PASSED

29010 CALL FOR A PUBLIC HEARING ON JUNE 4, 2013 TO ESTABLISH TRAFFIC REGULATIONS IN BEAR CREEK ESTATES SUBDIVISION

This is to establish a speed limit of 25 MPH throughout Bear Creek Estates Subdivision. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to call for a public hearing on June 4, 2013 to establish traffic regulations in Bear Creek Estates subdivision. All voting "Aye". MOTION PASSED

29011 CALL FOR A PUBLIC HEARING ON JUNE 4, 2013 TO DISCUSS PRELIMINARY PLAT APPROVAL OF THE REPLAT OF LOT 3E, OF THE REPLAT OF LOT 2 & LOT 3, WERTH SUBDIVISION

Roxie McInnis Development Services Manger spoke of calling for preliminary approval not final approval as posted. The Werth Subdivision is a seven lot subdivision located off of Mirela Ann Road in Precinct 4. The owner of Lot



3E has proposed to divide the 23.8 acres into 13 residential lots and 1 open space/greenbelt lot. The residential lots range in size from 1.00 to 1.38, each of which will be served by an individual rainwater collection system and advanced on-site sewage facility. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on June 4, 2013 to approve preliminary plat approval of the Replat of Lot 3E, of the Replat of Lot 2 & Lot 3, Werth Subdivision. All voting "Aye". MOTION PASSED**

DISCUSSION REGARDING THE REFUNDING OF EXISTING BONDS

Dan Wegmiller presented an update on the recent refunding of existing bonds.

29012 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND TERRACON FOR SERVICES RELATED TO VCP CERTIFICATION ON THE HAYS COUNTY RECORDS BUILDING

Special Counsel Mark Kennedy spoke. Receiving the VCP certification through the TCEQ is the final step for closure of the environmental approvals for the Records Building. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Professional Services Agreement between Hays County and Terracon for services related to VCP certification on the Hays County Records Building. All voting "Aye". MOTION PASSED**

29013 ACCEPT THE DONATION OF APPROXIMATELY 10.784 ACRES (2 PARCELS) OF LAND LOCATED ADJACENT TO THE HAYS COUNTY CIVIC CENTER PROPERTY FROM SLC 61 JOINT VENTURE; AND TO AUTHORIZE COUNSEL TO EXECUTE AN IRS FORM 8283 THAT REFLECTS THE TRANSACTION

The addition of this approximately 10.8 acres could possibly enhance the County's ability to market the Civic Center property, as discussed in recent meetings of the Commissioners Court. The Carson family has cooperated with legal counsel for the County to establish the protocols for donation, and has asked that a Form 8283 be executed by the County in return for the donation. Special Counsel spoke of this property being by the Civic Center. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept the donation of approximately 10.784 acres (2 parcels) of land located adjacent to the Hays County Civic Center property from SLC 61 Joint Venture; and to authorize counsel to execute an IRS Form 8283 that reflects the transaction and also authorize Counsel to execute any documents incidental to closing; and to authorize payment of any costs incidental to closing out of county-wide legal. All voting "Aye". MOTION PASSED**

29014 CANCEL THE MAY 28TH, JUNE 11TH, AND OCTOBER 8TH COMMISSIONERS COURT MEETINGS

Commissioner Jones mentioned that there will be a posted meeting in Kyle. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to cancel the May 28th, June 11th, and October 8th Commissioners Court meetings. All voting "Aye". MOTION PASSED**

29015 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE OFFICE OF THE ATTORNEY GENERAL (OAG), CRIME VICTIM SERVICES DIVISION FOR UP TO \$84,000.00

Jeff Hauff Grants Director spoke. This grant will continue to fund a victim coordinator's position for the Hays County Sheriff's Office. This position will provide services to crime victims, their families, and citizens of Hays County who have experienced the trauma of victimization. This grant term is for up to two (2) years from September 1, 2013 through August 31, 2015, subject to and contingent on funding and approval by the OAG. If the grant contract period extends for more than one state fiscal year, the grantee may be required to submit additional documentation relating to the second fiscal year of the grant contract period, including an updated budget. The grant will fund the position for up to \$42,000 annually, including fringe benefits. The first year annual salary and fringe benefits for this position is \$45,928, and for the second year is \$48,097. The Sheriff's Office budget will supplement the additional funds required. The application is due on May 15, 2013 and will be submitted electronically. Amount required \$3,928.00; 1st Year and \$6,097.00, 2nd Year. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute a Resolution and submit a grant application to the Office of the Attorney General (OAG), Crime Victim Services Division for up to \$84,000.00. All 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 THE MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES

Court convened into Executive Session at 12:04 p.m. and reconvened into opened court at 12:06 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. No action taken.

29016 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 FM 150

Court convened into Executive Session at 11:04 a.m. and reconvened into opened court at 11:07 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize Right of Way Counsel to execute an Agreed Judgment between Hays County and Center Street Village, related to the acquisition of 0.095 acres of land along FM 150, as presented in Executive Session. All voting "Aye". MOTION PASSED**

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.076 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION ASSOCIATED WITH 1307 UHLAND ROAD, SAN MARCOS (LEC)

Court convened into Executive Session at 11:16 a.m. and reconvened into opened court at 12:00 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy, Chief of Staff Lon Shell, County Auditor Bill Herzog, Sheriff Gary Cutler, Chief Jaime Paige, Lt. Julie Villalpando, Lt. John Saenz, and Lt. Mark Cumberland. No Action Taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS FOR THE CIVIC CENTER, A DIVISION OF THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT

Court convened into Executive Session at 12:07 p.m. and reconvened into opened court at 12:15 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy, Chief of Staff Lon Shell, and Clint Garza. No Action Taken.

29017 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: DISCUSSION OF ISSUES RELATED TO A RIGHT OF WAY ACQUISITION OF PARCELS ON FM 1626

Court convened into Executive Session at 11:07 a.m. and reconvened into opened court at 11:15 am. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute 2 Purchases Agreements between Hays County and Marbridge Foundation, Inc. related to the acquisition of 1.307 acres of property and 7.895 acres of property, respectively, along FM 1626, as presented in Executive Session. All voting "Aye". MOTION PASSED**

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Hays County Fire Marshal advised the Burn Ban remain lifted at this time.

County Clerk's Note Agenda Item # 35 RE: *DISCUSSION OF ISSUES RELATED TO PROPOSED CAPITAL CONSTRUCTION PROJECTS IN HAYS COUNTY, INCLUDING BUT NOT LIMITED TO THE GOVERNMENT CENTER; THE PRECINCT 2 FACILITY PROJECT; AND THE LAW ENFORCEMENT CENTER IMMEDIATE NEEDS PROJECT – was pulled*



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

Laura Harris of HNTB and Allen Crozier of HDR gave a brief update of the Hays County Priority Road Bond Program. US 290 (Mighty Tiger to McGregor) – Continuous left turn land (fill in gaps) and improve shoulders (approx. 3.7 mi.), RM 12 @ Sports Park Dr. – Project Complete, RM 1826 @ Nutty Brown Rd (CR 163) – Safety improvements (left turn lane and other intersection safety improvements), RM 1826 @ Crystal Hill Dr. (Goldenwood) – safety improvements (left turn lane and other intersection safety improvements (potential acceleration lane)), RM 1826 @ Darden Hill Rd. (CR 162) – safety improvements (left turn lane and other intersection safety improvements – realignment of Darden Hill Rd. at intersection), RM 1826 @ RM 967 – Project Complete, RM 2325 Fisher Store Rd (CR 181) to Carney Lane – Project Complete, RM 12 @ Old Kyle Rd – Prop 12 – City Led, RM 12& RM 32 Junction – Project Complete, RM 12 Parkway Development – ROW preservation & environmental studies for 4 lane divided parkway, RM 12 @ Hugo Rd (CR 214) – Project Complete, RM 12 @ Sink Creek – Project Complete, RM 12 @ Wonder World Dr – Project Complete, Old Bastrop Hwy (CR 266) – 1.9 mi – widen to 3 lanes (2 + cftl) & 4' shoulders/acquire ROW for an ultimate 4-lane section, SH 21 @ High Rd (CR 127) – Project Complete, SH21 @ FM 2001 – Project Complete, SH 21 @ Rhode Rd (CR 126) – road improvements by county forces, Dacy Lane (CR 205) Bebee Rd to Windy Hill – engineering/environmental studies & ROW preservation (2-12' lanes, 14' lt turn lane, bicycle lanes & sidewalks) (1.5 mi.), Lime Kiln Rd @ Sink Creek – Study complete, Post Rd (CR 140) – Study complete, Lakewood Dr @ FM 1626 – Under Construction, RM 967 @ Ruby Ranch Rd – Under construction.

County Clerk's Note Agenda Item # 37 RE: *DISCUSSION OF ISSUES RELATED TO THE HAYS COUNTY WATER AND SEWER AUTHORITY AND THE WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY – was pulled*

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe 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 14, 2013.



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

