



JUNE 18, 2013

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VOLUME V PG 169

STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 18<sup>TH</sup> DAY OF JUNE A.D., 2013, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

<b>ALBERT H. COBB JR</b>	<b>COUNTY JUDGE</b>
<b>DEBBIE GONZALES INGALSBE</b>	<b>COMMISSIONER, PCT. 1</b>
<b>MARK JONES</b>	<b>COMMISSIONER, PCT. 2</b>
<b>RAY O. WHISENANT JR</b>	<b>COMMISSIONER, PCT. 4</b>
<b>CHRISTINE S. RODRIGUEZ</b>	<b>DEPUTY COUNTY CLERK</b>

**WITH WILL CONLEY COMMISSIONER, PCT. 3 BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:**

Jeff Latham from Westover Baptist Church 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.

**29055 ADOPT A PROCLAMATION DECLARING JUNE 10-15, 2013 AS SUNSHINE KIDS TEXAS HILL COUNTRY ADVENTURE WEEK IN HAYS COUNTY**

Hays County Sheriff Gary Cutler spoke behalf of Sunshine Kids. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to a adopt a Proclamation declaring June 10-15, 2013 as Sunshine Kids Texas Hill Country Adventure Week. All present voting "Aye". MOTION PASSED

**29056 ADOPT A PROCLAMATION DECLARING JUNE, 2013 AS JUNETEENTH MONTH IN HAYS COUNTY**

David Peterson Constable Pct., 1 spoke and introduced Rose Brooks to the Court and presented awards to Special Counsel Mark Kennedy, Chief of Staff Lon Shell, and Director of Development and Community Services Clint Garza for their help with the Juneteenth Festivities. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Proclamation declaring June, 2013 as Juneteenth month in Hays County. All present voting "Aye". MOTION PASSED

**29057 ADOPT A PROCLAMATION DECLARING JUNE 18, 2013 AS HAYS HIGH SCHOOL REBEL SOFTBALL DAY IN HAYS COUNTY**

Commissioner Mark Jones spoke of Hays High School Athletic Team and Coaches. It's been forty five years since the last State Championship. Aaron Fuller Hays High School coach spoke. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adopt a Proclamation declaring June 18, 2013 as Hays High School Rebel Softball Day in Hays County. All present voting "Aye". MOTION PASSED

**PRESENTATION TO UPDATE THE COMMISSIONERS' COURT ON THE PLUM CREEK WATERSHED PROTECTION PLAN**

Plum Creek Watershed Coordinator Nick Dornak spoke. The Plum Creek Watershed Project began in 2005. The goal is the restore the water, take out the pollution. The partnership developed and signed an Interlocal Agreement in 2011 for the new grant to allow local partners to provide the required 40% match each year for the grant. Hillside Terrace has over 265 lots. October 30, 2012 was approved with Hays County and City of Buda to fund the Hillside Terrace project. Hays County was awarded \$5,000.00 grant. Pegasus School volunteered to assist the Elder and Community with the environmental fair.

**PRESENTATION FROM DAVID VALLE, CHIEF APPRAISER, HAYS CENTRAL APPRAISAL DISTRICT**

David Valle Chief Appraiser spoke. Tax Assessor Luanne Caraway presented the Court with a check from the Hays County Appraisal District in the amount of \$23,211.85 to Hays County Treasure office.

**29058 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve County Invoices in the amount of \$3,133,474.09 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**29059 APPROVE COMMISSIONER COURT MINUTES OF JUNE 4, 2013**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Commissioner Court Minutes of June 4, 2013 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

**29060 AUTHORIZE PURCHASE OF A 55-GALLON AGITATOR KIT FOR THE STRIPING UNIT IN THE TRANSPORTATION DEPARTMENT AND AMEND THE BUDGET ACCORDINGLY**

Amount required \$630.77; from 020-710-00.5271 to 020-710-00.5719\_400. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize purchase of a 55-Gallon Agitator Kit for the striping unit in the Transportation Department and amend the budget accordingly. All present voting "Aye". MOTION PASSED

**29061 ACCEPT A DONATION IN THE AMOUNT OF \$50.00 ISSUED TO HAYS COUNTY SHERIFF'S OFFICE COMMUNICATIONS DIVISION AND AMEND THE BUDGET ACCORDINGLY**

The Sheriff's Office received a donation totaling \$50; from Nam Viet LLC - Sassy Nails and will be utilized by the Communications Division. The check is a late donation for National Telecommunicator Week that occurred April 15 -19, 2013. Amount required \$50.00; Increase Revenue 001-618-00.4610 Contributions \$50; Increase Expense 001-618-00.5391 Miscellaneous \$50. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept a donation in the amount of \$50.00 issued to Hays County Sheriff's Office Communications Division and amend the budget accordingly. All present voting "Aye". MOTION PASSED

**29062 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A PRESENTATION BOARD FOR COMMUNITY OUTREACH PROJECTS AS WELL AS OTHER DEPARTMENT USES AND AMEND THE BUDGET ACCORDINGLY**

The Community Outreach Division would like to purchase a presentation board that will be utilized for community outreach projects as well as other department uses. The funds have been identified in the Crime Prevention fund, no additional funds are needed. Amount required \$ 960.00; 052-618-00.5222 Crime Prevention (960.00); 052-618-00.5719\_400 Misc. Equipment 960.00. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Sheriff's Office to purchase a Presentation Board for Community Outreach projects as well as other department uses and amend the budget according. All present voting "Aye". MOTION PASSED

**29063 AUTHORIZE THE TREASURER'S OFFICE TO TRANSFER FUNDS TO THE INFORMATION TECHNOLOGY BUDGET TO PURCHASE A REPLACEMENT COMPUTER FOR THE ASSISTANT TREASURER AND TRANSFER THE USED COMPUTER TO THE JUVENILE DETENTION CENTER FOR TIME KEEPING PURPOSES**

The Treasurer would like to purchase a new computer for her Assistant Treasurer and move the used computer to the Juvenile Detention Center as a time keeping kiosk for the detention officers. Currently, their employees clock in and out on the Novatime system. Because the detention staff do not have computers, to request time off employees have to fill out a form and give it to the Assistant Facility Administrator who then approves the time and enters it into Novatime. Moving a computer to their facility will allow the detention staff to SUBMIT their timesheet electronically which is now required by the Treasurer's Office (to obtain their electronic signature) as well as enter their leave requests. Savings within the Treasurer's Office budget has been identified to fund this amendment. Amount required \$1,200.00; 001-620-00.5391 - Treasurer - Miscellaneous (\$ 700.00); 001-620-00.5501 - Treasurer - Travel (\$ 500.00); 001-680-00.5712\_400 - IT - Computer Eqpt\_Operating \$1,200.00. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Treasurer's Office to transfer funds to the Information Technology budget to purchase a replacement computer for the Assistant Treasurer and transfer the used computer to the Juvenile Detention Center for time keeping purposes. All present voting "Aye". MOTION PASSED

**29064 AMEND THE EXTENSION OFFICE BUDGET FOR ADDITIONAL CONTINUING EDUCATION FUNDS NEEDED FOR SUMMER EDUCATION AND COMMUNITY OUTREACH PROGRAMS**

Additional funds will be needed to complete the summer education and community outreach programs that are



scheduled. Savings in Office Supplies will be used to fund this amendment. Amount required \$300.00; Decrease Office Supplies - 001-660-00.5211 - (\$300.00); Increase Continuing Education - 001-660-00.5551 - \$300.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend the Extension Office budget for additional continuing education funds needed for summer education and community outreach programs. All present voting "Aye". MOTION PASSED**

**29065 AUTHORIZE RENEWING THE 2013 MEMBERSHIP TO THE TEXAS CONFERENCE OF URBAN COUNTIES AND AMEND THE BUDGET ACCORDINGLY**

The Annual Membership to the Texas Conference of Urban Counties was inadvertently omitted during the FY2013 budget process. The Urban Counties provides analysis of legislation, state agency rulemaking and attorney general opinions to urban county officials. The Urban Counties represents the collected interests of Texas urban counties in working with the state agencies and the legislature. This is a valuable membership for Hays County. Amount required \$6,456.00; Decrease Co-Wide Legal - 001-645-00.5441 - (\$6,456); Increase Co-Wide Memberships - 001-645-00.5302 - \$6,456. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize renewing the 2013 membership to the Texas Conference of Urban Counties and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**29066 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT #003A TO CONTRACT #2013-041402 WITH THE DEPARTMENT OF STATE HEALTH SERVICES FOR THE IMMUNIZATION BRANCH GRANT, ALLOWING 5% OF THE GRANT AMOUNT TO BE UTILIZED FOR STAFF TIME IN RESPONSE TO AN EMERGENCY EVENT AND/OR EXERCISES FOR SUCH AN EVENT**

On July 31, 2012 the Commissioners Court approved the contract (#2013-041402) with the Department of State Health Services for several grant areas, including the Immunizations Branch grant for \$192,341.00. The Amendment allows for the reimbursement of staff time spent in an emergency event or exercises designed to address such an event, up to 5% of the grant amount. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Amendment #003A to Contract #2013-041402 with the Department of State Health Services for the Immunization Branch grant, allowing 5% of the grant amount to be utilized for staff time in response to an emergency event and/or exercises for such an event. All present voting "Aye". MOTION PASSED**

**29067 AMEND THE SHERIFF'S OFFICE TRAINING ACADEMY FEE SCHEDULE TO INCLUDE HOSTING AN EMERGENCY TELECOMMUNICATOR CERTIFICATION COURSE**

In 2011, the Sheriff's Office with Commissioner's Court approval was authorized to accept revenue for Training Academy Education Courses. At this time the SO would like to host and generate revenue for an Emergency Telecommunicator Certification Course (Course Code Number 1013-Basic Telecommunicator Course). It is a 40 hour course designed to train new employees unfamiliar with emergency telecommunication centers, emergency telecommunication technology, interpersonal communication, legal issues and job stress factors. The S.O. currently has two certified Instructors qualified to teach this course and will open registration to surrounding agencies. The fee to attend this course is \$100.00 and free for HCSO employees. Line item number 001-618-00.4408. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend the Sheriff's Office Training Academy fee schedule to include hosting an Emergency Telecommunicator Certification Course. All present voting "Aye". MOTION PASSED**

**29068 AUTHORIZE THE INFORMATION TECHNOLOGY DEPARTMENT TO USE SOFTWARE MAINTENANCE SAVINGS TO PURCHASE COUNTY-WIDE STORAGE SERVERS, TEX FILE SERVERS FOR E-FILING REQUIREMENTS AND MISCELLANEOUS DATA SUPPLIES AND AMEND THE BUDGET ACCORDINGLY**

The current servers we are using for County Wide Storage are at 90% capacity, therefore larger capacity servers are needed for county wide imaging and documents and disaster recovery. Also, due to Supreme Court mandates for e-filing in certain Courts, additional servers are needed for the TexFile implementation that will begin this summer. Data supplies are needed in order to maintain and repair current computer equipment. Savings within the IT software maintenance budget will be used to fund this amendment. These servers will be removed from the FY2014 budget request. Amount required \$80,000.00; Increase Computer Hardware\_Capital - 001-680-00.5712\_700 \$59,608; Increase Data Supplies - 001-680-00.5202 \$20,392; Decrease Software Maintenance - 001-680-00.5429 (\$80,000). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Information Technology department to use software maintenance savings to purchase County-Wide storage servers, Tex File servers for E-Filing requirements and miscellaneous data supplies and amend the budget accordingly. All present voting "Aye". MOTION PASSED**



**29069            RATIFY THE PURCHASE OF A REPLACEMENT HOT WATER HEATER AT THE JUVENILE DETENTION CENTER AND AMEND THE BUDGET ACCORDINGLY**

On May 31st the hot water heater at the Juvenile Detention Center went out and had to be replaced. Due to Sanitary reasons and the services needed for the welfare of the juvenile detainee's, funds were encumbered to have the replacement delivered in a timely manner. Funds are available within the JDC building maintenance supply budget to fund this amendment. Amount required \$3,289.00; Decrease Bldg Maint Supplies - 070-685-00.5207 (\$3,289); Increase Misc Eqpt\_Operating - 070-685-00.5719\_400 \$3,289. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to ratify the purchase of a replacement Hot Water Heater at the Juvenile Detention Center and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**29070            AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE ORDER RATIFYING THE WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY REGIONAL WATER AND WASTEWATER SYSTEMS RATES, FEES AND CHARGES FOR WATER AND WASTEWATER SERVICE**

Lauren Kalisck, General Counsel, West Travis County PUA and Commissioner Ray Whisenant spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the county Judge to execute the Order Ratifying the West Travis County Public Utility Agency Regional Water and Wastewater Systems Rates, Fees and Charges for Water and Wastewater Service. All present voting "Aye". MOTION PASSED**

**29071            AUTHORIZE THE COUNTY JUDGE TO EXECUTE A GRANT ADJUSTMENT NOTICE (GAN) FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY FOR THE FY2010 HOMELAND SECURITY GRANT PROGRAM - CITIZENS CORPS PROGRAM TO CLOSE OUT THE GRANT, AND AMEND THE BUDGET ACCORDINGLY**

On November 9, 2010 the Commissioners Court accepted a grant award from the Texas Department of Public Safety, under the Homeland Security Grant Program (HSGP) - Citizens Corps Program (CCP), in the amount of \$18,674.00. On April 2, 2013 the Commissioners Court accepted additional funding of \$1,923.56 and a grant period extension to May 28, 2013 through a Grant Adjustment Notice (GAN) for this project. With the expiration of the project period, this GAN (10-GA 48209-05F) adjusts the final project amount to \$20,185.52, reflecting the total expenditures for the grant program. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Grant Adjustment Notice (GAN) from the Texas Department of Public Safety for the FY2010 Homeland Security Grant Program - Citizens Corps Program to close out the grant, and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**29072            AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LICENSE AGREEMENT BETWEEN CAPITAL AREA RURAL TRANSPORTATION SYSTEM ("CARTS") AND HAYS COUNTY FOR USE OF THE COURTHOUSE INLETS ON HOPKINS STREET**

Commissioner Ingalsbe and Special Counsel Mark Kennedy spoke. This License Agreement is an adaptation of Hays County's Standard Agreements for use of Courthouse Grounds. CARTS has expressed a desire to provide Transportation for the General Public between the hours of 7am and 6pm. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a License Agreement between Capital Area Rural Transportation System ("CARTS") and Hays County for use of the Courthouse Inlets on Hopkins Street. All present voting "Aye". MOTION PASSED**

**29073            APPROVE SPECIFICATIONS FOR RFQ 2013-P06 CONSULTING & PROGRAM MANAGEMENT SERVICES FOR CAPITAL IMPROVEMENT PROJECTS ON AN AS-NEEDED-BASIS AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE**

**A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve specifications for RFQ 2013-P06 Consulting & Program Management Services for Capital Improvement Projects on an as-needed-basis and authorize Purchasing to solicit for proposal and advertise. All present voting "Aye". MOTION PASSED**

**29074            AUTHORIZE THE PURCHASE OF TWO (2) DOCUMENT SCANNERS FOR USE BY THE RECORDS MANAGEMENT OFFICER OF HAYS COUNTY, AND AMEND THE BUDGET ACCORDINGLY**

There is an immediate need for scanner us by the Records Management Officer. Formerly these purchases were slated to happen in the next budget cycle. After discussion it was decided more prudent to purchase then



now. Part of the need for Scanners is due to the incapability of Xerox Work Station in the Law Library to perform scanning functions. Amount required \$3212.00 line item number 106-610-00.5712\_400. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the purchase of two (2) document scanners for use by the Records Management Officer of Hays County, and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**29075 APPROVE A BUDGET AMENDMENT FOR THE HISTORICAL COMMISSION TO USE SAVINGS IN CONTRACT SERVICES FOR TRAVEL**

The Historical Commission will use the travel budget for researching other museums. Amount required \$500.00; Decrease Expense 001-676-00.5448 Contract Services (\$500.00); Increase Expense 001-676-00.5501 Travel \$500.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve a budget amendment for the Historical Commission to use savings in contract services for travel. All present voting "Aye". MOTION PASSED**

**29076 INCREASE REVENUE FOR FEES COLLECTED IN COUNTY COURT AT LAW 2 RELATED TO COURT REPORTER EXPENSES AND BUDGET EXPENSE PER TEXAS LOCAL GOVERNMENT CODE 51.601**

Funds have been collected in the County Court at Law 2 Court and are available for use for expenses directly related to court reporting services. Amount required \$8,000.00; Increase CCL 2 Fees of Office Revenue:111-612-00.4401\_612 \$8,000; Increase CCL2 Transcriptions: 111-612-00.5445 \$8,000. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to increase revenue for fees collected in County Court at Law 2 related to Court Reporter expenses and budget expense per Texas Local Government Code 51.601. All present voting "Aye". MOTION PASSED**

**29077 AUTHORIZE MOVING FUNDS FROM THE TAX OFFICE TO BUILDING MAINTENANCE FOR INSTALLATION OF ELECTRICAL OUTLETS RELATED TO EQUIPMENT FOR THE CHECK SCANNING SYSTEM**

During the FY13 budget process, Commissioner's Court authorized the Tax Office to purchase a new check Scanning System. The current vendor has expanded their system to include all of the parts needed, therefore Hays County Tax Office will only purchase the new scanners saving the County over \$40k. Electrical outlets will need to be installed for the additional equipment. Amount required \$1,668.00; Decrease Tax Office Computer Eqp - 001-619-00.5712\_700 - (\$1,668); Increase Bldg Maint Budget Maint & Repairs - 001-695-00.5451 - \$1,668. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize moving funds from the Tax Office to Building Maintenance for installation of electrical outlets related to equipment for the check scanning system. All present voting "Aye". MOTION PASSED**

**County Clerk's Note Agenda Item # 26 RE: DISCUSSION AND POSSIBLE ACTION TO APPROVE THE RE-APPOINTMENT OF DAVID GLENN TO THE REGION L WATER BOARD AS REPRESENTATIVE FOR HAYS COUNTY- WAS PULLED**

**29078 APPROVE THE RE-APPOINTMENT OF COMMISSIONER WILL CONLEY TO THE REGION L WATER BOARD AS REPRESENTATIVE FOR HAYS COUNTY**

**A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve the re-appointment of Commissioner Will Conley to the Region L Water Board as representative for Hays County. All present voting "Aye". MOTION PASSED**

**29079 HOLD A PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS ON FISCHER STORE RD**

Judge Cobb opened Public Hearing. No Public Input. Judge Cobb closed Public Hearing. Transportation Director Jerry Borcharding spoke. To establish a speed limit of 40 MPH on Fischer Store Rd from FM 2325 to the Blanco River Bridge, and a speed limit of 35 MPH from the Blanco River Bridge to the Comal County Line. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to establish Traffic Regulations on Fischer Store Rd. All present voting "Aye". MOTION PASSED**



**29080      AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF SAN MARCOS FOR THE RELOCATION OF WATER LINES ALONG CR266 BY THE ROAD CONTRACTOR AS PART OF THE PRIORITY ROAD BOND PROGRAM PROJECT**

Commissioner Ingalsbe Spoke. The CR 266 project was identified as a key project in Precinct 1 as part of the 2008 Priority Road Bond Program. The project design is complete and construction began in April of 2013. The City of San Marcos has approximately 2,700 linear feet of water line in conflict with the proposed construction which could potentially create delays for the road contractor if the water line is not relocated in a timely manner. The City of San Marcos has requested to enter into an Interlocal Agreement (ILA) with Hays County to add the water line relocation to the road construction project to expedite relocation and minimize the potential for delays. The City will fund the relocation work as well as provided certain materials and services in accordance with the terms specified in the Interlocal Agreement. The City proposes to place the Interlocal Agreement on the agenda for the July 18th meeting of the City Council for approval. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute an Interlocal Agreement with the City of San Marcos for the relocation of water lines along CR266 by the road contractor as part of the Priority Road Bond Program project. All present voting "Aye". MOTION PASSED**

**29081      SHAND RIDGE APPROVE FINAL PLAT [SUB-103—1 LOT]**

Roxie McInnis Development Services Manager spoke. Subdivision has met all Hays County requirements. The proposed Shand Ridge subdivision is a one-lot, 5.00 acre division of land located near the intersection of Fischer Store Road and Fischer Trail in Precinct 3. This lot will be served by private wells and individual on-site sewage facilities. Early in the development of this subdivision, staff had concerns regarding the condition of the privately-maintained Fischer Trail off of which this lot is located. A road maintenance agreement has been signed by the owners who access their property from Fischer Trail to ensure that the roadway will be adequately maintained. Additionally, correspondence from Wimberley EMS Director Kennedy Strange states that the condition of the road will not pose a problem to emergency services being able to access residences along the roadway. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve final Plat of Shand Ridge. All present voting "Aye". MOTION PASSED**

**29082      ACTION REGARDING A PARTNERSHIP BETWEEN HAYS AND CALDWELL COUNTIES AND LOCAL ORGANIZATIONS IN THE TEXAS DEPARTMENT OF AGRICULTURE'S COUNTY HOG ABATEMENT MATCHING PROGRAM (CHAMP)**

Nick Dornak, Representative of Caldwell County Feral Hog Task Force and a Representative of Hays Plum Creek Watershed Partnership and Bob Ortiz from Ortiz Management Services from Bexar County spoke. The Feral Hogs disrupt eco systems, destroy crops and wildlife. Streams have been impacted by bacteria from these Feral Hogs. Bexar County has had over 200 Hogs inside the city limits. Hays County will partner with Caldwell County and local organizations to request up to \$30,000 in matching funds from the TDA to support a Feral Hog action plan developed by the Caldwell County Feral Hog Task Force to reduce and manage the rapidly growing Feral Swine population Hays and Caldwell County. The grant will be managed by the Caldwell County Feral Hog Task Force. TDA requires Multi-County Cooperation and will match funds on a 1:1 basis. It is estimated that property damage in Hays County from Feral Swine Ranges from \$500,000 to \$1,000,000 annually. Amount Required \$10,000.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the Partnership between Hays and Caldwell Counties and Local Organizations in the Texas Department of Agriculture's County Hog Abatement Matching Program (CHAMP) and to authorize the Expenditure Funds of \$10,00.00 coming from the FY14 Budget. All present voting "Aye". MOTION PASSED**

**29083      ACTION TO ACCEPT A BID ON PROPERTY HELD IN TRUST**

Hays County Tax Assessor Collector Luanne Caraway spoke. On April 2, 2013, Hays County offered at Public Auction Lot 12, Block 6, Hillside Terrace, Section 1. Hays County did not receive any bids on this property at that time so the property is being held in trust by Hays County for all taxing units. We have now received a bid from Mr. Frank Contreras in the amount of \$3000 which will give us a 53% recovery of taxes due. This property has a value for 2012 tax year of \$14, 500, which includes an improvement value of \$1,500. The taxes due on this property are for tax years 2000 thru 2012. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept a bid on property held in trust. All present voting "Aye". MOTION PASSED**

**29084      APPOINT LUPE CARBAJAL TO THE HAYS COUNTY CIVIC CENTER COMMITTEE AS COMMISSIONER CONLEY'S REPRESENTATIVE FOR PRECINCT 3**

**A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to appoint Lupe Carbajal to the Hays County Civic Center Committee as Commissioner Conley's Representative for Precinct 3. All present voting "Aye". MOTION PASSED**



**29085 ALLOW THE TRANSPORTATION DEPARTMENT TO "RENT-TO-PURCHASE" A CHIP SPREADER**

Over the past 2 years our 10 year old Etnyre Chip Spreader has experienced numerous breakdowns which resulted in placing a new machine in the FY14 Budget. However, a recent breakdown caused us to bring in a factory rep to analyze the problem. His conclusion was that many components (hydraulic pumps, drive pumps, hydraulic cylinders, wiring harnesses) had reached their life expectancy and a major overhaul was needed. Cost could exceed \$30K in parts alone. The Etnyre Machine is on the State Buy Board. The supplier (Cooper) has the machine on order (arrival in July) and is willing to rent it for \$15,900 per month with 92% of the rental cost being applied to the purchase of the machine. There is a competitive machine available through Bearcat; however, this machine is not on the Buy Board and would require us to go out for quotes if we wanted to consider its purchase. While it is \$6,000 cheaper, my contacts with Travis County, who have experience with this brand are recommending that we purchase Etnyre as is our Equipment Superintendent and our Paving Supervisor. Amount required \$ 48,000 rental cost (92% applied to purchase). **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to allow the Transportation Department to "rent-to-purchase" a chip spreader. All present voting "Aye". MOTION PASSED**

**29086 ACTION REGARDING COURTROOM SCHEDULING IN THE HAYS COUNTY GOVERNMENT CENTER AT 712 SOUTH STAGECOACH TRAIL, SAN MARCOS, TEXAS**

Chief of Staff Lon Shell spoke of the Courtroom Scheduling. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the Courtroom Scheduling in the Hays County Government Center at 712 South Stagecoach Trail, San Marcos, Texas. All present voting "Aye". MOTION PASSED**

**29087 AUTHORIZE THE PURCHASE OF A SECURITY CAMERA SYSTEM, FROM THE COURT SECURITY FUND, FOR THE JUSTICE OF THE PEACE OFFICE IN THE PRECINCT 2 BUILDING AND AMEND THE BUDGET ACCORDINGLY**

Justice Court Administrator Sylvia Flores spoke. Beth Smith, Justice of the Peace Precinct 2 would like to purchase a security camera system for the front office clerk space. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the purchase of a Security Camera System, from the Court Security Fund, for the Justice of the Peace Office in the Precinct 2 Building and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**29088 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT FOR ROOF REPLACEMENT AT 221 WOODACRE DRIVE IN PRECINCT 3 AND AMEND THE BUDGET ACCORDINGLY**

Clint Garza, Director of Development and Community Services spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a contract for roof replacement at 221 Woodacre Drive in Precinct 3 and amend the budget accordingly. 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 THE MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES**

Court convened into Executive Session at 1:30 p.m. and reconvened into opened court at 1:35 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. No Action Taken.

**EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING RFP#2013-P05, RELATED TO ALTERNATIVE WATER RESOURCES**

Court convened into Executive Session at 1:35 p.m. and reconvened into opened court at 1:40 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. No Action Taken.



**29089 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 1626 AND IH 35 AT YARRINGTON**

Court convened into Executive Session at 12:28 p.m. and reconvened into opened court at 12:30 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. **A motion was made by Commissioner Jones, Commissioner Ingalsbe to authorize the County Judge to execute a Purchase and Sale Agreement, as presented in Executive Session, regarding a 31,461 square foot parcel along FM 1626 owned by The Ring Company. All present voting "Aye". MOTION PASSED**

**29090 EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING RIGHT OF WAY ACQUISITION AND ROAD IMPROVEMENTS AT THE INTERSECTION OF MCGREGOR LANE AND MARTIN ROAD**

Court convened into Executive Session at 1:40 p.m. and reconvened into opened court at 1:50 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy, Chief of Staff Lon Shell, and Transportation Director Jerry Borcharding. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Right of Way and Reimbursement Agreement between Hays County and Mark Bleakley and Anne Shahan, as presented in Executive Session. All present voting "Aye". MOTION PASSED**

**EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING ALL PENDING AND/OR CONTEMPLATED LITIGATION INVOLVING HAYS COUNTY**

Court convened into Executive Session at 1:50 p.m. and reconvened into opened court at 2:00 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. No Action Taken.

**EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING COLLECTIVE BARGAINING**

Court convened into Executive Session at 12:30 p.m. and reconvened into opened court at 1:30 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. No Action Taken.

**29091 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION RELATED TO PROJECT FERN**

Court convened into Executive Session at 11:20 a.m. and reconvened into opened court at 12:20 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, 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 instruct Counsel and our Consultants with the Greater San Marcos Partnership to cooperate with the City of Kyle to ensure that the County's procedural protocols for applications are met with Project Fern. All present voting "Aye". MOTION PASSED**

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

Burn Ban will remain lifted.

**County Clerk's Note Agenda Item #46 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 from HNTB spoke and gave the Annual Financial Report. Hays County Pass through Program Projects in Design. Yarrington Bridge (at IH 25) Project Length:0.408 Miles; Roadway Section :Two-Lane Frontage Road realignment with deceleration and turn lanes; Structures: Two one-lane turnaround bridges and one two-lane bridge with two left turn lanes & shoulders; Approved Letting Date: August 2013; Estimated Construction Cost:\$13 Million. FM 1626 South (FM 770 to FM 967): Project Length: 3.298 Miles; Roadway Classification: Rural Major Collector; Roadway Section: Five-Lane Section with Two-Way left turn lane; Structure: One four-lane bridge; Anticipated Letting Date: Spring 2014; Estimated Construction Cost: \$16.3 Million. Precinct 1 Commissioner Ingalsbe: IH 35 Phase 2A: (RM 150 Realignment); Project Length: 0.58 Miles; Roadway Classification: Urban Minor Arterial; Roadway Section: Five-lane Section with Two-Way Left Turn Lane and Raised Median; Project Schedule: September 2012- October 2013; Estimated Construction Cost: \$3.5 Million. FM 110 (McCarty Lane to SH 123): Project Length: 1.167 Miles; Roadway Classification; Multi-lane Rural Highway (Primary Arterial); Roadway Section; Five-Lane Section with Two-Way Turn Lane; Project Schedule: November 2012- December 2013; Estimated Construction Cost: \$6.5 Million. Precinct 2 Commissioner Jones: IH 35 Phase 2B: (FM 1626 to Yarrington Road): Project Length: 2.746 Miles; Roadway Classification: Frontage Road; Roadway Section: Two-lanes with shoulders; Project Schedule: August 2012 – September 2013; Estimated Construction Cost: \$6.4 Million. FM 1626 North (FM 967 to Brodie): (FM 967 to Brodie Lane); Project Length: 3.823 Miles; Roadway Classification: Rural Major Collector; Roadway Section: Five-lane Section with Two-Way Left turn Lane; Structures: Two two-lane bridges with shoulders; Project Schedule: October 2012- December 2014; Estimated Construction Cost: \$17.2 Million. No Projects in Precinct 3 Commissioner Conley. Precinct 4 Commissioner Whisenant; Completed/Open to Traffic; 4.1 US 290 West ( Trautwein Road to Nutty Brown Road).

**County Clerk's Note Agenda Item #48 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 Whisenant 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 June 18, 2013.



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

