

**Commissioners' Court – March 9, 2004**  
**NOTICE OF A MEETING OF THE**  
**COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS**



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNONS TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners' Court will hold a meeting at **9:00 A.M.** on **9<sup>th</sup> day of March 2004**, in the Hays County Courthouse, San Marcos, Texas. An Open Meeting will be held concerning the following subjects:

**CALL TO ORDER**

INVOCATION

PLEDGE OF ALLEGIANCE - **Pledge of Allegiance to the American Flag & Pledge of Allegiance to the Texas Flag**

**PRESENTATIONS & PROCLAMATIONS**

1. Adopt proclamation recognizing March at "Texas Independence Month" **[Carter]**

**PUBLIC COMMENTS**

At this time **3-MINUTE** comments will be taken from the audience on Non-Agenda related topics. To address the Court, please submit a Public Participation/ Witness Form to the County Clerk. Please Complete the Public Participation/ Witness Form in its Entirety.  
NO ACTION MAY BE TAKEN BY THE COURT DURING PUBLIC COMMENTS.

**CONSENT ITEMS**

The following may be acted upon in one motion. A **Commissioner, the County Judge, or a Citizen**  
May request items be pulled for separate discussion and/or action

2. Approve payment of county invoices **[Herzog]**
3. Approve budget amendment 04-15 **[Herzog]**
4. Approve award of Demolition Supervisor contract on the Blanco River Cleanup to Cliff Caskey for \$5,000 **[Ingalsbe/Salmon]**
5. Approve the November 2003 Treasurer's Report **[Powers/Tuttle]**
6. Authorize the County Judge to sign Interlocal Agreement between Hays Consolidated Independent School District and the Hays County Health Department for public health emergency and preparedness **[Herzog/Helmly]**
7. Approve award of Bid #2004-B8 Annual Contract for Carpet and Floor Care to Brite Rite Carpet Cleaning **[Herzog/Mairoka]**
8. Accept internal examination report for JP-2 **[Herzog]**
9. Approve renewal of annual maintenance agreement with IBM **[Herzog/McGill]**
10. Authorize Warner Bros. Entertainment Inc. use of the Courthouse grounds on Wednesday, March 10, 2004 for a television film production **[Powers]**

**ACTION ITEMS**

**SUBDIVISIONS:**

11. **PCT. 2** 03-2-081 Foster Place, Section 2, 1 lot – Consider approval of Preliminary Plan **[Carter/Walther]**
12. **PCT. 2** 03-2-082 Foster Place, Section 3, 3 lots– Consider approval of Preliminary Plan **[Carter/Walther]**
13. **PCT. 3** 04-3-011 High Ridge Ranch, 7 lots in Hays County (32 lots total between Hays & Comal Counties) – Consider approval of Preliminary Plan **[Burnett/Walther]**
14. **PCT. 4** 04-4-006 Cedar Springs Ranch, Lots 6, 8, & 9, REPLAT 3 lots– Hold a public hearing and consider approval of FINAL Plat **[Molenaar/Walther]**
15. **PCT. 4** 04-4-008 The Preserve @ La Ventana, Phase 1, 3 lots – Consider approval of FINAL plat and accept fiscal security for construction of road and drainage improvements **[Molenaar/Walther]**
16. **PCT. 4** 04-4-009 La Ventana, Phase 6, 27 lots – Consider approval of FINAL plat and accept fiscal security for construction of road and drainage improvements **[Molenaar/Walther]**

- 17. **PCT. 4** 04-4-010 La Ventana, Phase 7, 10 lots – Consider approval of FINAL plat and accept fiscal security for construction of road and drainage improvements [**Molenaar/Walther**]
- 18. **PCT. 4** 04-4-016 Hidden Creek, Phase 1, Lots 14, 15A, 16A & 17 REPLAT, 4 lots– Consider approval of Preliminary Plan [**Molenaar/Walther**]

**ROADS:**

- 19. **PCT. 1** Bent Tree Estates, Sections 1-5 - consider release of Maintenance Fiscal Security and accept all roads and ROW drainage improvements into the County Road Maintenance System (Pct 1 & 2 - Bent Tree Ct. still in Pct 2) [**Ingalsbe/Carter/Borcherding**]
- 20. **PCT. 1** 01-2-052 Cottonwood Hollow, Section 2 - consider release of Construction Fiscal Security and accept Maintenance Fiscal Security for a period of two years for the road and ROW drainage improvements [**Ingalsbe/Borcherding**]

**MISC. ITEMS:**

- 21. Discussion and possible action to allow the City of San Marcos to use the Health Department / Elections parking lot on May 22, 2004 for a Sunset Acres Neighborhood Clean Up Day [**Ingalsbe**]
- 22. Discussion and possible action to appoint a member of the Hays County Commissioners' Court to the Capital Area Metropolitan Planning Organization's (C.A.M.P.O.) board to replace Commissioner Bill Burnett who is stepping down [**Burnett**]
- 23. Discussion and possible action to approve Hays County's Hazard Mitigation Action Plan and Resolution authorizing the County Judge to submit to FEMA for approval [**Powers/Chambers/Salmon**]
- 24. Discussion and possible action regarding the County's Dangerous Wild Animal Ordinance. Proposed action to include amending the current Order by banning all dangerous wild animals as defined in Chapter 822 of the Texas Health & Safety Code except for persons currently licensed as a Class C exhibitor under the Federal Animal Welfare Act who will be required to follow a registration program [**Powers/Cullom-Murphy**]

**EXECUTIVE SESSIONS**

The Commissioners' Court will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda. The Commissioners' Court may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

- 25. Executive session pursuant to Section 551.071, Texas Government Code, to meet with legal counsel to discuss and deliberate *In Re Suzy Banks*, Cause No. 04-0032 [**Powers**]

**ADJOURNMENT**

Posted at 1:00 o'clock P.M. on the 5<sup>th</sup> day of February, 2004

COMMISSIONERS' COURT, HAYS COUNTY, TEXAS

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CLERK OF THE COURT

Hays County encourages compliance with the Americans with Disabilities Act (ADA) in the conduct of all public meetings. To that end, persons with disabilities who plan to attend this meeting and who may need auxiliary aids such as an interpreter for a person who is hearing impaired are requested to contact the Hays County Judge's Office at (512) 393-2205 as soon as the meeting is posted (72 hours before the meeting) or as soon as practical so that appropriate arrangements can be made. While it would be helpful to receive as much advance notice as possible, Hays County will make every reasonable effort to accommodate any valid request regardless of when it is received. Braille is not available.