

Commissioners' Court – March 23, 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 **23th 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. Presentation of the E-Slate voting machine by Hart Intercivic **[Powers/Cowan]**
2. Presentation by Burke Sunday of Sunday and Associates to include the CIGNA year-to-date financial report and the HIPAA Solutions, LC services agreement **[Powers/Gonzales]**

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

3. Approve payment of county invoices **[Herzog]**
4. Approve budget amendment 04-16 **[Herzog]**
5. Approve Utility Permits **[Powers/Borcherding]**
6. Approve refund of double payment and/or overpayments on taxes **[Powers/Caraway]**
7. Approve purchase of a 3-drawer lateral file cabinet to house Bond Road Program Documentation and invoicing **[Powers/Borcherding]**
8. Approve outside legal counsel agreement with McGinnis, Lockridge & Kilgore **[Powers]**
9. Approve outside legal counsel agreement with Steve R. Brown, Attorney And Counselor At Law **[Powers]**
10. Approve specifications for installation of Chain Link Fencing for New Road Department Building and authorize Purchasing to solicit for bid and advertise **[Herzog/Mairoka/Borcherding]**

ACTION ITEMS

SUBDIVISIONS:

11. **PCT. 2** 04-2-017 Little Hills, 4 lots – Consider approval of Preliminary Plan **[Carter/Walther]**

ROADS:

12. **PCT. 4** 02-4-056 Belterra, Phase 1, Sections 5A & 6A - consider release of Construction Fiscal Security and accept Maintenance Fiscal Security **[Molenaar/Brocherding]**
13. **PCT. 4** 02-4-006 Belterra, Phase 1, Sections 3A & 8 - consider release of Construction Fiscal Security and accept Maintenance Fiscal Security **[Molenaar/Borcherding]**
14. **PCT. 4** 03-4-006 Belterra, Phase 2, Sections 6B - consider release of Construction Fiscal Security and accept Maintenance Fiscal Security **[Molenaar/Borcherding]**
15. **PCT. 4** 02-4-084 Belterra, Phase 2, Sections 3B - consider release of Construction Fiscal Security and accept Maintenance Fiscal Security **[Molenaar/Borcherding]**

- 16. **PCT. 4** 01-4-031 Blue Sky Ranch - consider release of Maintenance Fiscal Security and accept All roads into the County Road Maintenance System **[Molenaar/Borcherding]**
- 17. Discussion and possible action relating to Owl Hollow Road and Owl Hollow Road East in the Rocky Ranch Acres, Section 1, Subdivision to declare a public necessity and call for a public hearing to propose the reconstruction of these roads and assess the property owners pursuant to Chapter 253, Texas Transportation Code **[Molenaar]**

MISC. ITEMS:

- 18. Discussion and possible action to authorize the County Judge to submit a grant application for up to \$30,943 to the Office of the Governor – Edward Byrne Memorial Fund and to execute contract if approved **[Powers/Montague/Salmon]**
- 19. Discussion and possible action to approve Resolution in support of the Texas Historical Commission's Texas Heritage Trails Program **[Ingalsbe/Salmon]**
- 20. Discussion and possible action to authorize the County Judge and Hays County Health Department to execute an agreement with the American Red Cross for the recruitment and management of a volunteer program **[Ingalsbe/Helmly]**
- 21. Discussion and possible action concerning recommendation and request for court action in filling the County Extension Agent – Agriculture/Natural Resources position in Hays County **[Powers]**
- 22. Discussion and possible action to approve funding to purchase equipment & software to preserve court minutes **[Powers/Adair]**
- 23. Discussion and possible action to consider approval of interlocal agreement with the City of Umland to provide 911 Addressing services within its city limits **[Powers/Walther]**

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.

- 24. Executive session pursuant to Section 551.071, Texas Government Code, to meet with legal counsel to discuss and deliberate *Papalote Homes Inc. v. Hays County*, Cause No. 04-0284. Action may follow in open court **[Powers]**
- 25. Executive session pursuant to Section 551.071, Texas Government Code, to meet with legal counsel to discuss and deliberate *Papalote Homes, Inc. v. Hays County*, Cause No. 04-0325 (open meetings issue), Action may follow in open court **[Powers]**

ADJOURNMENT

Posted at 1:00 o'clock P.M. on the 19th day of March, 2004

COMMISSIONERS' COURT, HAYS COUNTY, TEXAS

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.