

**Commissioners' Court – May 4, 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 **4<sup>th</sup> day of May 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 a proclamation declaring May 2004 as *Older Americans Month* and present proclamation to Ms. Glenda Rodges, Director of Area Agency on Aging in Austin, Ms. Dixie Myers, Director of the Hill County Senior Citizens Activity Center in Dripping Springs, and Mr. Bailey Barton, Attorney in San Marcos **[Powers]**

**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 # 04-19 **[Herzog]**
4. Approve refund of double payments and/or overpayments on taxes **[Powers/Caraway]**

**ACTION ITEMS**

**SUBDIVISIONS:**

5. **PCT. 3** 04-3-034 Paloma Blanca, Lots 3 & 4 REPLAT, 2 lots – Consider approval of FINAL Plat & waive Preliminary Plan & public notification requirements **[Burnett/Walther]**
6. **PCT. 3** 04-3-026 Riata, 1 lots – Consider approval of FINAL Plat **[Burnett/Walther]**
7. **PCT. 4** 04-4-033 Glen H. Kothmann Properties Subdivision, Lots 3, 4, 5, 6, & 21 REPLAT, 5 lots – Consider approval of FINAL Plat & waive Preliminary Plan & public notification requirements **[Molenaar/Walther]**
8. **PCT. 4** 02-4-078 Penn subdivision, 2 lots REPLAT – Consider approval of Preliminary Plan **[Molenaar/Walther]**

**ROADS:**

9. **PCT. 4** Hold a Public Hearing with possible action to adopt a resolution declaring a public necessity authorizing the upgrade of Owl Hollow road and the assessment of the property owners for the same **[Molenaar/Borcherding]**

**MISC. ITEMS:**

10. Discussion and possible action to approve the Agreed Judgment in *Hays County v. Sapp*, Cause No. 4608 **[Powers/Cullom Murphy]**
11. Abandonment of ROW – Hold a public hearing and consider approval of the abandonment of Old Bliss Spillar Road between Bliss Spillar Road and Chaparral Drive, for a total of 1.319 acres of land situated between land owned by Tom E. Sapp and W.K. Bear Creek, Ltd. **[Carter/Borcherding]**

12. Discussion and possible action to hire an engineering firm for the design of a bridge and approaches on Old Stagecoach Road **[Ingalsbe/Borcherding]**
13. Discussion and possible action to consider a petition request from the property owners on Putnam Ranch Road (a private extension of Hart Lane) for county maintenance **[Molenaar]**
14. Discussion and possible action to authorize the County Judge to execute a Legal Services Agreement with Bickerstaff, Heath, Smiley, Pollan, Kever & McDaniel, L.L.P. relating to the county road clarification project authorized by Chapter 258, Texas Transportation Code **[Molenaar]**
15. Discussion and possible action to authorize the County Judge to execute a Location Agreement with Twentieth Century Fox for use of the Hays County Justice Center **[Powers]**
16. Discussion and possible action to authorize the County Judge to submit a grant application to the Texas Comptrollers Office for up to \$5,000.00 **[Powers/Montague/Salmon]**
17. Discussion and possible action concerning renewal of the contract for Mowing of Grounds at Dudley Johnson/Kyle Log Cabin for one (1) additional year as provided in the original contract with Maintenance Management **[Molenaar/Herzog/Maiorka]**
18. Workshop to discuss and deliberate legal, economic development and financial issues relating to Cabela's Retail, Inc. Discussion and action may follow including, but not limited to, the scheduling of a joint session with the Buda City Council **[Powers]**

**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.

**ADJOURNMENT**

Posted at 1:00 o'clock P.M. on the 30<sup>th</sup> day of April, 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.