

**Commissioners' Court – September 28, 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 the **28<sup>th</sup> day of September 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. Recognition of Hays County Elected Official/Employee [**Powers/Ingalsbe**]
2. Presentation and discussion on toll roads with Michael Aulick, Executive Director of CAMPO and Bob Daigh, District Engineer of TxDOT [**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

3. Approve payment of county invoices [**Herzog**]
4. Approve budget amendment 04-32 [**Herzog**]
5. Approve Utility Permits [**Powers/Borcherding**]
6. Approve July 2004 Treasurer's Report [**Powers/Tuttle**]
7. Approve Pharmacist consulting agreement renewal between Hays County and John S. Anderson, R.Ph [**Ingalsbe/Helmly**]
8. Approve contract for annual audit with Holtman, Wagner & Company, L.L.P. [**Powers**]
9. Approve FY 2005 Fee schedule for the Hays County Health Department [**Ingalsbe/Helmly**]
10. Authorize the County Judge to submit an Interlocal Renewal Application for Immunization Services 2005 [**Ingalsbe/Helmly**]

**ACTION ITEMS**

**SUBDIVISIONS:**

11. **PCT. 3 04-3-011** Discuss and consider possible action to implement the cancellation process for the "High Ridge Ranch" subdivision plat [**Burnett**]

12. **PCT. 4 04-4-040 Heatherwood** – Consider accepting a Letter-of-Credit in lieu of the already posted Cash Bond for the Construction of road and drainage improvements [**Molenaar/Walther**]

**ROADS:**

13. **PCT. 1** Call for a public hearing on October 12, 2004 to establish traffic regulations (speed limit) in the River Hills Subdivision [**Ingalsbe/Borcherding**]
14. **PCT. 3** Call for a public hearing on October 21, 2004 to consider the creation of the Woodcreek North Road District, a county road district pursuant to Chapter 257 of the Transportation Code [**Burnett**]
15. **PCT. 4 02-4-037 Caliche Hill, Sec 1, Lot 1 & Caliche Hill, Sec 2, Lot 1 RESUBDIVISION**– Call for a Public Hearing for the establishment of comprehensive Traffic Regulations on “American Way” on October 12, 2004 [**Molenaar/Borcherding**]

**MISC. ITEMS:**

16. Discussion and possible action to declare an emergency and amend the Fiscal Year 2005 budget to provide special prosecutor line items for each Hays County Justice of the Peace Court [**Powers**]
17. Discussion and possible action to accept the Blanco River Cleanup Project from the USDA Natural Resource Conservation Service and authorize Judge Jim Powers to execute amended contract with NRCS [**Ingalsbe/Salmon**]
18. Discussion and possible action to award engineering contract, on Blanco River Cleanup Project, to Hejl & Lee and Associates and to execute contract for \$31,950 [**Ingalsbe/Salmon**]
19. Discussion and possible action to award 2<sup>nd</sup> contract to Cliff Caskey to supervise day-to-day operations of phase II of the Blanco river Cleanup Project for \$13,500 [**Ingalsbe/Salmon**]
20. Discussion and possible action to approve Resolution authorizing the County Judge to accept grant from the Texas Secretary of State pursuant to Title I, Section 101 and Title II, Section 251 of Help America Vote Act (HAVA) and to execute contract for \$209,881.21 [**Powers/Salmon**]
21. Discussion and possible action to approve Resolution authorizing the County Judge to submit a grant application to CAPCO for up to \$21,000 to purchase equipment for the Citizens Collection Station & Transfer Station [**Molenaar/Salmon/Pinnix**]
22. Discussion and possible action to authorize the County Judge to enter into an interlocal agreement with the City of San Marcos and San Marcos CISD relating to Road Improvements to Old Bastrop Hwy (CR 266) from Hwy 123 South to the intersection of McCarty Lane [**Ingalsbe/Borcherding**]
23. Discussion and possible action to approve the renewal of the agreement between Charles Nagel and Hays County regarding the management of the Hays County Civic Center [**Molenaar**]
24. Discussion and possible action to accept a donation of labor cost from Bill’s Heating & Air Conditioning to install the 3 ton AC unit at the Hays County Civic Center [**Molenaar/Nagel**]
25. Discussion and possible action to enact a Resolution of the Hays County Commissioners’ Court regarding the resale of delinquent tax properties as authorized by Section 34.05(1), Texas Property Code [**Powers/Caraway**]
26. Discussion and possible action to authorize the County Judge to enter into an interlocal cooperation agreement with the Rock Creek Water Control and Improvement District No. 1 for the assessment and collection of taxes [**Powers/Caraway**]

27. Discussion and possible action to accept a bid for 100% of the taxes, penalties, interest, attorney's fees and costs due in Cause No. 99-1288, *Hays County v. Roger Galan* [Powers/Caraway/Garcia]
28. Discussion and possible action to approve agreement for engineering services with Turner, Collie & Braden, Inc. and authorize the County Judge to execute Supplemental Work Authorization No. 3 to Work Authorization No. 5 - Hays County/TC&B/LAN (Kohlers Crossing) [Carter/Borcherding]
29. Discussion and possible action, if necessary, relating to recommendations from the Hays County Grievance Committee regarding the salary grievance of Constable Billy Reeves, Constable Ron McGill and Constable Lupe Cruz [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.

30. Executive session pursuant to 551.071, Texas Government Code, to meet with legal counsel to discuss and deliberate ongoing negotiations between Hays County and State Street Global Markets, LLC regarding the Hays County Juvenile Detention Facility. Action may follow in open court [Powers]
31. Executive session pursuant to Section 551.074, Texas Government Code, to discuss and deliberate department head evaluations [Powers]

**ADJOURNMENT**

Posted by 5:00 o'clock P.M. on the 24<sup>th</sup> day of September, 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.