

**Commissioners Court – October 4, 2005**  
**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 **4<sup>th</sup> day of October 2005**, in the Hays County Courthouse, Room 301, 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**

**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

1. Approve Budget Amendment # 05-44 [**Herzog**]
2. Approve Budget Amendment # 06-01 [**Herzog**]
3. Approve payment of county invoices [**Herzog**]
4. Approve August 2005 Treasurer's Report [**Powers/Tuttle**]
5. Approve official bond and oath for Constable, Pct. 5 Matt Mancillas [**Powers/Carlisle**]
6. Approve service contract with Dr. Michael Kelley relating to the provision of medical services to the Hays County Personal Health TB and Communicable Disease Clinic at no charge to Hays County [**Powers/Icossipentarhos**]
7. Approve purchase of a trailer for the Utility Vehicle purchased by the Hays County Parks Department [**Ingalsbe/Pinnix**]
8. Approve award of bid for "Road Building Materials" to multiple vendors pursuant to Texas Local Government Code 262.027 (e) [**Herzog/Maiorka/Borcherding**]
9. Approve specifications for "Annual Contract for Plumbing Services" and authorize Purchasing to solicit for bid and advertise [**Herzog/Maiorka**]
10. Approve specifications for "Uniform Rental for Hays County Employees" and authorize Purchasing to solicit for bid and advertise [**Herzog/Maiorka**]
11. Approve specifications for "Annual Contract for A/C and Heating Repairs" and authorize Purchasing to solicit for bid and advertise [**Herzog/Maiorka**]
12. Approve the reappointment of Commissioner Ingalsbe and ratify the reappointment of John Schott as of July 2005 to the Greater San Marcos Economic Development Council [**Powers**]
13. Approve resolution nominating Luanne Caraway to the Hays Central Appraisal District Board of Directors [**Powers**]
14. Authorize the County Judge to submit the following grant applications to make improvements to 5-Mile Dam Complex; U.S. Soccer Association - \$100,000, TPWD/Boat Ramp Grant - \$500,000, TPWD/Trails Grant - \$100,000 and LCRA/PIP Grant - \$200,000 [**Ingalsbe/Salmon**]
15. Approve contract renewal with Charles Nagel relating to the management of the Hays County Civic Center and authorize the County Judge to execute same [**Molenaar**]
16. Approve extension of Burn Ban ordered by the County Judge on September 28, 2005 until revoked by the County Judge or Commissioners Court [**Powers/Chambers**]

**ACTION ITEMS**

**SUBDIVISIONS**

17. **PCT. 2** 05-2-065 Elliott Ranch, Phase 4, Block C, Resubdivision of Lots 1-3, 4 lots – Hold public hearing and consider approval of FINAL Plat [**Carter/Walther**]
18. **PCT. 4** 05-4-060 Rolling Oaks Section Three, Resubdivision of a 6.94 acre portion of Lot 28, 2 lots –Hold public hearing and consider approval of FINAL Plat [**Molenaar/Walther**]
19. **PCT. 4** 05-4-068 Phillips Addition, 2 lots – Consider approval of Preliminary Plan [**Molenaar/Walther**]

**ROADS:**

20. **PCT. 2** Discussion and possible action to consider release of construction fiscal security, and acceptance of the maintenance fiscal security for two years for Shadow Creek subdivision, Phase I [**Carter/Borcherding**]
21. **PCT. 4** Hold a public hearing to establish traffic regulations on Nutty Brown Road, CR 163 [**Molenaar/Borcherding**]

**MISC. ITEMS:**

22. Discussion and possible action to authorize the County Judge to execute an interlocal agreement concerning the Phase 2 Transportation Plan study and alternatives analysis [**Powers**]
23. Discussion and possible action to consider the acceptance of road construction, drainage improvements, and two year maintenance bond by Capital Excavation for Heidenreich Lane, CR 152 [**Ingalsbe/Borcherding**]
24. Discussion and possible action to establish the new position of Infrastructure Services Superintendent at the Hays County Road Department [**Conley/Borcherding**]
25. Discussion and possible action to authorize the County Judge to execute a Joint Election Agreement with the City of San Marcos relating to the November 8, 2005 election [**Ingalsbe/Cowan**]
26. Discussion and possible action to name a private road easement off Norwood Loop in Hurlbut Ranch "Lukas Trail" [**Molenaar/Walther**]

27. Discussion and possible action to approve expenditures of \$8,000.00 to install Texas Department of Public Safety License and Weight Scale on Hwy 21 **[Powers/Molenaar]**

**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.

28. Executive session pursuant to Section 551.071, Texas Government Code, to meet with legal counsel for an update on litigation relating to the Hays County Bail Bond Board including Lynn Autry and Dan Roberts litigation; and litigation involving the Sheriff's Office to include *Posey v. Pastrano* and *Thomas v. Urette*. Action may follow in open court **[Powers/Cullom Murphy/Shauinessy]**

**ADJOURNMENT**

Posted by 5:00 o'clock P.M. on the 30<sup>th</sup> day of September, 2005 -- 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.