

**Commissioners Court -March 3, 2009  
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 **3<sup>RD</sup>** day of **March, 2009**, in the Hays County Courthouse, Room 301, San Marcos, Texas. An Open Meeting will be held concerning the following subjects:

**INVOCATION:**

**PLEDGE OF ALLEGIANCE** - Pledge of Allegiance to the American Flag & Pledge of Allegiance to the Texas Flag  
**CALL TO ORDER /ROLL CALL**

**PRESENTATIONS & PROCLAMATIONS**

1	1	Approve Appointment of Hector Rangel Deputy Constable, Pct.1 and swearing-in of Deputy and Reserve Deputy Catherine Ellis. <b>INGALSBE/PETERSON</b>
2	2-9	Proclamation recognizing April 2009 as "Cancer Awareness Month" in Hays County. <b>CONLEY/INGALSBE/PORTERFIELD</b>
3	10	RPTP presentation to the court by Jerry Borcharding. <b>SUMTER</b>

**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

4	11	Approve payments of county invoices. <b>HERZOG</b>
5	12-16	Approve Commissioner Court Minutes of February 24, 2009. <b>SUMTER/FRITSCH</b>
6	17-24	Approve Utility Permits. <b>SUMTER</b>
7	25	Approve a "discretionary exemption" under Section 262.024 of the Texas Local Government Code for the purposes of making direct payment to SAM, Inc., a subcontractor of Chiang, Patel & Yerby, Inc. on the FM150 @ IH 35 South improvement project. <b>BARTON/BORCHERDING</b>

**ACTION ITEM**

**ROADS**

8	26	Discussion and possible action to accept into the County maintenance system all roads in the Meadows At Buda subdivision. <b>BARTON/BORCHERDING</b>
9	27-30	Discussion and possible action to release of the maintenance bond and accept for maintenance all road and drainage improvements within County ROW for The Oaks at Gatlin Creek subdivision. <b>FORD/BORCHERDING</b>

**SUBDIVISIONS**

10	31-33	08-4-02 Dripping Springs Ranch, Replat of Lot 1A, a re-subdivision of tracts 1 and 2; Hold public hearing and consider approval of Final Plat. <b>FORD/GARZA</b>
11	34	07-2-10 Bilger Tract (1 Lot) Discussion and possible action to authorize the filing of the record plat for The Bilger Tract Subdivision. <b>BARTON/GARZA</b>
12	35-37	09-4-05 Amended Plat of Creek of Driftwood Subdivision (74 lots); Consider final approval of Plat as amended. <b>FORD/GARZA</b>

**MISCELLANEOUS**

13	38-40	Discussion and possible action to appoint Patsy R. Ward to the Child Protective Service Board. <b>SUMTER</b>
14	41-60	Discussion and possible action to ratify authorization for County Judge to execute Work Authorizations #1-7 for Program Management with Prime Strategies, Inc. <b>SUMTER</b>

15	61-67	Discussion and possible action to approve the RFP for Program Management for the Government Center and authorize Purchasing to advertise. <b>INGALSBE</b>
16	68-70	Discussion and possible action to authorize a transfer of \$1,200 within Constable, Precinct 1 Department for needed law enforcement supplies. <b>INGALSBE/PETERSON</b>
17	71-79	Discussion and possible action to approve the resale of property held in trust. <b>SUMTER/CARAWAY</b>
18	80-81	Discussion and possible action to approve payment for malpractice insurance coverage for the Family Nurse Practitioner starting March 2, 2009 in the Women's Health Department at Hays County Personal Health Department. <b>SUMTER/HARGRAVES</b>
19	82	Discussion and possible action regarding how to score and assess proposals for professional and engineering services related to Hays County's Request for Qualifications #2009-P05, road work <b>BARTON/BORCHERDING</b> .
20	83	Discussion and possible action to adopt a policy or provide guidance to define the current OSSF rules regarding surface water vs ground water determination of a public/private provider and provide guidance on letters required from public/private water/wastewater providers to determine water and/or wastewater availability for subdivisions. <b>SUMTER</b>
21	84	Discussion and possible action to accept the annual financial report and audit from the Hays County Emergency Services District #5. <b>BARTON</b>
22	85-86	Discussion and possible action to approve additional County grant matching funds for FY09 for the purchase of bulletproof vests and amend the budget accordingly. <b>BARTON/INGALSBE/HAUFF</b>
23	87-89	Discussion and possible action to adopt a resolution supporting full TWC Ch. 36 authority for the Hays Trinity Groundwater Conservation District. <b>FORD/CONLEY</b>
24	90	Discussion and possible action to authorize Commissioner Ford, with support from special counsel, to negotiate and amend current RHCP contract and authorize the County Judge to execute the amended contract for expansion of scope of services, in an amount not to exceed \$10,000, to include endangered habitat assessment on properties under review by County and further discussion of the proper procedure for making requests to Loomis for this purpose. <b>FORD</b>
25	91-92	Discussion and possible action to authorize Pct. 4 Commissioner to spend an amount not to exceed \$12,000 for landscape materials and installation at the Pct 4 new building. <b>FORD</b>
26	93	Discussion and possible action to appoint a hearing officer to preside over the Food Establishment Permit Revocation Hearing of the Center Food Market 110 E Center St. Kyle, Texas. <b>BARTON/POPE</b>
27	94	Discussion and possible action to establish communication policy and plan. <b>SUMTER/BAEN</b>
28	95-97	Update of Hays County Strategic Policy Plan and State of Texas, Office of Comptroller, Local Government Management Assessment and Risk Assessments. <b>SUMTER</b>

#### 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 by 5:00 o'clock P.M. on the 27<sup>th</sup> day of February, 2009.

#### 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.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Presentation by Constable Peterson of Newly Hired Deputies.**

**CHECK ONE:**    ☐ **CONSENT**    ☐ **ACTION**    ☐ **EXECUTIVE SESSION**  
                  ☐ **WORKSHOP**    ☐ **PROCLAMATION**    ☒ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED: none**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Constable Peterson**

**SPONSORED BY: Ingalsbe**

**SUMMARY:**

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Phone (512) 393-2205 Fax (512) 393-2282

#### **AGENDA ITEM:**

**Proclamation recognizing April 2009 as "Cancer Awareness Month" in Hays County.**

**CHECK ONE:**    ☐ **CONSENT**    **ACTION**    ☐ **EXECUTIVE SESSION**  
                    ☐ **WORKSHOP**    ☒ **PROCLAMATION**    ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED:** 3/3/09

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Kim Porterfield

**SPONSORED BY:** Will Conley/Debbie Inglesbe

#### **SUMMARY:**

**The Texas State interdisciplinary committee will be planning activities for Cancer Awareness Month on campus, as well as, other areas of Hays County. This proclamation will be helpful in promoting these events.**

## Cancer Awareness Month Proclamation

WHEREAS, 1.4 million Americans are stricken with cancer each year and more than a half million Americans die from the disease annually; and

WHEREAS, cancer has robbed each of us individually and all of us collectively by taking from us loved ones or colleagues; and

WHEREAS, cancer strikes one in every two American men and one in every three American women during their lifetimes; and

WHEREAS, many members of the Texas State University and Hays County communities and their families have been directly and indirectly touched by the incidence of cancer; and

WHEREAS, survival rates for all types of cancer have risen dramatically in the last 25 years, thanks to improvements in early detection and advances in treatments; and

WHEREAS, a major factor in increasing survival rates is awareness of symptoms and effective preventions; and

WHEREAS, many individuals at Texas State and in Hays County have committed themselves to educating our community about cancer prevention, supporting those who are battling cancer, and reaching out to try to save the lives of those who have been stricken by cancer through efforts such as the student-led Bone Marrow Donor Registration Drive with the National Bone Marrow Program, cancer education presentations for students and for the Hays County community, a Cancer Survivors Panel and Remembrance Session, and a featured speaker;

NOW, THEREFORE, I proclaim that April 2009 is Cancer Awareness Month in Hays County and urge all citizens to take part in the many activities offered to help increase awareness and prevention of cancer.

# Texas State Cancer Awareness Month and Community Outreach April 2009

## DRAFT -- WORKING DOCUMENT

### Cancer Event Dates and Venues

As of 22 February 2009

Unconfirmed events in red and underlined.

Uncompleted events in blue and italicized.

#### HONORARY CHAIRPERSON: ???

Proclamations for April as Cancer Awareness Month	Texas State University-San Marcos, President Denise M. Trauth City of San Marcos, Mayor Susan Narvaiz, 3 March 2009 Hays County, <i>3 March 2009</i>
<hr/>	
Texas State Health Center Pre-Spring Break Sunscreen Giveaways	11-12 March, Wednesday - Friday, Sewell Park and Tubing Places Organizer: Ms. Ashlee Dozier, Health Education Coordinator, Student Health Center
Student Ambassador Training	5:00 - 7:00 p.m., Thursday, 26 March, LBJ Teaching Theater
Cancer Workshop "Cancer Has Struck Your Family: What Do You Do Now"; Lunch for all-day participants	8 April, Wednesday, 9:00 - 5:00 p.m., JCK 1100 Workshop Organizer and Leader: Ms. Rose Trevino, Work Life Coordinator
<i>Texas State Cancer Scholarly Research Symposium and Reception</i>	<i>10 April, Friday, 1:00 - 4:00 p.m., ELA 116 ??</i> <i>Welcome and Introductions by Dr. Bill Covington,</i> <i>Associate Vice President for Research and Federal</i> <i>Relations</i> Organizers: Dr. Lawrence Estaville, Geography Department; Dr. Gloria Martinez, Sociology Department
Marrow Donor Drive	13-16 April, Monday-Thursday, 10:00 a.m. - 4:00 p.m. each day, tables throughout campus Organizer: Ms. Yvonne Ybarra, Director, National Marrow Donor Program, San Antonio, TX
Smoke-free Campus Stop Smoking Commitments	13-16 April, Monday-Thursday, 10:00 a.m. - 4:00 p.m. each day, tables throughout campus Organizers: Dr. Joanne Smith, Vice President for Student

Student Affairs; Ms. Ashlee Dozier, Health Education Coordinator, Student Health Center; Ms. Karen Candelas, Health Initiatives Community Manager, American Cancer Society

*Sunshine Kids*

*Actor G. W. Bailey,  
CEO, Sunshine Kids  
Foundation*

*April, TBA*

*Organizers: Mr. G. W. Bailey and Dr. Michael Abbott, Associate  
Director, River Systems Institute*

**Dr. Jeffery Chell, CEO  
National Marrow Donor**

**15 April, Wednesday, 7:00 - 8:30 p.m., 11<sup>th</sup> Floor JCK; reception  
at 6:30 p.m.**

**Welcome and Introductions: President Denise  
M. Trauth, Congressman Lloyd Doggett, State  
Representative Patrick Rose; State Senator Jeff Wentworth;  
State Senator Jane Nelson; Letters of support from Mia  
Hamm Lance Armstrong, and Fran Drescher**

**Organizers: Dr. Lawrence Estaville and Ms. Angelika  
Wahl, Geography Department; Ms. Deborah Mathews,  
Chair of Staff Council; Ms. Yvonne Ybarra, Director,  
National Marrow Donor Program, San Antonio, TX**

**Cancer Survivors Panel  
and Remembrance**

**16 April, Thursday, 7:00 - 8:30 p.m., Alkek Teaching Theater;  
reception at 6:30 p.m.**

**Welcome: Dr. Robert Gratz, Special Assistant to the  
President**

**Special Guest: Ms. Cathy Supple**

**Panelists: Tina Schultz, Earl Moseley, Leslie  
Giesenschlag, Mel Kyser, Travis Koppe, Jason Cox  
Organizers: Ms. Sheri Wahl, Texas State; Ms. Karen  
Candelas, Health Initiatives Community Manager,  
American Cancer Society; Ms. Mary Moore Cavanagh,  
Director of Education and Outreach, Komen for the Cure;  
Ms. Tina Schultz, Director, Disability Services**

**Bobcat Athletes, Coaches,  
Cheerleaders, Boko,  
Band PR Events**

**13-16 April, Main Quad, 11:00 a.m. - Noon and  
2:00 - 3:00 p.m.**

**Raffle two pink bicycles; begin raffles at Pink Zone  
Women's Basketball game on 14 February--drawing for  
first pink bike at 1:50 p.m., Wednesday, 15 April on the  
Quad at the "Fighting Stallions"; second pink bike drawing  
at 9:45 a.m., Friday, 24 April at the San Marcos  
Convention Center.**

**Raffle on yellow bike; begin raffle at men's basketball  
game on 4 March--drawing for yellow bike at 1:50 p.m.,  
Thursday, 16 April on the Quad at the "Fighting Stallions."**

Organizers: Ms. Kelsey Ream, Internal Operations Coordinator, and Ms. Tracy Shoemake, Associate Director, Texas State Athletic Department; Ms. Mary Moore Cavanagh, Director of Education and Outreach, Komen for the Cure; Ms. Deborah Mathews, Chair of Staff Council; Dr. Lawrence Estaville, Geography Department

- Entertainment in Quad 13-16 April, Main Quad, 10:00 - 11:00 a.m.: Noon - 2:00 p.m.: 3:00 - 4:00 p.m.  
Welcome and Kickoff by Dr. Thomas Clark, Director of the School of Music  
Texas State School of Music: Salsa, Mariachi, Jazz, Steel Drums, Drum Line, Jazz  
Organizer: Dr. Thomas Clark, Director, School of Music
- Relay for Life 17-18 April, Friday and Saturday, 7:00 p.m. - 7:00 a.m., Bobcat Stadium  
Organizer: Colleges against Cancer, American Cancer Society
- Student Cancer Health Fair (Lunch for Presenters, Raffle Cards and Ice Cream for Participants) 21 April, Tuesday, 10:00 a.m. - 3:00 p.m., LBJ Ballroom  
Welcome: Dr. Joanne Smith, Vice President for Student Affairs  
Health professionals talking with students at tables and highly recognized oncologists about various cancers, particularly, skin, breast, lymphomas, cervical, testicular, uterine, oral, colon, and rectal, radiation treatment, radiological testing, genetic testing, and smoking cessation  
  
Information, Screenings and Registration for Skin, Lung, Voice, and Clinical Breast Exams; Marrow Donor Drive  
  
Organizers: Ms. Ashlee Dozier, Health Education Coordinator, Student Health Center; Dr. Abel Galaviz, San Marcos Surgeon; Ms. Karen Candelas, Health Initiatives Community Manager, American Cancer Society; Mr. Ronnie Lozano, Chair of the Radiation Therapy Program Ms. Belinda Nettleton, LBJ Student Center; Dr. Gregory Marshall, Chair, Department of Respiratory Care; Dr. Maria Gonzales, Chair, Department of Communication Disorders; Ms. Mary Moore Cavanagh, Director of Education and Outreach Komen for the Cure; Ms. Yvonne Ybarra, Director, National Marrow Donor Program, San Antonio, TX



Professionals and  
Community Symposiums

24 April, Friday, San Marcos Convention Center; Embassy Suites

Health Professionals  
Symposium

8:00 a.m. - 6:00 p.m.

Organizers: Dr. Abel Galaviz, San Marcos Surgeon;  
Ms. Stephanie Gonzalez, Program Manager, and Ms. Leslie  
Jones, Senior Program Coordinator, Texas Medical  
Association

Welcome

Dr. Philip Sladek, President, Tri-County Medical Society,  
Dr. Abel Galaviz, General Surgeon/Capital Neurosurgery  
and Spine

Moderator

Dr. René Castillo, Texas Oncology

Luncheon for community  
leaders and Practitioners  
Symposium participants

12:00 noon - 1:30 p.m.

Comments by Mayor Susan Narvaiz, County Judge Liz  
Sumter, and Texas State President Denise M. Trauth  
Organizers: Dr. Abel Galaviz, San Marcos Surgeon; Ms.  
Kimberly Porterfield, Director, Texas State Community  
Relations

Community Cancer Health  
Fair (Lunch for Presenters)

24 April, Friday, 8:00 - 11:30 a.m., San Marcos Convention Center

Welcome: Mayor Susan Narvaiz and County representative

Health professionals talking with students at tables and  
highly recognized oncologists giving formal, scheduled  
presentations about various cancers, particularly, skin,  
breast, lymphomas, cervical, testicular, uterine, oral, and  
colorectal, radiation treatment, radiological testing, genetic testing,  
and smoking cessation

Information, Screenings and Registration for Skin, Lung, Voice,  
and Mammography

Organizers: Ms. Ashlee Dozier, Health Education Coordinator,  
Student Health Center; Dr. Abel Galaviz, San Marcos Surgeon;  
Ms. Karen Candelas, Health Initiatives Community Manager,  
American Cancer Society; Mr. Ronnie Lozano, Chair of the  
Radiation Therapy Program Ms. Belinda Nettleton, LBJ Student  
Center; Dr. Gregory Marshall, Chair, Department of Respiratory  
Care; Dr. Maria Gonzales, Chair, Department of Communication  
Disorders; Ms. Mary Moore Cavanagh, Director of Education and  
Outreach Komen for the Cure; Ms. Kimberly Porterfield, Director,  
Texas State Community Relations, and Member, San Marcos City  
Council

Cancer Workshop "Cancer Has Struck Your Family: What Do You Do Now"	24 April, Friday, 8:00 a.m. - 11:30 a.m., San Marcos Convention Center Workshop Organizer and Leader: Ms. Rose Trevino, Work Life Coordinator
Texas State Radiation Therapy Cancer Presentations	24 April, 8:00 a.m. - 5:00 p.m., San Marcos Convention Center Welcome and Introductions by <u>Dr. Barbara Sanders</u> , <u>Associate Dean, College of Health Professions</u> and Mr. Ronnie Lozano, Chair of the Radiation Therapy Program Organizer: Mr. Ronnie Lozano
Marrow Donor Drive	24 April, 9:00 a.m. - 4:00 p.m., San Marcos Convention Center Organizer: Ms. Yvonne Ybarra, Director, National Marrow Donor Program, San Antonio, TX
Texas State <u>and San Marcos</u> <u>Libraries'</u> Exhibits and Displays of Cancer Books and Materials	Throughout April
Resident Halls Cancer Awareness Meetings	Throughout April Organizer: Ms. Ashlee Dozier, Health Education Coordinator, Student Health Center
Central Texas Medical Center Marrow Donor Drive	23 April, Health Fair Organizer: Ms. Yvonne Ybarra, Director, National Marrow Donor Program, San Antonio, TX
<i>Seton Hospitals</i> <i>Mammography Screening</i>	<i>April: various sites in Hays County, including Health Clinic sites</i>
<i>Pediatric Oncology</i> <i>Education in San</i> <i>Marcos CISD</i>	<i>TBA in April</i> <i>Organizers: Dr. Abel Galaviz, San Marcos Surgeon; Ms. Kimberly</i> <i>Porterfield, Director, Texas State Community Relations; Mr.</i> <i>Gerald Hill, Senior Vice President of Advocacy, Seton Family of</i> <i>Hospitals</i>
<i>Community "Town</i> <i>Hall" Cancer</i> <i>Outreach Meetings</i>	<i>Each Wednesday Evening in April in Hays County Communities</i> <i>Cancer Awareness and Prevention Information provided by local</i> <i>physicians and health care professionals</i> <i>Organizers: Dr. Abel Galaviz, San Marcos Surgeon, and</i> <i>Ms. Karen Candelas, Health Initiatives Community Manager,</i> <i>American Cancer Society</i>

*San Marcos Police and  
Firefighters against  
Cancer;  
Marrow Donor Drive*

*TBD in April at Police Auditorium and San Marcos Activity  
Center*

*Organizers: Ms. Kimberly Porterfield, Director, Texas State  
Community Relations; San Marcos Mayor Susan Narvaiz; Ms.  
Yvonne Ybarra, Director, National Marrow Donor Program. San  
Antonio, TX*

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: RPTP presentation to the court by Jerry Borcharding.**

**CHECK ONE:**      ☐ **CONSENT**      ☐ **ACTION**      ☐ **EXECUTIVE SESSION**  
☐ **WORKSHOP**      ☐ **PROCLAMATION**      ☒ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Borcharding**

**SPONSORED BY: SUMTER**

**SUMMARY:**

## *Agenda Item Request Form*

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no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Approve payment of county invoices.**

**CHECK ONE:**    ☒ **CONSENT**    ☐ **ACTION**    ☐ **EXECUTIVE SESSION**  
                  ☐ **WORKSHOP**    ☐ **PROCLAMATION**    ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: 3/3/09**

**AMOUNT REQUIRED: None**

**LINE ITEM NUMBER OF FUNDS REQUIRED: As attached.**

**REQUESTED BY: Auditor's Office**

**SPONSORED BY: Bill Herzog** 

**SUMMARY:**

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Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 24, 2009**

**CHECK ONE:**     **X CONSENT**     ☐ **ACTION**     ☐ **EXECUTIVE SESSION**  
                         ☐ **WORKSHOP**     ☐ **PROCLAMATION**     ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: MARCH 3, 2009**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: FRITSCHÉ**

**SPONSORED BY: SUMTER**

**SUMMARY:**



FEBRUARY 24, 2009

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STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 24<sup>TH</sup> DAY OF FEBRUARY A.D., 2009, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ELIZABETH "LIZ" SUMTER	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
JEFFERSON W. BARTON	COMMISSIONER, PCT. 2
WILL CONLEY	COMMISSIONER, PCT. 3
KAREN FORD	COMMISSIONER, PCT. 4
LIZ GONZALEZ	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Commissioner Barton gave the invocation and Commissioner Barton led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

**25941 PROCLAMATION RECOGNIZING THE WEEK OF MARCH 1<sup>ST</sup> AS "SPEAK UP FOR KIDS" WEEK [T1-24]**

This year's event is being dedicated in memory of the late Sheriff Allen Bridges. A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve proclamation recognizing the week of March 1<sup>st</sup> as "Speak Up For Kids" Week. All voting "Aye". MOTION PASSED

**25942 APPROVE SPECIFICATIONS FOR RFQ #2009-P07 "HISTORIC PRESERVATION ARCHITECT FOR RESTORATION OF THE OLD HAYS COUNTY JAIL" AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE**

A motion was made by Commissioner Barton, seconded by Commissioner Conley to approve specifications for RFQ #2009-P07 "Historic Preservation Architect for restoration of the Old Hays County Jail" and authorize purchasing to solicit for proposal and advertise. All voting "Aye". MOTION PASSED

**25943 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Barton, seconded by Commissioner Conley to approve payments of county invoices in the amount of \$624,432.70 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

**25944 APPROVE COMMISSIONER COURT MINUTES OF FEBRUARY 17, 2009**

A motion was made by Commissioner Barton, seconded by Commissioner Conley to approve Commissioner Court Minutes of February 17, 2009 as presented by the County Clerk. All voting "Aye". MOTION PASSED

**25945 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A REQUEST FOR ADDITIONAL FUNDS IN THE AMOUNT OF \$9,000.00 FROM TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS) TITLE V PROGRAM FOR FAMILY PLANNING SERVICES**

A motion was made by Commissioner Barton, seconded by Commissioner Conley to authorize the County Judge to submit a request for additional funds in the amount of \$9,000.00 from Texas Department of State Health Services (DSHS) Title V Program for Family Planning Services. All voting "Aye". MOTION PASSED

**25946 ACCEPT DELIVERY OF THE INTERNAL EXAMINATION REPORT FOR THE SHERIFF'S OFFICE JAIL COMMISSARY FOR FISCAL YEAR 2008**

A motion was made by Commissioner Barton, seconded by Commissioner Conley to accept delivery of the Internal Examination Report for the Sheriff's Office Jail Commissary for Fiscal Year 2008. All voting "Aye". MOTION PASSED



**25947      AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE CONTRACT WITH  
ENVIROSOPH TECHNOLOGIES, LP FOR THE ANNUAL MAINTENANCE  
AGREEMENT FOR THE LOW-WATER CROSSING EARLY WARNING SYSTEM**

A motion was made by Commissioner Barton, seconded by Commissioner Conley to authorize the County Judge to execute the contract with Envirosoph Technologies, LP for the Annual Maintenance Agreement for the Low-Water Crossing Early Warning System. All voting "Aye". MOTION PASSED

**25948      RELEASE THE MAINTENANCE BOND AND ACCEPT FOR MAINTENANCE OF ALL  
ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW FOR SILVERADO  
SUBDIVISION, SECTION 2 [T1-179]**

RPTP Director Jerry Borcharding spoke of this being on last week with the wrong section number referenced. He gave staff recommendation for release of maintenance bond and accept for maintenance of all road and drainage improvements for Silverado Section 2. A motion was made by Commissioner Ford seconded by Commissioner Conley to release the Maintenance Bond and accept for Maintenance of all road and drainage improvements within County ROW for Silverado Subdivision Section 2. All voting "Aye". MOTION PASSED

**25949      ACCEPT ANNUAL REPORT AND AUDIT FROM THE HAYS COUNTY EMERGENCY  
SERVICES DISTRICT #3 [T1-203]**

Buddy Martin gave a brief overview of the audit of the Hays County Emergency Services District #3. A motion was made by Commissioner Ingalsbe seconded by Judge Sumter to accept annual report and audit from the Hays County Emergency Services District #3. All voting "Aye". MOTION PASSED

**PRESENTATION AND UPDATE ON THE PROPOSED HAYS COUNTY GOVERNMENT CENTER [T1-420]**

Commissioner Ingalsbe gave a brief powerpoint presentation showing the need for proceeding with a new Government Building. PBS&J, spoke of where the county stands as of today and gave a powerpoint presentation outlining the layout of the building and a timetable for delivery. Projection date of build out is between September and November 2011. Commissioner Ingalsbe spoke of land we may be able to acquire in the future surrounding the proposed Government Building. Commissioner Ingalsbe also spoke of rent that we wouldn't need to be paying once the building is completed, a savings of almost \$200,000 per year. Commissioner Ingalsbe recognized the Building Committee and thanked them for all their effort. District Attorney Sherri Tibbe spoke of different needs for a new building. County Court at Law Judge Howard Warner spoke of having outgrown the Justice Center and urged the court to move forward. District Judge Gary Steele spoke of security problems and growth needs at the Justice Center. Gil Ortiz spoke on behalf of Adult Probation and the needs they have at their location and urged the court to proceed with building the new facility. County Tax Assessor/Collector Luanne Caraway spoke of needs her office has. Juvenile Department Chief Officer Ed Cooper spoke of outgrowing several buildings over the years. He urged the Court to continue with the new Building. District Clerk Cecelia Adair urged the court to continue with the new Building for the sake of current and future employees. Commissioner Ingalsbe spoke of public health and safety issues in current buildings the county owns/rents.

**DISCUSSION REGARDING FORMING COMMITTEES TO RECOMMEND FIRMS FROM THE  
RESPONSES RECEIVED TO RFQ 2009-P05 FOR ENGINEERING/PROFESSIONAL SERVICES  
FOR THE ROAD BOND PROJECTS [T1-1784] [T2-487]**

Commissioner Barton asked RPTP Director Jerry Borcharding for input on who he would like to serve on this committee. Jerry Borcharding suggested himself, Tim Vandevor, and Betty Lambricht. Judge Sumter suggested having the Commissioners dividing up the roads and forming committees on their own. Commissioner Conley suggested having a vote in Court today. Commissioner Ford spoke of getting a group of 7 people to tackle the first column. No action was taken.

**PRESENTATION BY HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT ON TWC  
CHAPTER 36 AUTHORITY [T1-2017]**

Commissioner Ford spoke. Wimberley resident David Glenn, Jim McMeans, and John Dupnik spoke in favor of Texas Water Commission (TWC) Chapter 36. Craig Payne and Melinda Everett spoke against TWC Chapter 36. Jim George and David Baker spoke in favor of TWC Chapter 36. Andrew Backus (Hays Trinity Groundwater Conservation District) gave a powerpoint presentation.





FEBRUARY 24, 2009

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VOLUME U PAGE 59

**Clerk's Note: Agenda item #9 RE: AUTHORIZE THE FILING OF THE RECORD PLAT FOR THE BILGER TRACT SUBDIVISION - was pulled**

**DISCUSSION REGARDING IDENTIFICATION BADGES FOR ALL COUNTY EMPLOYEES, OR FOR CERTAIN COUNTY EMPLOYEES AND RELATED DELIBERATION REGARDING PROCEDURES TO IDENTIFY AND TRAIN KEY COUNTY PERSONNEL FOR EMERGENCY PREPAREDNESS AND RESPONSE [T2-103]**

Emergency Management Coordinator Jeff Turner spoke of need for County Employees to have ID Badges. They could be used for security and emergency use. Mr. Turner suggested maybe having them color-coded. Human Resources Director suggested that the HR Department or Treasurer's Office maintain the cards. Court spoke of forming a committee of Dee Dee Baen, Jeff Turner, and Michele Tuttle. Jeff Turner spoke of using CERT people and American Red Cross and School District in emergencies and all have been pre-screened.

**25950 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF WIMBERLEY, TEXAS FOR THE MAINTENANCE OF ROADWAYS WITHIN WIMBERLEY'S INCORPORATED LIMITS [T2-1995]**

A motion was made by Commissioner Conley, seconded by Commissioner Ford to authorize the County Judge to execute an Interlocal Agreement with the City of Wimberley, Texas for the maintenance of roadways within Wimberley's Incorporated Limits. All voting "Aye". MOTION PASSED

**25951 AUTHORIZE THE CONTINUATION OF TEMPORARY EMPLOYEE TO PERFORM DUTIES RELATED TO IMAGING OF HISTORICAL JP 4 DATA FILES FOR A TIME PERIOD NOT TO EXCEED SEPTEMBER 30, 2009 AND \$4,800, AND THE TRANSFER OF FUNDS FROM SAVINGS/INSURANCE TO TEMPORARY EMPLOYEE LINE ITEMS WITHIN THE JP 4 BUDGET**

A motion was made by Commissioner Ford, seconded by Judge Sumter to authorize the continuation of temporary employee to perform duties related to imaging of historical JP 4 data files for a time period not to exceed September 30, 2009 and \$4,800, and to transfer funds from savings/insurance to temporary employee line items within the JP 4 budget. All voting "Aye". MOTION PASSED

**25952 ADOPT A COUNTY-WIDE POLICY REGARDING SUSPENSIONS OF EMPLOYMENT WITH PAY [T2-1378]**

Suspensions With pay are ordered absences from employment while the employee still receives full pay and benefits. A suspension with pay allows for immediate response to a suspected, but not fully substantiated, offense and provides a period of time in which an investigation can be thoroughly pursued. Human Resources Director Dee Dee Baen spoke of surveying other counties and their policies. A motion was made by Judge Sumter seconded by Commissioner Ford to adopt a county-wide policy regarding suspensions of employment with pay. All voting "Aye". MOTION PASSED

**25953 MODIFY SECTION 5.07 OF THE COUNTY-WIDE POLICY REGARDING EMPLOYEE RECOGNITION [T2-1550]**

A committee has been formed to review and suggest alternatives to the County Recognition program for years of service. The members of the committee are as follows: Betty Oldham, Sheriff's Office; Janice Weber, R&B Department; Cindy Maiorka, Purchasing Department; Brett Littlejohn, Juvenile Detention Center; and Michele Walters, Commissioner Pct 4 office. Human Resources Director Dee Dee Baen spoke of committee recommending different gifts per milestone. A motion was made by Judge Sumter seconded by Commissioner Ingalsbe to modify Section 5.07 of the County-wide Policy regarding employee recognition. Delete: Pins: Pins will be issued to recognize employees after 5, 10, 15, and 20 years of service. Presentation of the pins will be made at Commissioners Court. Plaques: Plaques will be given to employees every 5 years after 20 years of service. Plaques will also be given to retirees at the time of retirement. Presentation of the plaques will be made at Commissioners' Court. Replace with: Employees will be recognized for 1,5,10,15,20,25,30,35 and 40 years of service. All voting "Aye". MOTION PASSED

**DISCUSSION REGARDING ESTABLISHMENT OF A COMMUNICATION POLICY AND PLAN [T2-1600]**

While the communication plan should be a living document, this initial discussion with the Court will identify guiding principles for establishing such plan. As far as Press Releases go, the Court decided that emergency issues would be quoted by the County Judge. Anything related to ex-officio Commissioner would be through that Commissioner. Court will bring this issue back again next week.



Court convened into closed executive session at 4:30 p.m. and reconvened into open meeting at 5:40 p.m. and made the following motions:

**25954 EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE, REGARDING LITIGATION OR CONTEMPLATED LITIGATION RELATED TO JUSTIN WADE HAMPTON, MELISSA & JERRY SHINN, JOHN KIRK ZAMORA, DANIEL HEYSQUIERDO [T2-3300]**

A motion was made by Judge Sumter seconded by Commissioner Barton to authorize our Civil Counsel Mark Kennedy and David Mendoza to represent Hays County and respond to any and all claims made by Justin Wade Hampton, Melissa and Jerry Shinn, John Kirk Zamora, and/or Daniel Heysquierdo; and to authorize Counsel to negotiate and execute settlement of any claims at his discretion. All voting "Aye". MOTION PASSED

**25955 EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE, REGARDING LITIGATION RELATED TO CLAIM(S) BY STEPHANIE AND CRAG REDHAWK [T2-3354]**

A motion was made by Commissioner Barton seconded by Commissioner Ford to authorize Civil Counsel to respond to the claim filed by Stephanie and Crag Redhawk as a representative of Hays County, the Hays County Sheriff's Office, and each individual Hays County Deputy Sheriff named in Plaintiff's Original Petition; and further move to authorize counsel to coordinate with the Director of Human Resources, Dee Dee Baen, regarding the referral of this case to the Texas Association of Counties, which may be done at the discretion of Counsel and Ms. Baen with input from TAC. All voting "Aye". MOTION PASSED

Court was adjourned.

I, LINDA C. FRITSCHKE, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on FEBRUARY 24, 2009.



LINDA C. FRITSCHKE, COUNTY CLERK AND EXOFFICIO  
CLERK OF THE COMMISSIONERS' COURT OF  
HAYS COUNTY, TEXAS



## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than 2:00 p.m. on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Approve Utility Permits.**

**CHECK ONE:**    ☒ **CONSENT**        ☐ **ACTION**        ☐ **EXECUTIVE SESSION**

☐ **WORKSHOP**        ☐ **PROCLAMATION**        ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**SPONSORED BY: SUMTER**

**SUMMARY:**

**Permit # 02009 Nutty Brown Road (GAS)**

**Permit #02010 Peaceful Valley Road (WATER)**

PERMIT NO. : 02009      APPLICATION DATE :2/23/2009      APPROVED DATE :      3/3/2009

CO. CODE : TXGAS      Company Name:      TEXAS GAS SERVICE      Type of Utility: GAS

City: AUSTIN      Department: ENGINEERING

ROAD NO. :      ROAD NAME : Nutty Brown Road      NAME Chris Landaraf

SUBDIVISION :N/A      SEGMENT : 4

TYPE LINE :      Gas Service

DESCRIPTION :      Gas service from line side of road to  
right-of-way not crossing road . . .

SPECIAL PROVISIONS : Traffic control required; erosion controls  
maybe neccessary; min 36" in depth  
required; proper compaction required; notify  
Hays County 24 hrs prair to contruction



Road and Bridge Department  
2171 Yarrington Road  
P O Box 906  
San Marcos, TX 78667-0906  
(512) 393-7385

## Application for Installation

Utility Line on Hays County Right of Way

Date: 2/3/09

Formal notice is hereby given that Texas Gas Service  
Company proposes to place a 2" Steel Gas Service Line  
line within the right-of way of Nutty Brown Road  
as follows: (give location, length, general design, etc.)  
The proposed gas service is for 13204 Nutty Brown Road and will tie in  
the recently installed gas main. The service will have a nominal diameter of 2", will  
be 15' long and will be made of steel with an epoxy fusion bond coating.  
If the proposed installation is a parallel installation, then the installation shall be located two feet within the edge of right-of-way unless otherwise approved by the County.

The line will be constructed and maintained on the road right-of-way as directed by the Hays County Road Department (HCRD), an agency of the Commissioners Court of Hays County, in accordance with governing laws, including but not limited to the "Federal Clean Water Act," the "Federal Endangered Species Act," and the "Federal Historic Preservation Act." Upon request by the HCRD, proof of compliance with all governing laws, rules, and regulations will be submitted to HCRD before commencement of construction.

Our firm will use Best Management Practices to minimize erosion and sedimentation resulting from the proposed installation, and we will revegetate the project area as indicated under "General Special Provisions."

Our firm will insure that traffic control measures complying with applicable portions of the *Texas Manual of Uniform Traffic Control Devices* will be installed and maintained during this installation.

The location and description of the proposed line and appurtenances is more fully shown by 1 complete sets of drawings attached to this notice.

It is expressly understood that Hays County does not purport, hereby, to grant any right, claim, title, or easement in or upon this road: and it is further understood that Hays County may require the owner to relocate this line, subject to provisions of governing laws, by giving thirty (30) days' written notice.

It is understood and agreed that any damages sustained to the appurtenances installed under this proposal as a result of road construction and/or maintenance, including but not limited to mowing, ditch cleaning, culvert repair or replacement, roadway excavation and base work shall be the sole burden and expense of the owner.

Applicant agrees to notify HCRD prior to commencement of any routine of periodic maintenance which requires pruning of trees within the road right-of-way, so that the County may provide specifications for the extent and methods to govern in trimming, topping, tree balance, type of cuts, painting cuts and clean up.

The installation shall not damage any part of the road and adequate provisions must be made to cause minimum inconveniences to traffic and adjacent property owners. In the event the Applicant fails to comply with any or all of the requirements as set forth herein, Hays County may take such action as it deems appropriate to compel compliance.

Construction of this line will begin on or after the 10<sup>th</sup> day of February, 2009.

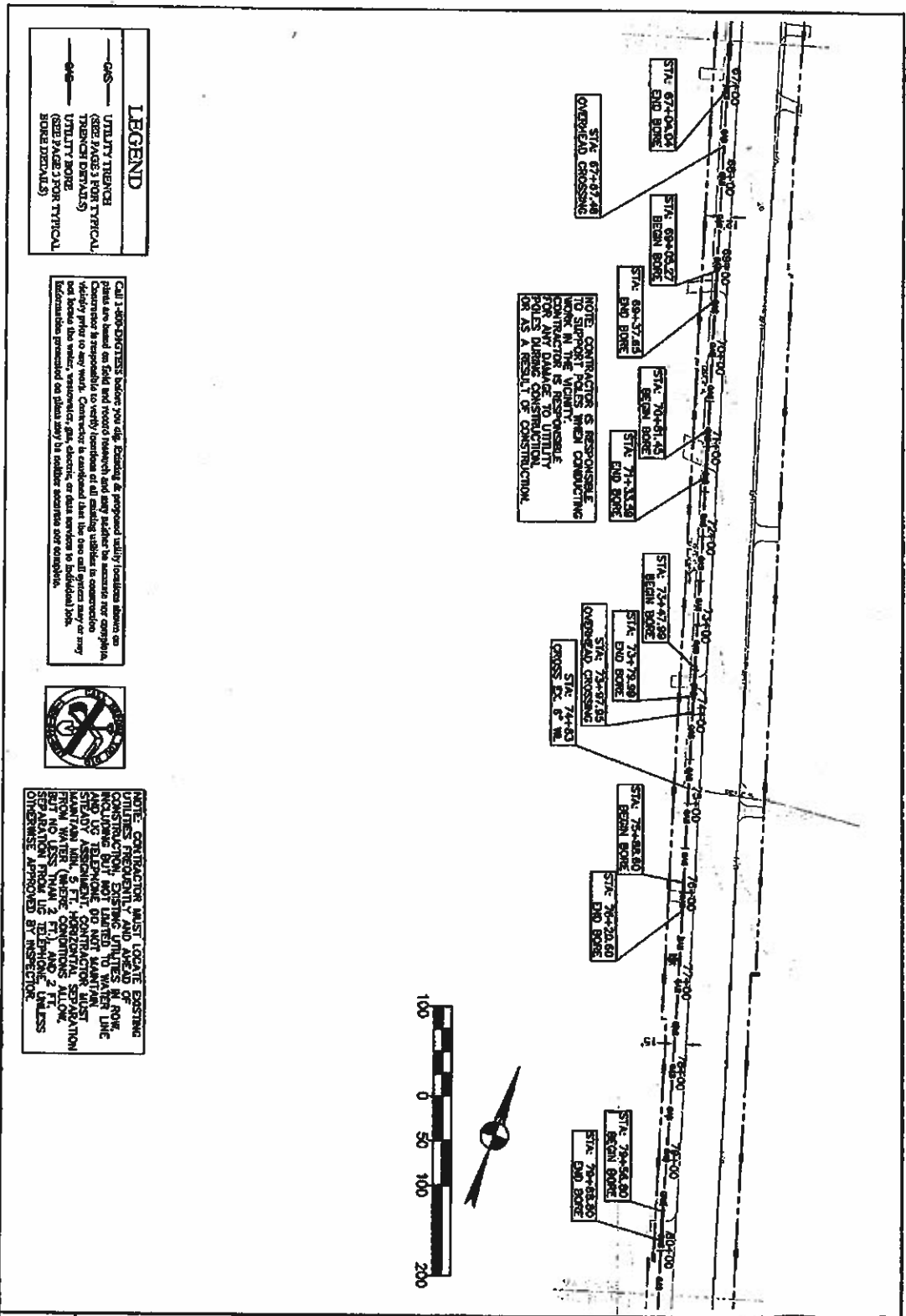
General Special Provisions:

By signing below, I certify that I am authorized to represent the Firm listed below, and that the Firm agrees to the conditions/provisions included in this permit.

Firm Texas Gas Service  
By (Print) Chris Landgraf  
Signature [Signature]

Title Engineer II (EIT)  
Address 5613 Avenue F  
Austin, TX 78751  
Phone (512) 465-1131

Approved by Hays County Road & Bridge Department





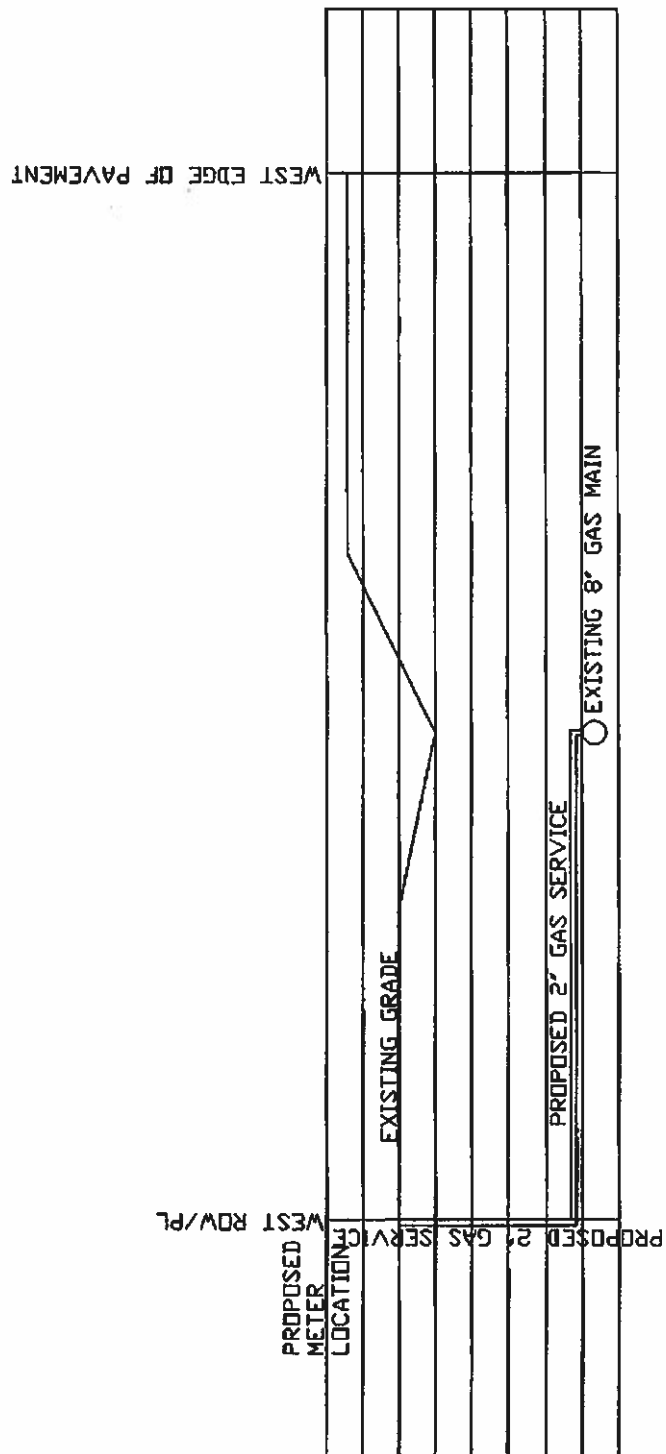
**TEXAS GAS SERVICE**  
A DIVISION OF TGS

**TGS - NUTTY BROWN ROAD & FM 1826**  
**MAIN EXTENSION**  
**UTILITY ALIGNMENT, EROSION/SEDIMENTATION**  
**CONTROL PLAN, & TREE PROTECTION PLAN**

**GENERAL PERMIT PROGRAM**

# PROFILE FOR GAS SERVICE AT 13204 NUTTY BROWN ROAD

SCALE = 1" = 5' (HORIZONTAL AND VERTICAL)



PERMIT NO. : 02010      APPLICATION DATE :2/12/2009      APPROVED DATE :      3/3/2009

CO. CODE : GOFOW      Company Name:      GOFORTH WATER      Type of Utility: WATER

City: NIEDERWALD      Department: MANAGER

ROAD NO. :      ROAD NAME : Peaceful Valley Road      NAME Mario Tobias

SUBDIVISION :N/A      SEGMENT : 2

TYPE LINE :      Waterline

DESCRIPTION :      water line bore under Peaceful Valley Road .

..

SPECIAL PROVISIONS : be neccessary; casing required; min 36" in  
depth required; bore pits to be compacted to  
the required compaction; notify Hays County  
24hrs prior to construction



Oct 26 04 07:32a

# **Notice of Proposed Installation Utility Line on Hays County Right of Way**

To The Hays County Road Department  
c/o Permits and Inspections  
401 North Rebel Drive  
P.O. Box 1180  
Kyle, Texas 78640

Date: 2/13/2009

Formal notice is hereby given that Goforth Special Utility District  
Company proposes to place a sewer line  
line within the right-of-way of Patton Valley Rd  
as follows: (give location, length, general design, etc.) This will be a crossing with 2" PVC casing pipe.  
This will serve a single man across the road.

If the proposed installation is a parallel installation, then the installation shall be located two feet within the edge of right-of-way un  
otherwise approved by the County.

The line will be constructed and maintained on the road right-of-way as directed by the Hays County Road Department (HCRD), an agent  
the Commissioners Court of Hays County, in accordance with governing laws, including but not limited to the "Federal Clean Water Act,"  
"Federal Endangered Species Act," and the "Federal Historic Preservation Act." Upon request by the HCRD, proof of compliance with  
governing laws, rules, and regulations will be submitted to HCRD before commencement of construction.

Our firm will use Best Management Practices to minimize erosion and sedimentation resulting from the proposed installation, and we  
revegetate the project area as indicated under "General Special Provisions."

Our firm will insure that traffic control measures complying with applicable portions of the Texas Manual of Uniform Traffic Control Devices  
be installed and maintained during this installation.

The location and description of the proposed line and appurtenances is more fully shown by \_\_\_\_\_ complete sets of drawings attached  
this notice.

It is expressly understood that Hays County does not purport, hereby, to grant any right, claim, title, or easement in or upon this road; and it  
further understood that Hays County may require the owner to relocate this line, subject to provisions of governing laws, by giving thirty (30)  
days' written notice.

It is understood and agreed that any damages sustained to the appurtenances installed under this proposal as a result of road construction  
and/or maintenance, including but not limited to mowing, ditch cleaning, culvert repair or replacement, roadway excavation and base work shall  
be the sole burden and expense of the owner.

Applicant agrees to notify HCRD prior to commencement of any routine or periodic maintenance which requires pruning of trees within the right-of-way, so that the County may provide specifications for the extent and methods to govern in trimming, topping, tree balance, type of cut  
painting cuts and clean up.

The installation shall not damage any part of the road and adequate provisions must be made to cause minimum inconveniences to traffic and  
adjacent property owners. In the event the Applicant fails to comply with any or all of the requirements as set forth herein, Hays County may  
take such action as it deems appropriate to compel compliance.

Construction of this line will begin on or after the 2 day of 28 to 2009

## **General Special Provisions:**

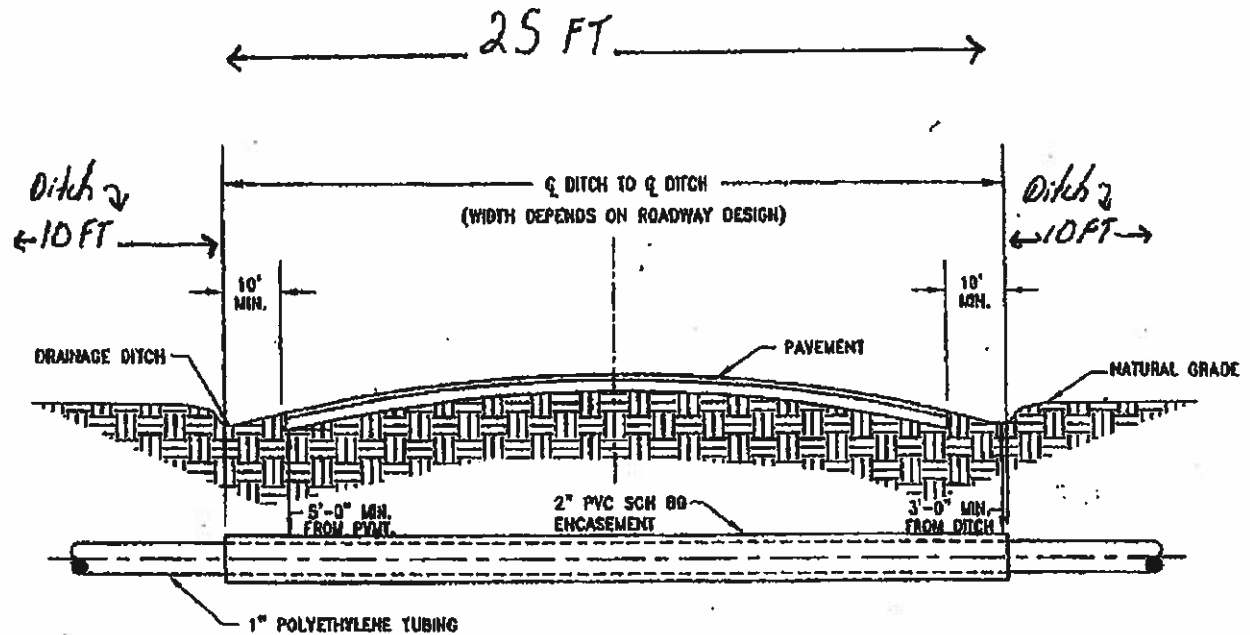
By signing below, I certify that I am authorized to represent the Firm listed below, and that the Firm agrees to the conditions/provisions included  
in this permit.

Firm Goforth Special Utility District  
By (Print) Marin Tobias  
Signature Marin Tobias

Title General Manager  
Address 8900 Diederichs Street  
Phone No. 512-644-4640 ext 11

Form UPT - 6/9/94

To Todd  
From Marin  
#644-4640



## BORING & ENCASEMENT DETAILS—RURAL

Location: Price Rd  
 Valley Rd.  
 Parts needed as follows:  
 1- 2" saddle  
 1- Comp stop  
 60 FT OP 2" PVC pipe for casing  
 30 FT OP 2" PVC pipe for casing  
 1- 90° stop  
 1- Single plastic meter box.

Thank you  
 Mario Tobias  
 2/13/09



*R.C. Collins*  
 5-6-04

### METER SERVICE DETAIL

SCALE : NONE

REV. DATE : 2/04

GOFORTH W.S.C.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

**no later than 2:00 p.m. on WEDNESDAY.**

**Phone (512) 393-2205 Fax (512) 393-2282**

**AGENDA ITEM: Discussion and Possible Action to declare a "discretionary exemption" under Section 262.024 of the Texas Local Government Code for the purposes of making direct payment to SAM, Inc., a subcontractor of Chiang, Patel & Yerby, Inc. on the FM150 @ IH 35 South improvement project.**

**TYPE OF ITEM: CONSENT**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED: Already Budgeted Via Contract With Chiang, Patel & Yerby, Inc**

**LINE ITEM NUMBER OF FUNDS REQUIRED: N/A**

**REQUESTED BY: BARTON/BORCHERDING**

**SPONSORED BY: BARTON/BORCHERDING**

**SUMMARY:** The survey work at issue would be taxable if paid by Prime Strategies or Chiang, Patel & Yerby, Inc. directly, but **not** if Hays County pays directly to a surveyor who is contracted by Chiang, Patel & Yerby, Inc.. The following is Counsel's opinion regarding the application of Purchasing and Procurement laws to this case:

#### **PROCUREMENT OF SERVICES**

If the County were, itself, procuring the services of SAM, Inc., then the County would have to follow the procedures laid out in the Chapter 2254, also known as the "Professional Services Procurement Act." In this case, however, the County is not procuring the services. The services are being procured in a subcontract between SAM, Inc. and Chiang, Patel & Yerby, Inc. It is the duty of Chiang, Patel, & Yearby, Inc. to follow procurement protocols, not Hays County.

#### **PURCHASE OF ITEMS**

Once it is determined that the Professional Services Procurement Act does not apply to the County's action, then we are left to consider only the requirements of Chapter 262 TLGC, which apply to the "purchase of items" by the County. Under this Chapter, "Items" include services, so, even though the County has not, itself, procured the work, it must find a way to comply with this Chapter. The County is, after all, proposing to pay for (or purchase) those services directly.

Section 262.023 TLGC requires a County to comply with competitive bidding or competitive proposal procedures if the contract or purchase would exceed \$25,000.00 in expenditures. However, Section 262.024 provides that the Commissioners Court may, by its own order, grant an exemption from the requirements of Section 262.023 for, among other purchases, the purchase of personal and professional services. Surveying would qualify as a professional service because the performance of that service requires specialized skill and knowledge. Therefore, the Court may declare this payment exempt from the bidding requirements of Chapter 262.

***For the purposes of direct payment, the Hays County Commissioners Court may declare a "Discretionary Exemption" under Section 262.024(a)(4) of the Texas Local Government Code and authorize the Auditor's Office to pay the surveyor directly.***

***Subdivision/Road/Staff Review Agenda Item Request Form***

**Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Discussion and possible action to accept into the County maintenance system all roads in the Meadows At Buda subdivision.

TYPE OF AGENDA ITEM	Subdivision	Road	X	Staff Recommendation	X
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**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Borcharding

**SPONSORED BY:** Barton

**SUMMARY:** The Meadows at Buda is located near I-35 on the Southwest side of Buda. Although this subdivision's roads were constructed under our 1445 agreement, the agreement lacked a formal method of acceptance of roads for County maintenance. The action requested today would provide for such maintenance.

The existing roads were constructed under the supervision of the City's inspection staff. Crack sealing will need to be accomplished in upcoming months; however the overall condition of the roads is quite good and they have gone through a 2-year, developer funded, maintenance period.

**STAFF REVIEW/COMMENTS**

**ENVIRONMENTAL HEALTH DIRECTOR:**

**ROAD DIRECTOR:**

**STAFF RECOMMENDATIONS:**

Agenda Item Request Form

# Hays County Commissioners' Court

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's office**

no later than **12:00 noon** on **WEDNESDAY**.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Discussion and possible action for the release of the maintenance bond and accept for maintenance all road and drainage improvements within County ROW for The Oaks at Gatlin Creek subdivision.

**Consent, Action, Executive Session, Etc. – Action**

**MEETING DATE REQUESTED:** March 3, 2009

**REQUESTED BY:** Commissioner Ford / Jerry Borcharding

**FUNDS REQUIRED:**

**SUMMARY:**

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Road Department has inspected and approved the improvements.

COUNTY JUDGE

☐

COUNTY AUDITOR

☐

COMMISSIONER PCT. 1

☐

COMMISSIONER PCT. 2

☐

COMMISSIONER PCT. 3

☐

COMMISSIONER PCT. 4

☐

**ACTION TAKEN / ACTION REQUIRED:**

**Banks & Associates**

820 Currie Ranch Road  
Wimberley, Texas 78676  
(512) 847-3803  
fax (512) 847-0773

March 5, 2007

Jerry Borcharding, P.E.  
County Engineer  
Hays County Road & Bridge Department  
San Marcos, Texas

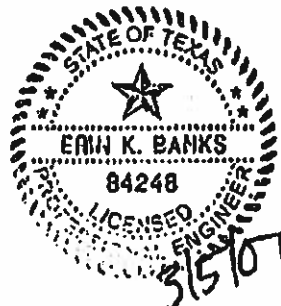
RE: **The Oaks at Gatlin Creek, Section 2  
Towering Oaks Drive  
Hays County, Texas  
Engineer's Concurrence Letter**

Dear Mr. Borcharding,  
Towering Oaks Drive has been constructed in general accordance with the Roadway and Drainage Plans as approved by Hays County. Any exceptions to such are noted on the attached as-built plans. This concurrence is based upon a visual inspection of the roadway, a review of the results of the geotechnical testing, and discussion with Hays County roadway inspector, Mr. Todd Spencer.

Please contact me if you have any questions or comments regarding this project at (512) 847-3803, (512) 801-9049, or at [erin.banks@vowwcl.net](mailto:erin.banks@vowwcl.net).

Sincerely,

  
Erin K. Banks, P.E.  
Principal



Attachment: Roadway as-built plans  
Cc: Mr. Paul Motel

**RESOURCE PROTECTION, TRANSPORTATION AND PLANNING DEPARTMENT**

P.O. BOX 906  
San Marcos, TX 78667  
<http://co.hays.tx.us>

512/393-7385 EXT 29  
CELL: 512/738-2555  
FAX: 512/393-7391

**INSPECTION REPORT**

LOCATION:	Oaks @ Gatlin Creek	DATE:	1/12/2009
OWNER:	Paul Motal	WEATHER:	Clear
CONTRACTOR:	Paul Motal	TIME:	
INSPECTOR:	Todd Spencer		

**SITE OBSERVATIONS:****PUNCHLIST FOR ACCEPTANCE OF MAINTENANCE**

1. Patched damaged area in chipseal
2. Clean Road
3. Remove all rocks 6" and larger from r.o.w
4. Dress ditches

  
Todd Spencer, Construction Inspector

1/12/2009  
Date



**OFFICE OF THE COUNTY ENGINEER**  
**Jerry Borcharding, P.E.**  
**P. O. Box 906 San Marcos, Texas 78667**  
**(512) 393-7385 Fax (512) 393-7393**

---

February 25, 2009

Honorable Liz Sumter  
111 E. San Antonio Street  
San Marcos, Texas 78666

RE: (Subject Subdivision)

Dear Commissioners and Judge:

Paul Motal, Owner, is requesting that Hays County release the maintenance bond and accept the maintenance of roads in Oaks at Gatlin Creek. I have reviewed the file on this subdivision and find that all the requirements have been met per Hays County Subdivision Regulations. Erin Banks, P.E. has submitted a concurrence letter and as-built plans as required by Hays County.

I recommend that the maintenance bond be released and that the roads be accepted into County maintenance.

Respectfully,

Jerry Borcharding, P.E.  
Road Engineer Superintendent  
Hays County Road & Bridge Department



## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:**

**08-4-02 Dripping Springs Ranch, Replat of Lot 1A, a resubdivision of tracts 1 and 2; Hold public hearing and consider approval of Final Plat.**

**TYPE OF ITEM: ACTION**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED: N/A**

**LINE ITEM NUMBER OF FUNDS REQUIRED: N/A**

**REQUESTED BY: Garza**

**SPONSORED BY: Ford**

**SUMMARY:**

**Dripping Springs Ranch is a recorded subdivision located off Westland Ridge Drive in Precinct 4. At this time Lot 1A is 19.021 acres. The proposed replat will divide this lot into 2 lots of 7.568 acres and 11.446 acres in size. These lots will be served by individual wells and individual OSSFs. This action will result in higher density, therefore public notification is required. There are no variances. The property is located within Dripping Springs ETJ and passed at City Council on January 13, 2009. Preliminary Plan was passed on February 3, 2009.**





## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

**no later than 2:00 p.m. on WEDNESDAY.**

**Phone (512) 393-2205 Fax (512) 393-2282**

**AGENDA ITEM:** 07-2-10 Bilger Tract (1 Lot)-- Discussion and possible action to authorize the filing of the record plat for The Bilger Tract Subdivision.

**TYPE OF ITEM:** ACTION

**PREFERRED MEETING DATE REQUESTED:** February 10, 2009

**AMOUNT REQUIRED:** N/A

**LINE ITEM NUMBER OF FUNDS REQUIRED:** N/A

**REQUESTED BY:** GARZA

**SPONSORED BY:** BARTON

**SUMMARY:**

This was pulled last week because new information came to our attention about issues in the neighborhood. We're putting it on the agenda for March 3 because we didn't want to belabor the process for Mr. Bilger. We hope to have more information before Tuesday's meeting.

The "Bilger Tract" is a 1-lot subdivision of property, located off of FM 150 and Kuykendall Rd. in precinct 2. It is 9.44 acres in size and served by individual well and OSSF. The final plat was approved on July 3, 2007; however the plat was not filed with the County Clerk's Office within the 12-month timeframe required by Hays County Interim Development Regulations section 6.7. The property owner is asking the court grant a variance from section 6.7, see attached letter.

## ***Agenda Item Request Form***

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:**

**09-4-05 Creek of Driftwood Subdivision (74 lots); Consider approval of Plat Amendment.**

**TYPE OF ITEM: ACTION**

**PREFERRED MEETING DATE REQUESTED: March 3, 2008.**

**AMOUNT REQUIRED: N/A**

**LINE ITEM NUMBER OF FUNDS REQUIRED: N/A**

**REQUESTED BY: Garza**

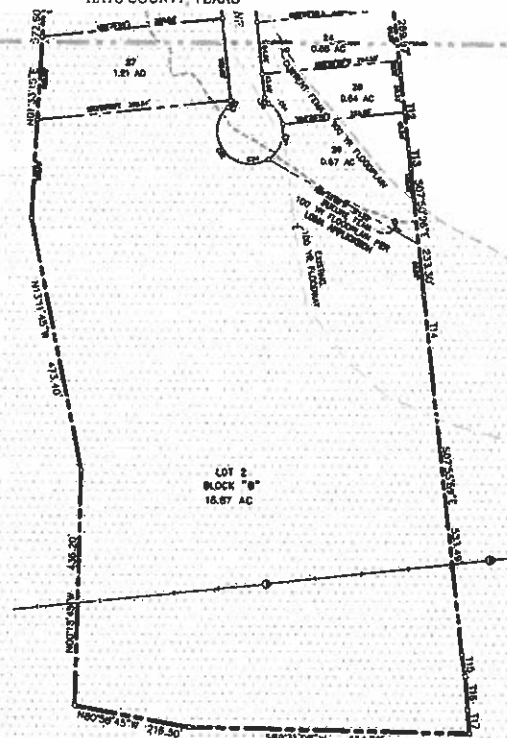
**SPONSORED BY: Ford**

**SUMMARY:**

**The Creek at Driftwood Subdivision consists of 74 residential lots off of Darden Hill Rd. The total acreage of the development is 74.84 with an average lot size of 1.01 acres. The reason for this amended plat is to show an updated FEMA 100 year floodplain (LOMA Number 09-06-0875A) and to change an erroneous plat note. The original plat note stated that lot 60 was unbuildable due to a community well easement, this was an error at the time of platting. The well is actually located on Lot 6. The division is not going to use the community well and are instead are getting water from LCRA. All lots will utilize individual Class-1 OSSF's limited to Subsurface disposal only. No portion lies within the boundaries of any ETJ.**

MATCH LINE SHEET 3 OF 4

CITY LIST						
STATE	AGE	DOB	UNEMP	POSS UNEMP	POSS MARSH	SEA
AK	20-29	1940-1949	15-19	10-14	10-14	10-14
AK	30-39	1950-1959	20-29	15-19	15-19	15-19
AK	40-49	1960-1969	30-39	20-29	20-29	20-29
AK	50-59	1970-1979	40-49	30-39	30-39	30-39
AK	60-69	1980-1989	50-59	40-49	40-49	40-49
AK	70-79	1990-1999	60-69	50-59	50-59	50-59
AK	80-89	2000-2009	70-79	60-69	60-69	60-69
AK	90-99	2010-2019	80-89	70-79	70-79	70-79
AK	100-109	2020-2029	90-99	80-89	80-89	80-89
AK	110-119	2030-2039	100-109	90-99	90-99	90-99
AK	120-129	2040-2049	110-119	100-109	100-109	100-109
AK	130-139	2050-2059	120-129	110-119	110-119	110-119
AK	140-149	2060-2069	130-139	120-129	120-129	120-129
AK	150-159	2070-2079	140-149	130-139	130-139	130-139
AK	160-169	2080-2089	150-159	140-149	140-149	140-149
AK	170-179	2090-2099	160-169	150-159	150-159	150-159
AK	180-189	2100-2109	170-179	160-169	160-169	160-169
AK	190-199	2110-2119	180-189	170-179	170-179	170-179
AK	200-209	2120-2129	190-199	180-189	180-189	180-189
AK	210-219	2130-2139	200-209	190-199	190-199	190-199
AK	220-229	2140-2149	210-219	200-209	200-209	200-209
AK	230-239	2150-2159	220-229	210-219	210-219	210-219
AK	240-249	2160-2169	230-239	220-229	220-229	220-229
AK	250-259	2170-2179	240-249	230-239	230-239	230-239
AK	260-269	2180-2189	250-259	240-249	240-249	240-249
AK	270-279	2190-2199	260-269	250-259	250-259	250-259
AK	280-289	2200-2209	270-279	260-269	260-269	260-269
AK	290-299	2210-2219	280-289	270-279	270-279	270-279
AK	300-309	2220-2229	290-299	280-289	280-289	280-289
AK	310-319	2230-2239	300-309	290-299	290-299	290-299
AK	320-329	2240-2249	310-319	300-309	300-309	300-309
AK	330-339	2250-2259	320-329	310-319	310-319	310-319
AK	340-349	2260-2269	330-339	320-329	320-329	320-329
AK	350-359	2270-2279	340-349	330-339	330-339	330-339
AK	360-369	2280-2289	350-359	340-349	340-349	340-349
AK	370-379	2290-2299	360-369	350-359	350-359	350-359
AK	380-389	2300-2309	370-379	360-369	360-369	360-369
AK	390-399	2310-2319	380-389	370-379	370-379	370-379
AK	400-409	2320-2329	390-399	380-389	380-389	380-389
AK	410-419	2330-2339	400-409	390-399	390-399	390-399
AK	420-429	2340-2349	410-419	400-409	400-409	400-409
AK	430-439	2350-2359	420-429	410-419	410-419	410-419
AK	440-449	2360-2369	430-439	420-429	420-429	420-429
AK	450-459	2370-2379	440-449	430-439	430-439	430-439
AK	460-469	2380-2389	450-459	440-449	440-449	440-449
AK	470-479	2390-2399	460-469	450-459	450-459	450-459
AK	480-489	2400-2409	470-479	460-469	460-469	460-469
AK	490-499	2410-2419	480-489	470-479	470-479	470-479
AK	500-509	2420-2429	490-499	480-489	480-489	480-489
AK	510-519	2430-2439	500-509	490-499	490-499	490-499
AK	520-529	2440-2449	510-519	500-509	500-509	500-509
AK	530-539	2450-2459	520-529	510-519	510-519	510-519
AK	540-549	2460-2469	530-539	520-529	520-529	520-529
AK	550-559	2470-2479	540-549	530-539	530-539	530-539
AK	560-569	2480-2489	550-559	540-549	540-549	540-549
AK	570-579	2490-2499	560-569	550-559	550-559	550-559
AK	580-589	2500-2509	570-579	560-569	560-569	560-569
AK	590-599	2510-2519	580-589	570-579	570-579	570-579
AK	600-609	2520-2529	590-599	580-589	580-589	580-589
AK	610-619	2530-2539	600-609	590-599	590-599	590-599
AK	620-629	2540-2549	610-619	600-609	600-609	600-609
AK	630-639	2550-2559	620-629	610-619	610-619	610-619
AK	640-649	2560-2569	630-639	620-629	620-629	620-629
AK	650-659	2570-2579	640-649	630-639	630-639	630-639
AK	660-669	2580-2589	650-659	640-649	640-649	640-649
AK	670-679	2590-2599	660-669	650-659	650-659	650-659
AK	680-689	2600-2609	670-679	660-669	660-669	660-669
AK	690-699	2610-2619	680-689	670-679	670-679	670-679
AK	700-709	2620-2629	690-699	680-689	680-689	680-689
AK	710-719	2630-2639	700-709	690-699	690-699	690-699
AK	720-729	2640-2649	710-719	700-709	700-709	700-709
AK	730-739	2650-2659	720-729	710-719	710-719	710-719
AK	740-749	2660-2669	730-739	720-729	720-729	720-729
AK	750-759	2670-2679	740-749	730-739	730-739	730-739
AK	760-769	2680-2689	750-759	740-749	740-749	740-749
AK	770-779	2690-2699	760-769	750-759	750-759	750-759
AK	780-789	2700-2709	770-779	760-769	760-769	760-769
AK	790-799	2710-2719	780-789	770-779	770-779	770-779
AK	800-809	2720-2729	790-799	780-789	780-789	780-789
AK	810-819	2730-2739	800-809	790-799	790-799	790-799
AK	820-829	2740-2749	810-819	800-809	800-809	800-809
AK	830-839	2750-2759	820-829	810-819	810-819	810-819
AK	840-849	2760-2769	830-839	820-829	820-829	820-829
AK	850-859	2770-2779	840-849	830-839	830-839	830-839
AK	860-869	2780-2789	850-859	840-849	840-849	840-849
AK	870-879	2790-2799	860-869	850-859	850-859	850-859
AK	880-889	2800-2809	870-879	860-869	860-869	860-869
AK	890-899	2810-2819	880-889	870-879	870-879	870-879
AK	900-909	2820-2829	890-899	880-889	880-889	880-889
AK	910-919	2830-2839	900-909	890-899	890-899	890-899
AK	920-929	2840-2849	910-919	900-909	900-909	900-909
AK	930-939	2850-2859	920-929	910-919	910-919	910-919
AK	940-949	2860-2869	930-939	920-929	920-929	920-929
AK	950-959	2870-2879	940-949	930-939	930-939	930-939
AK	960-969	2880-2889	950-959	940-949	940-949	940-949
AK	970-979	2890-2899	960-969	950-959	950-959	950-959
AK	980-989	2900-2909	970-979	960-969	960-969	960-969
AK	990-999	2910-2919	980-989	970-979	970-979	970-979
AK	1000-1009	2920-2929	990-999	980-989	980-989	980-989
AK	1010-1019	2930-2939	1000-1009	990-999	990-999	990-999
AK	1020-1029	2940-2949	1010-1019	1000-1009	1000-1009	1000-1009
AK	1030-1039	2950-2959	1020-1029	1010-1019	1010-1019	1010-1019
AK	1040-1049	2960-2969	1030-1039	1020-1029	1020-1029	1020-1029
AK	1050-1059	2970-2979	1040-1049	1030-1039	1030-1039	1030-1039
AK	1060-1069	2980-2989	1050-1059	1040-1049	1040-1049	1040-1049
AK	1070-1079	2990-2999	1060-1069	1050-1059	1050-1059	1050-1059
AK	1080-1089	3000-3009	1070-1079	1060-1069	1060-1069	1060-1069
AK	1090-1099	3010-3019	1080-1089	1070-1079	1070-1079	1070-1079
AK	1100-1109	3020-3029	1090-1099	1080-1089	1080-1089	1080-1089
AK	1110-1119	3030-3039	1100-1109	1090-1099	1090-1099	1090-1099
AK	1120-1129	3040-3049	1110-1119	1100-1109	1100-1109	1100-1109
AK	1130-1139	3050-3059	1120-1129	1110-1119	1110-1119	1110-1119
AK	1140-1149	3060-3069	1130-1139	1120-1129	1120-1129	1120-1129
AK	1150-1159	3070-3079	1140-1149	1130-1139	1130-1139	1130-1139
AK	1160-1169	3080-3089	1150-1159	1140-1149	1140-1149	1140-1149
AK	1170-1179	3090-3099	1160-1169	1150-1159	1150-1159	1150-1159
AK	1180-1189	3100-3109	1170-1179	1160-1169	1160-1169	1160-1169
AK	1190-1199	3110-3119	1180-1189	1170-1179	1170-1179	1170-1179
AK	1200-1209	3120-3129	1190-1199	1180-1189	1180-1189	1180-1189
AK	1210-1219	3130-3139	1200-1209	1190-1199	1190-1199	1190-1199
AK	1220-1229	3140-3149	1210-1219	1200-1209	1200-1209	1200-1209
AK	1230-1239	3150-3159	1220-1229	1210-1219	1210-1219	1210-1219
AK	1240-1249	3160-3169	1230-1239	1220-1229	1220-1229	1220-1229
AK	1250-1259	3170-3179	1240-1249	1230-1239	1230-1239	1230-1239
AK	1260-1269	3180-3189	1250-1259	1240-1249	1240-1249	1240-1249
AK	1270-1279	3190-3199	1260-1269	1250-1259	1250-1259	1250-1259
AK	1280-1289	3200-3209	1270-1279	1260-1269	1260-1269	1260-1269
AK	1290-1299	3210-3219	1280-1289	1270-1279	1270-1279	1270-1279
AK	1300-1309	3220-3229	1290-1299	1280-1289	1280-1289	1280-1289
AK	1310-1319	3230-3239	1300-1309	1290-1299	1290-1299	1290-1299
AK	1320-1329	3240-3249	1310-1319	1300-1309	1300-1309	1300-1309
AK	1330-1339	3250-3259	1320-1329	1310-1319	1310-1319	1310-1319
AK	1340-1349	3260-3269	1330-1339	1320-1329	1320-1329	1320-1329
AK	1350-1359	3270-3279	1340-1349	1330-1339	1330-1339	1330-1339
AK	1360-1369	3280-3289	1350-1359	1340-1349	1340-1349	1340-1349
AK	1370-1379	3290-3299	1360-1369	1350-1359	1350-1359	1350-1359
AK	1380-1389	3300-3309	1370-1379	1360-1369	1360-1369	1360-1369
AK	1390-1399	3310-3319	1380-1389	1370-1379	1370-1379	1370-1379
AK	1400-1409	3320-3329	1390-1399	1380-1389	1380-1389	1380-1389
AK	1410-1419	3330-3339	1400-1409	1390-1399	1390-1399	1390-1399
AK	1420-1429	3340-3349	1410-1419	1400-1409	1400-1409	1400-1409
AK	1430-1439	3350-3359	1420-1429	1410-1419	1410-1419	1410-1419
AK	1440-1449	3360-3369	1430-1439	14		



**LEGEND**

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BOUNDARY		DATE	TABLE
100	110000	11/01/00	BOUNDARY
101	110000	11/01/00	BOUNDARY
102	110000	11/01/00	BOUNDARY
103	110000	11/01/00	BOUNDARY
104	110000	11/01/00	BOUNDARY
105	110000	11/01/00	BOUNDARY
106	110000	11/01/00	BOUNDARY
107	110000	11/01/00	BOUNDARY
108	110000	11/01/00	BOUNDARY
109	110000	11/01/00	BOUNDARY
110	110000	11/01/00	BOUNDARY
111	110000	11/01/00	BOUNDARY
112	110000	11/01/00	BOUNDARY
113	110000	11/01/00	BOUNDARY
114	110000	11/01/00	BOUNDARY
115	110000	11/01/00	BOUNDARY
116	110000	11/01/00	BOUNDARY
117	110000	11/01/00	BOUNDARY

LINE	DESCRIPTION	AMOUNT
1	1000	1000.00
2	2000	2000.00
3	3000	3000.00
4	4000	4000.00

**4CUATRO**  
Consultants, L.P.  
10000 Wilshire Blvd. Suite 1000 Beverly Hills, CA 90210  
Tel: 310.277.4444 Fax: 310.277.4445

**DEVELOPMENT:**

[illegible]

ROBERT M. HANCOCK, JR.  
ROBERTS HANCOCK, INC.  
555 HALLI ROAD, SUITE 700  
MCHESTER, HI 98517

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY  
APPEARED ROBERT H. HARRIS, JR. KNOWN TO ME TO BE THE PERSON  
WHOSE NAME IS SUBSCRIBED TO THE FOLLOWING INSTRUMENT  
AND ACKNOWLEDGED TO ME THAT HE EXECUTED  
THE SAME IN SUCH CAPACITY AS THE ACT AND DEED OF SAID  
FOR THE PURPOSES AND CONSIDERATIONS THEREIN STATED.

OPEN UNDER MY HAND AND SEAL OF OFFICE THIS THE \_\_\_\_ DAY OF \_\_\_\_  
A.D., 2008.

SURVEYOR:  
STATE OF TEXAS  
COUNTY OF HAYS

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS PLAN IS TRUE AND CORRECT. THAT IT WAS PREPARED FROM AN ACCURATE SURVEY OF THE PROPERTY HEREIN UNDER MY SUPERVISION ON THE CHAINS, AND THAT ALL NECESSARY SURVEY MONUMENTS ARE CORRECTLY SET OR FOUND AS SHOWN HEREIN.

GEORGE E. LUCHE,  
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 4160, STATE OF TEXAS  
438 EMBLE LAKE ROAD  
HUTCH, TEXAS 79624  
OFFICE (817) 830-4807

ENGINEER  
STATE OF TEXAS  
COUNTY OF HARRIS

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL ENGINEER IN THE STATE OF TEXAS, HEREBY CERTIFY THAT PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN THIS PLAN.

~~ALDO ELIZABETH, JR. LICENSED PROFESSIONAL ENGINEER NO. 14751  
CLARK CONSULTANTS, LTD.  
3601 KYLE CROSSING, SUITE B  
KYLE, TEXAS 75140~~

WATER SUPPLY STATEMENT:

THE COLORADO POWER AUTHORITY, COMM 11870, AN APPROVED WATER SUPPLY SYSTEM, HAS ADEQUATE QUANTITY TO SUPPLY THIS SUBDIVISION AND PROVISIONS HAVE BEEN MADE TO PROVIDE SERVICE TO EACH LOT IN THIS SUBDIVISION IN ACCORDANCE WITH THE POLICIES OF THE WATER SUPPLY DISTRICT.

BRAD HILL  
UTILITY DEVELOPMENT COORDINATOR, WATER SERVICES  
LOWER COLORADO RIVER AUTHORITY

ENVIRONMENTAL HEALTH DEVELOPMENT:

NO STRUCTURE IN THE SUBURBHOOD SHALL BE OCCUPIED UNTIL CONNECTED TO A STATE COMMUNITY WATER SYSTEM. DUE TO DECLINING WATER SUPPLY AND DECREASING WATER QUALITY, PROSPECTIVE PROPERTY OWNERS ARE CAUTIONED BY HWY. COUNTY THAT THE REALTY IN THE SUBURBHOOD CANNOT BE OBTAINED UNTIL AVAILABLE. SUBURBHOOD COLLECTION IS ENCOURAGED AND IN SOME AREAS MAY OFFER THE BEST AVAILABLE WATER RESOURCE.

NO STRUCTURE IN THE SUBURBHOOD SHALL BE OCCUPIED UNTIL CONNECTED TO A PUBLIC SEWER SYSTEM OR TO AN ON-SITE WASTEWATER SYSTEM WHICH HAS BEEN APPROVED AND PERMITTED BY HWY-COUNTY ENVIRONMENTAL

NO CONSTRUCTION OR OTHER DEVELOPMENT WITHIN THE SUBDIVISION MAY BE COMPLETED UNTIL THE COUNTY DEVELOPMENT PERMIT REQUIREMENTS HAVE

JERRY BORCHERS, P.E., DIRECTOR  
RESOURCE PROTECTION, TRANSPORTATION  
AND PLANNING

TOM POPE, JUDGE  
HAY COUNTY FLOOD PLAIN ADMINISTRATOR

COUNTY \_\_\_\_\_  
STATE OF TEXAS  
COUNTY OF HUNT

I, LINDA FRYZELLE, COUNTY CLERK OF HAYS COUNTY, TEXAS, DO HEREBY CERTIFY THAT ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 2009, THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS PASSED AN ORDER AUTHORIZING THE FEEBEE FOR RECORDS OF THIS FILE, AND SAID ORDER HAS BEEN DULY ENTERED IN THE MINUTES OF THE SAID COURT IN BOOK \_\_\_\_\_, PAGE \_\_\_\_\_.

WITNESSE MY HAND AND SEAL OF OFFICE THIS 1st DAY OF \_\_\_\_\_ A.D., 19\_\_\_\_

LE BARRER COUNTY JUDGE HARRIS COUNTY, TEXAS	LINDA FRIEDEL COUNTY CLERK HARRIS COUNTY, TEXAS
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STATE OF TEXAS

I, LINDA FRITSCHE, COUNTY CLERK OF HAYS COUNTY, TEXAS, DO HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT OF WRITING WITH ITS CERTIFICATE, OF AUTHENTICATION WAS FILED FOR RECORD IN MY OFFICE ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2006, AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M. AND DULY RECORDED ON THE \_\_\_\_\_

FILE OF \_\_\_\_\_ PAGE NO. \_\_\_\_\_ OF BOOK \_\_\_\_\_, IN THE PLAT RECORDS  
OF HAYS COUNTY, TEXAS IN BOOK \_\_\_\_\_, PAGE \_\_\_\_\_.

ELISA FRESCHE, COUNTY CLERK  
HARRIS COUNTY, TEXAS

TOTAL NO. OF RESIDENTIAL LOTS	78
TOTAL AREA (AC)	74.80
PROPOSED ROAD USE:	SINGLE FAMILY RESIDENTIAL
NO. OF LOTS LARGER THAN 1 AC.	2
AND SMALLER THAN 2 AC.	
NO. OF LOTS LARGER THAN 2 AC.	0
AND SMALLER THAN 3 AC.	
NO. OF LOTS LARGER THAN 3 AC.	1
TOTAL ROAD LT.	4.540 (EXISTING)
ROAD AREA (AC)	0.82 AC
ELECTRICITY SERVICE:	PERMANENT ELECTRIC COOP
TELEPHONE SERVICE:	VERIZON
SEWER:	LOCAL

DATE: \_\_\_\_\_

[illegible]

BCL CHANGES			DESCRIPTION
SW1	N 1368804.14374	E 2773848.1631	IRON ROD SET @ NORTHEAST CORNER OF SUBSTATION (ON R.O.S.)
SW2	N 13688053.0805	E 2775467.6328	IRON ROD SET @ NORTHEAST CORNER

**4 CUATRO**  
Consultants, LTD  
10000 Highway 100, Suite 100, Dallas, TX 75243  
Tel: 214/343-1000 Fax: 214/343-1001

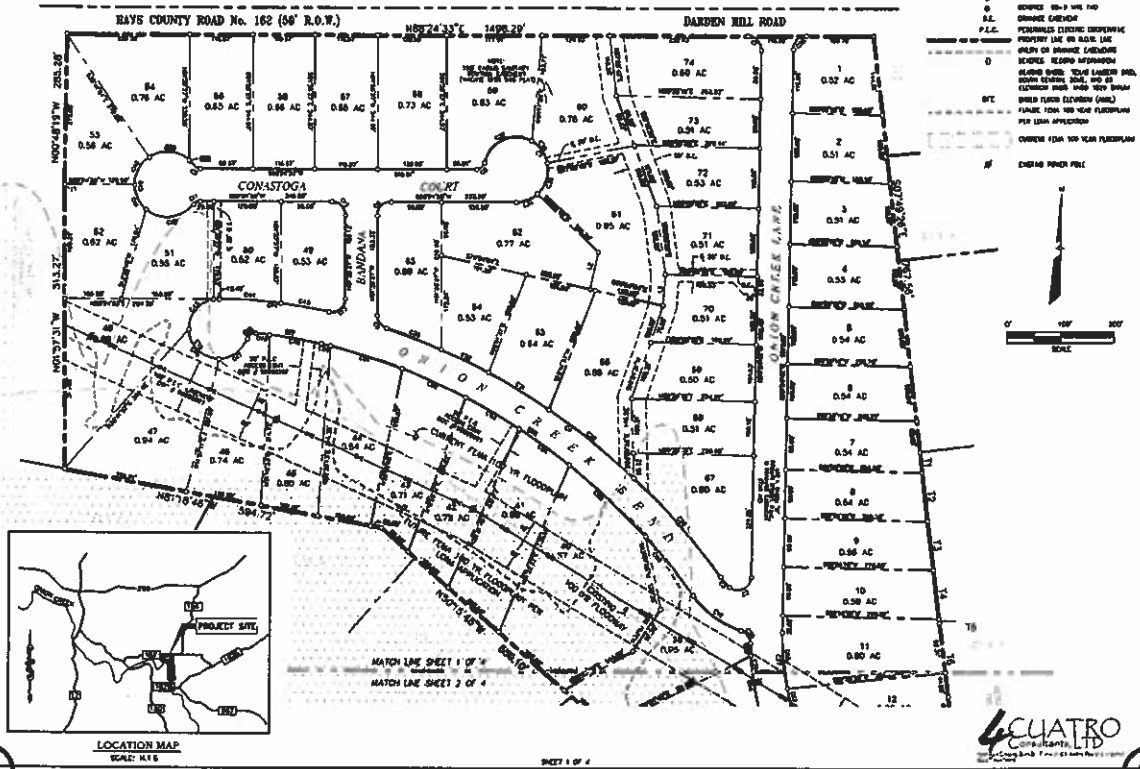
AN AMENDED PLAT OF  
**RIFTWOOD**  
AS RECORDED ON  
BOOK 8, PAGE 246-248  
PLAT RECORDS  
HAYS COUNTY, TEXAS

BOOK 8, PAGE 246-248

### PLAT RECORDS

HAYS COUNTY, TEXAS

\_\_\_\_\_

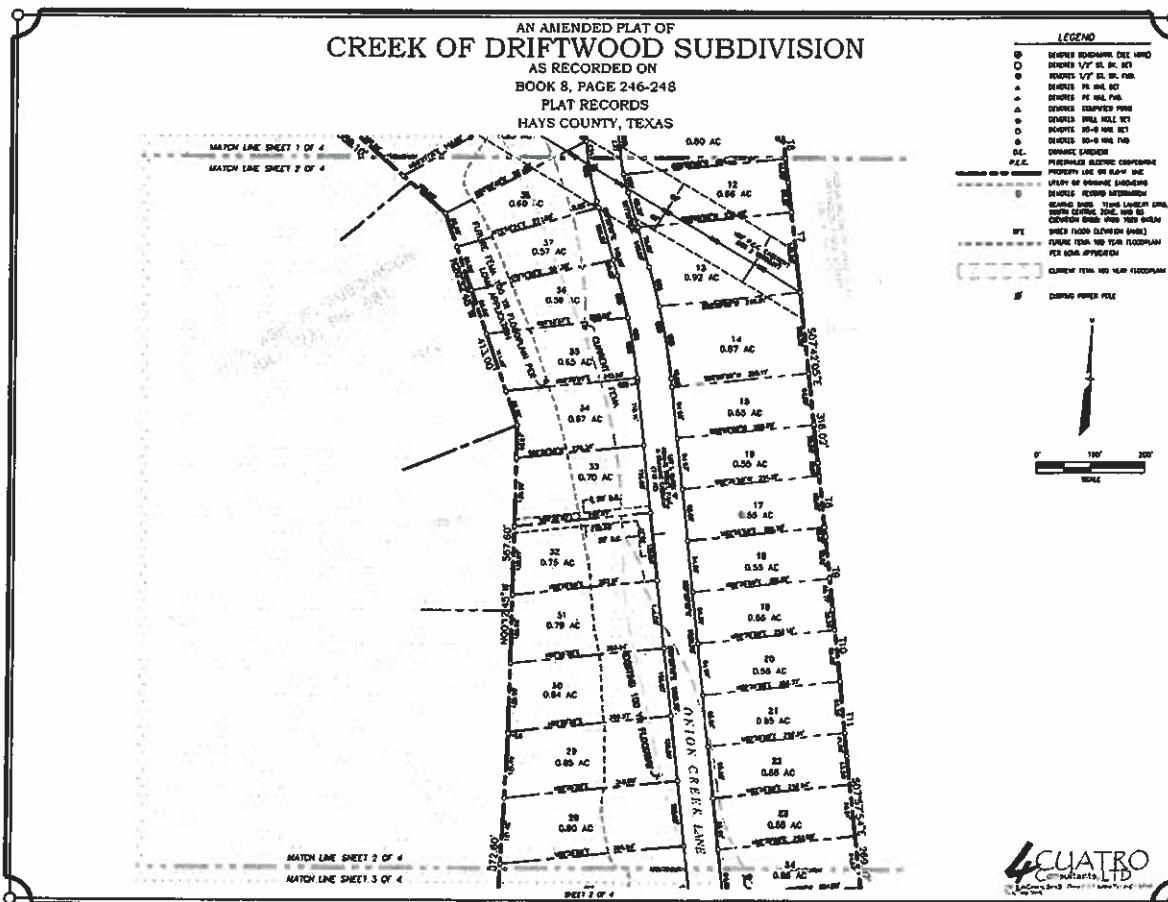


AN AMENDED PLAT OF  
**RIFTWOOD**  
AS RECORDED ON  
BOOK 8, PAGE 246-248  
PLAT RECORDS  
HAYS COUNTY, TEXAS

BOOK 8, PAGE 246-248

### PLAT RECORDS

HAYS COUNTY, TEXAS



## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than 2:00 p.m. on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Discussion and possible action to appoint Patsy R. Ward to the Child Protective Service Board.**

**CHECK ONE:**      ☐ CONSENT      ☒ ACTION      ☐ EXECUTIVE SESSION  
                         ☐ WORKSHOP      ☐ PROCLAMATION      ☐ PRESENTATION

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY: SUMTER**

**SUMMARY: Resume attached**



## **Patsy R. Ward LMSW**

18004 Montevista Cove  
Dripping Springs, Texas 78620  
Home Phone 512 829 4238  
Cell Phone 512 917 9291 (preferred contact number)

## **EMPLOYMENT**

Texas Department of Protective and Family Services  
State Office, Austin, Texas  
Program Specialist, Family Group Decision Making  
January 2005 to January 2007

Family Outreach of America, INC.  
Austin, Texas  
Supervisor  
January 2003 to January 2005

Texas Department of Protective and Regulatory Services  
Dallas County, Comal County and Williamson County, Texas  
Intervention and Prevention Services, all stages of service  
1974 to 2003, retired

Department of Social Services, State of New York  
White Plains, New York and Rockland County, New York  
Foster Family services and Investigations  
1972 to 1974

## **SKILLS**

- Implementing and managing statewide family involvement program to decrease number of children in substitute care
- Experience with hiring and supervising casework staff in rural areas in Texas
- Extensive knowledge of dynamics of child abuse and neglect and child protective services programs and systems
- Implementation and direction of successful community volunteer programs
- Implementation and direction of successful public relations campaigns
- Vast public speaking experience
- Ability to establish community organization networks
- Experience with fund raising and grant writing
- Experience with supervising and managing large caseloads in a timely and compassionate manner
- Facilities management

## **EDUCATION**

B.S. from Mercy College, Dobbs Ferry, New York

Licensed Master Social Worker, 1986

## **VOLUNTEER EXPERIENCE**

- Dallas County Democratic Party Precinct Chairman, 1980 to 1988
- St. Paul Catholic School Home and School Board President, 1992 to 1995
- St. Joseph Catholic Church Women's Guild President, 1989 & 1990
- Garland Police Department Citizens Police Board, 1991 to 1996
- Good Samaritan of Garland Advisory Board, 1993 to 1996
- New Beginnings Center Advisory Board, 1993 to 1997
- Westlake High School Parent Correlate Board 2002-2003
- Westlake High School Cross Country Team Parent Leader 2003-2005
- Mobile Loaves and Fishes Truck Team Leader, 1999 to present
- Mobile Loaves and Fishes Wine Tasting Event Co-Volunteer Coordinator
- Mobile Loaves and Fishes Hurricane Recovery Team, 2005 to present
- Court Appointed Special Advocate Travis County 2004
- St. Martin de Porres Catholic Church Food Pantry social worker, 2008

## **References:**

### **Professional**

Gail Blackwell 2500 Mesquite Georgetown, Texas 78628 512 863 3062

Marsha Stone 207 River Bow Georgetown, Texas 78628 512 632 2949

### **Personal**

Linda Ryan 6706 Lynch Garland, Texas 75044 512 972 495 9687

Sandra Mauro 1520 Ben Crenshaw # 219 Austin, Texas 512 917 1734

## **Personal Information:**

Dripping Springs resident

Married to Clifford R. Ward

Blended family of three children, one grandchild

## *Agenda Item Request Form*

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9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Discussion and possible action to ratify authorization for County Judge to execute Work Authorizations #1-7 for Program Management with Prime Strategies, Inc.

**CHECK ONE:**    ☐ CONSENT    ☒ ACTION    ☐ EXECUTIVE SESSION  
                    ☐ WORKSHOP    ☐ PROCLAMATION    ☐ PRESENTATION

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY:** SUMTER

**SUMMARY:** Upon further investigation, on February 3, 2009 the court authorized the amendment of Prime Strategies management contract to fund the Pass Through Road Bond program but didn't authorize the 7 work orders. This is to ratify the execution of the 7 work orders.

## Bill Herzog

---

**From:** Vickie Wilhelm [vickie\_wilhelm@co.hays.tx.us]  
**Sent:** Friday, February 20, 2009 1:58 PM  
**To:** Bill Herzog  
**Subject:** FW: PSI Pass Through Tracking spreadsheet & new work authorizations  
**Attachments:** HC-0360 Supp. #1 to PSA\_PSI fully executed.pdf

FYI

---

**From:** Marie Walters [mailto:marie@primestrategies.net]  
**Sent:** Thursday, February 19, 2009 6:04 PM  
**To:** Vickie Wilhelm  
**Cc:** Theresa Schwartz; mike@primestrategies.net  
**Subject:** RE: PSI Pass Through Tracking spreadsheet & new work authorizations

The attached Supplemental #1 to our contract was approved by the Court on February 3<sup>rd</sup>. It is my understanding that this allows for the execution of WA #1-7 which were mailed to the Judge for her signature earlier this week.

Marie R. Walters



Prime Strategies, Inc.  
(512) 637-6849 DIRECT LINE  
(512) 299-7351 CELL

---

**From:** Vickie Wilhelm [mailto:vickie\_wilhelm@co.hays.tx.us]  
**Sent:** Thursday, February 19, 2009 4:14 PM  
**To:** 'Marie Walters'  
**Cc:** theresa.schwartz@co.hays.tx.us  
**Subject:** RE: PSI Pass Through Tracking spreadsheet & new work authorizations

Marie – do you know if work authorizations 1-7 were approved in Commissioners' Court?

---

**From:** Marie Walters [mailto:marie@primestrategies.net]  
**Sent:** Tuesday, February 17, 2009 1:26 PM  
**To:** Theresa Schwartz; 'Theresa Schwartz'; Vickie Wilhelm  
**Cc:** mike@primestrategies.net  
**Subject:** PSI Pass Through Tracking spreadsheet & new work authorizations

Hi Theresa & Vickie,

Attached for your review and use are:

1. Transmittal letter for PSI Program Management FY 2009 WA#1-7
2. Scanned copies of PSI Program Management FY 2009 WA #1-7 (project specific)
3. Memo for PSI Project Management Budget by Fiscal Year 1/22/2009
4. PSI Program Management FY 2009 WA #1-7 tracking sheet template/example (developed by Cindy Gray in our office - who does PSI invoicing and will be used and shared from now on).
5. Hays County Pass Through Work Authorization & Invoicing tracking sheet 2/13/2009

- As of January 31, 2009 all previous Prime Strategies, Inc. work authorizations (#1-4) are permanently closed.
- 6. Pass Through Committed Funds DRAFT worksheet (an example of a way to track the projects committed funds versus available funds) Needs work.

Thanks,

Marie R. Walters



Prime Strategies, Inc.  
1508 S. Lamar Blvd.  
Austin, Texas 78704  
(512) 445-7074 PHONE  
(512) 445-7064 FAX  
(512) 637-6849 DIRECT LINE  
(512) 299-7351 CELL  
[marie@primestrategies.net](mailto:marie@primestrategies.net)

# Memo

**To:** Judge Liz Sumter, Hays County  
**From:** Mike Weaver, Prime Strategies, Inc.  
**CC:** Bill Herzog, Hays County Auditor  
**Date:** 1/22/2009  
**Re:** Program Management Budget by Fiscal Year

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As requested we are reallocating the proposed \$2,845,000.00 budget by fiscal year:

January 1, 2009 – September 30, 2009	\$780,000.00
October 1, 2009 – September 30, 2010	\$870,000.00
October 1, 2010 – September 30, 2011	\$646,000.00
October 1, 2011 – June 1, 2012	\$549,000.00
<b>TOTAL</b>	<b>\$2,845,000.00</b>



**25892 PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS ON OLD BLACK COLONY ROAD, CR 147 [T1-230]**

Judge Sumter opened the public hearing. No public input was received. Public hearing was closed. RTP Director Jerry Borcharding gave staff recommendation. A motion was made by Commissioner Barton seconded by Commissioner Ingalsbe to establish traffic regulations of a Stop Sign on Old Black Colony Road/CR 147 at Cole Springs Road/CR 148 and set a speed limit of 35 MPH on Old Black Colony Road/CR 147. All voting "Aye". MOTION PASSED

**25893 [08-3-53 - 1 LOT] PINNICLE RIDGE ESTATES, REPLAT OF LOT 4 & 5 - WAIVE PRELIMINARY PLAN AND PUBLIC HEARING AND ACCEPT FINAL PLAT [T1-247]**

Subdivision Coordinator Clint Garza gave staff recommendation. Property owner would like to dissolve the property lines and make one lot. A motion was made by Commissioner Conley seconded by Commissioner Ford to waive preliminary plan and accept final plat of Pinnacle Ridge Estates Replat of Lots 4 & 5. All voting "Aye". MOTION PASSED

**25894 [09-3-1 - 2 LOTS] BIG SKY RANCH, AN AMENDED PLAT OF LOT 1 AND LOT 25 - ACCEPT PLAT AMENDMENT [T1-261]**

Subdivision Coordinator Clint Garza gave staff recommendation. A motion was made by Commissioner Conley seconded by Commissioner Ford to accept plat of Big Sky Ranch, an amended plat of Lot 1 and Lot 25. All voting "Aye". MOTION PASSED

**25895 [08-3-77 - 1 LOT] BURNETT RANCH SECTION 1A TRACT 3 - APPROVE CONVEYANCE OF A PORTION OF TRACT 3 VIA A METES AND BOUNDS DESCRIPTION WITHOUT REVISION OF THE PLAT, PURSUANT TO SECTION 232.010 OF THE TEXAS LOCAL GOVERNMENT CODE [T1-283]**

Subdivision Coordinator Clint Garza gave staff recommendation. Surveyor R.J. Pata spoke of no incentive for existing homeowners to do a subdivision plat. A motion was made by Commissioner Conley seconded by Commissioner Barton to approve conveyance of a portion of Tract 3 via a metes and bounds description without revision of the plat, pursuant to section 232.0100 of the Texas Local Government Code. All voting "Aye". MOTION PASSED

**25896 [08-4-02 - 2 LOTS] DRIPPING SPRINGS RANCH, REPLAT OF LOT 1A, A RESUBDIVISION OF TRACTS 1 & 2 - APPROVE PRELIMINARY PLAN AND CALL FOR PUBLIC HEARING ON MARCH 3, 2009 [T1-603]**

Subdivision Coordinator Clint Garza gave staff recommendation. A motion was made by Commissioner Ford seconded by Commissioner Conley to approve preliminary plan and call for a public hearing on March 3, 2009 for Dripping Springs Ranch Replat of Lot 1A a resubdivision of Tracts 1 & 2. All voting "Aye". MOTION PASSED

**28597 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE SUPPLEMENTAL AGREEMENT WITH PRIME STRATEGIES [T1-620]**

Mike Weaver of Prime Strategies spoke. A motion was made by Commissioner Ingalsbe seconded by Commissioner Barton to authorize the County Judge to execute the Supplemental Agreement with Prime Strategies and to amend the contract under the fee schedule after January 1, by adding "provided that the consumer price index all workers or the equivalent, for the previous calendar year has not decreased". All voting "Aye". MOTION PASSED Mike Weaver of Prime Strategies presented the Court with a monthly report

**28598 APPROVE REQUEST FOR REFUND OF TAXES PAID [T1-795]**

John Kimbro purchased property at a Constable sale and paid the taxes that were due. The court then set aside the sale and the property was returned to the original property owner. Mr. Kimbro is requesting refund of the taxes he paid. A motion was made by Commissioner Ingalsbe seconded by Commissioner Ford to approve the request for refund of taxes paid by John Kimbro. All voting "Aye". MOTION PASSED



PRIME  
STRATEGIES,  
INC.

## LETTER OF TRANSMITTAL

**DATE:** 2/17/2009

**PROJECT:** HC-0300

**TO:** Hays County Judge's Office  
111 E. San Antonio Street  
Suite 300  
San Marcos, Texas 78666

**ATTN:** Judge Liz Sumter

### ENCLOSED PLEASE FIND:

- Two (2) signed originals of Work Authorizations #1-7 for Program Management on each Pass Through Finance Project.
  - WA #1 = US 290 West (Trautwein to Nutty Brown Road) PTT0113-07-057
  - WA #2 = IH-35/CR 210 Bridge & SB frontage road PTT0016-02-107
  - WA #3 = FM 1626A (FM 2770 to FM 967) PTT1539-01-013
  - WA #4 = FM 1626B (FM 967 to Brodie Lane) PTT1539-01-005
  - WA #5 = FM 110 (McCarty Lane to SH 123) PTT3545-02-001
  - WA #6 = FM 150 realignment PTT0805-01-017
  - WA #7 = IH-35 SB frontage road/ramp (FM 16236 to FM 150) PTT0016-02-114

### COMMENTS:

These Work Authorizations cover only FY 2009. *Please see 1/22/2009 Memo*

### DELIVERED BY:

☒ US MAIL ☐ FED-X ☐ UPS  
☐ COURIER ☐ FAX ☐ OTHER

**BY:** Marie Walters, PSI

**CC:** Vickie Wilhelm, Hays County Auditor's Office w/copies (e-mail)  
Theresa Schwartz, Hays County Precinct 2 office w/copies (e-mail)  
Mike Weaver, PSI  
File



ATTACHMENT A

WORK AUTHORIZATION NO. 1

This Work Authorization is made pursuant to the terms and conditions of the Agreement entered into by and between Hays County, Texas, a political subdivision of the State of Texas, (*the "County"*) and Prime Strategies, Inc. (*the "Consultant"*).

**Part 1.** The *Consultant* will provide the following professional services:

*Program management activities as specified in the Scope of Work related to the US 290 West – Trautwein to Nutty Brown Road (PTT0113-07-057) pass through finance project.*

**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$23,400.00.

**Part 3.** Payment to the *Consultant* for the services established under this Work Authorization shall be made in accordance with the Agreement.

**Part 4.** This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2009, unless extended by a Supplemental Work Authorization.

**Part 5.** This Work Authorization does not waive the parties' responsibilities and obligations provided under the Agreement.

**Part 6.** This Work Authorization is hereby accepted and acknowledged below.

CONSULTANT:  
Prime Strategies, Inc.  
By: [Signature]  
Signature  
Mike Weaver  
Printed Name  
Principal  
Title  
2/16/09  
Date

COUNTY:  
Hays County, Texas  
By: [Signature]  
Signature  
Elizabeth "Liz" Sumter  
Printed Name  
Judge - county  
Title  
2/19/09  
Date

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CONSULTANT:  
Prime Strategies, Inc.

By:   
Signature

Mike Weaver  
Printed Name

Principal  
Title

2/16/09  
Date

COUNTY:  
Hays County, Texas

By: \_\_\_\_\_  
Signature

Elizabeth "Liz" Sumter  
Printed Name

County Judge  
Title

2/19/09  
Date

ATTACHMENT A

WORK AUTHORIZATION NO. 2

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*Program management activities as specified in the Scope of Work related to the IH-35/CR 210 Bridge & SB frontage road (PTT0016-02-107) pass through finance project.*

**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$62,400.00.

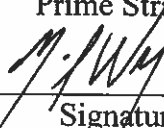
**Part 3.** Payment to the *Consultant* for the services established under this Work Authorization shall be made in accordance with the Agreement.

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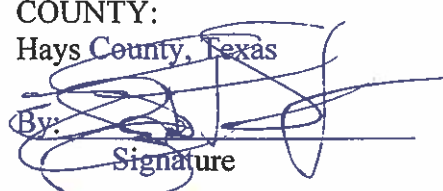
By:   
Signature

Mike Weaver  
Printed Name

Principal  
Title

2/16/09  
Date

COUNTY:  
Hays County, Texas

By:   
Signature

Elizabeth "Liz" Sumter  
Printed Name

County Judge  
Title

2/19/09  
Date

ATTACHMENT A

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CONSULTANT:  
Prime Strategies, Inc.  
By: [Signature]  
Signature  
Mike Weaver  
Printed Name  
Principal  
Title  
2/16/09  
Date

COUNTY:  
Hays County, Texas  
By: [Signature]  
Signature  
Elizabeth "Liz" Sumter  
Printed Name  
County Judge  
Title  
2/19/09  
Date

ATTACHMENT A

WORK AUTHORIZATION NO. 3

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**Part 1.** The *Consultant* will provide the following professional services:

*Program management activities as specified in the Scope of Work related to the FM 1626A – FM 2770 to FM 967 (PTT1539-01-013) pass through finance project.*

**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$156,000.00.


**Part 3.** Payment to the *Consultant* for the services established under this Work Authorization shall be made in accordance with the Agreement.

**Part 4.** This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2009, unless extended by a Supplemental Work Authorization.

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CONSULTANT:  
Prime Strategies, Inc.

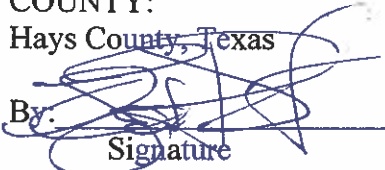
By:   
Signature

Mike Weaver  
Printed Name

Principal  
Title

2/16/09  
Date

COUNTY:  
Hays County, Texas

By:   
Signature

Elizabeth "Liz" Sumter  
Printed Name

County Judge  
Title

2/19/09  
Date

ATTACHMENT A

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CONSULTANT:  
Prime Strategies, Inc.  
By: [Signature]  
Signature  
Mike Weaver  
Printed Name  
Principal  
Title  
2/16/09  
Date

COUNTY:  
Hays County, Texas  
By: [Signature]  
Signature  
Elizabeth "Liz" Sumter  
Printed Name  
County Judge  
Title  
2/19/09  
Date

ATTACHMENT A

WORK AUTHORIZATION NO. 4

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**Part 1.** The *Consultant* will provide the following professional services:

*Program management activities as specified in the Scope of Work related to the FM 1626B – FM 967 to Brodie Lane (PTT1539-01-005) pass through finance project.*

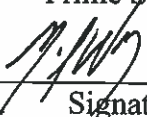
**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$148,200.00.

**Part 3.** Payment to the *Consultant* for the services established under this Work Authorization shall be made in accordance with the Agreement.

**Part 4.** This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2009, unless extended by a Supplemental Work Authorization.

**Part 5.** This Work Authorization does not waive the parties' responsibilities and obligations provided under the Agreement.

**Part 6.** This Work Authorization is hereby accepted and acknowledged below.

CONSULTANT:  
Prime Strategies, Inc.  
By:   
Signature  
Mike Weaver  
Printed Name  
Principal  
Title  
2/16/09  
Date

COUNTY:  
Hays County, Texas  
By: \_\_\_\_\_  
Signature  
Elizabeth "Liz" Sumter  
Printed Name  
County Judge  
Title  
2/19/09  
Date



ATTACHMENT A

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CONSULTANT:  
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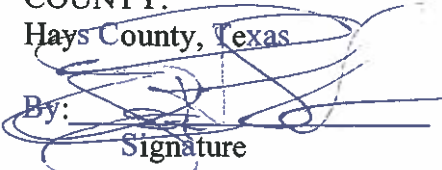
By:   
Signature

Mike Weaver  
Printed Name

Principal  
Title

2/18/09  
Date

COUNTY:  
Hays County, Texas

By:   
Signature

Elizabeth "Liz" Sumter  
Printed Name

County Judge  
Title

2/19/09  
Date



ATTACHMENT A

WORK AUTHORIZATION NO. 5

This Work Authorization is made pursuant to the terms and conditions of the Agreement entered into by and between Hays County, Texas, a political subdivision of the State of Texas, (*the "County"*) and Prime Strategies, Inc. (*the "Consultant"*).

**Part 1.** The *Consultant* will provide the following professional services:

*Program management activities as specified in the Scope of Work related to the FM 110 - McCarty Lane to SH 123 (PTT3545-02-001) pass through finance project.*

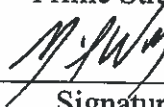
**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$101,400.00.

**Part 3.** Payment to the *Consultant* for the services established under this Work Authorization shall be made in accordance with the Agreement.

**Part 4.** This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2009, unless extended by a Supplemental Work Authorization.

**Part 5.** This Work Authorization does not waive the parties' responsibilities and obligations provided under the Agreement.

**Part 6.** This Work Authorization is hereby accepted and acknowledged below.

CONSULTANT:  
Prime Strategies, Inc.  
By:   
Signature  
Mike Weaver  
Printed Name  
Principal  
Title  
2/16/09  
Date

COUNTY:  
Hays County, Texas  
By:   
Signature  
Elizabeth "Liz" Sumter  
Printed Name  
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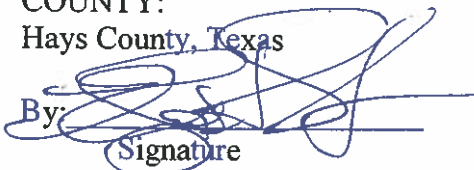
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ATTACHMENT A

WORK AUTHORIZATION NO. 6

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**Part 1.** The *Consultant* will provide the following professional services:

*Program management activities as specified in the Scope of Work related to the FM 150 realignment (PTT0805-01-017) pass through finance project.*

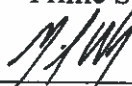
**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$156,000.00.

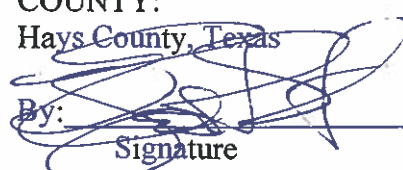
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CONSULTANT:  
Prime Strategies, Inc.  
By:   
Signature  
Mike Weaver  
Printed Name  
Principal  
Title  
2/11/09  
Date

COUNTY:  
Hays County, Texas  
By:   
Signature  
Elizabeth "Liz" Sumter  
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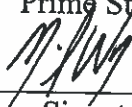
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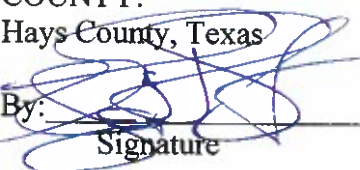
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WORK AUTHORIZATION NO. 7

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**Part 1.** The *Consultant* will provide the following professional services:

*Program management activities as specified in the Scope of Work related to the IH-35 SB frontage road/ramps – FM 1626 to FM 150 (PTT0016-02- 114) pass through finance project.*

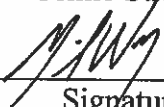
**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$132,600.00.


**Part 3.** Payment to the *Consultant* for the services established under this Work Authorization shall be made in accordance with the Agreement.

**Part 4.** This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2009, unless extended by a Supplemental Work Authorization.

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**Part 2.** The maximum amount payable for services under this Work Authorization without modification is \$132,600.00.

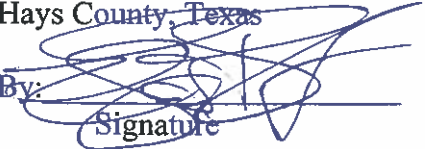
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## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Discussion and Possible action to approve the RFP for Program Management for the Government Center and authorize Purchasing to advertize.**

**CHECK ONE:**      ☐ **CONSENT**      ☒ **ACTION**      ☐ **EXECUTIVE SESSION**  
☐ **WORKSHOP**      ☐ **PROCLAMATION**      ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED: none**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Building Committee**

**SPONSORED BY: Ingalsbe**

**SUMMARY: The Building Committee is recommending that we advertize and hire a Program Manager for the Government Center. This will ensure we have someone with the expertise and time watching over Hays County's interest.**

**REQUEST FOR QUALIFICATIONS  
PROJECT MANAGER FOR HAYS COUNTY GOVERNMENT OFFICE COMPLEX**

**HAYS COUNTY, TEXAS  
RFQ #2009-P06**

**General Conditions**

1. Hays County will be accepting sealed proposals for furnishing the services set forth in this Request for Proposal.
2. Proposals received in the County Purchasing Office after the submission deadline shall be returned unopened and will be considered void and unacceptable. Hays County is not responsible for lateness of mail, carrier, etc.
3. Proposals may be withdrawn at any time prior to the official opening. Alterations made before opening time must be initialed by proposer guaranteeing authenticity.
4. The County reserves the right to accept or reject in part or in whole any proposals submitted, and to waive any technicalities in the best interest of the County. The County further reserves the right to negotiate, discuss and/or interview those vendors considered to be responsive.
5. Proposals will be received and publicly opened at the location, date and time stated herein. Only the names of the proposers will be read at that time. Proposers, their representatives, and interested persons may be present.
6. By submitting a proposal, the proposer certifies that he/she has fully read and understands the "Request for Qualifications" and has knowledge of the scope and quality of the services to be furnished and intends to adhere to the provisions described herein.
7. The proposer shall furnish any additional information as Hays County may require.
8. Hays County does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provisions of services.
9. Any interpretations, corrections or changes to this RFQ will be made by addenda. Sole issuing authority of addenda shall be vested in Hays County Purchasing Manager. Addenda will be mailed to all that are known to have received a copy of this request for proposal. Proposers shall acknowledge receipt of all addenda.



**10. Proposals are due no later than 2:00 p.m., Thursday, March 26, 2009 in the Hays County Purchasing Office, to the attention of Cindy Maiorka, 111 E. San Antonio Street, Suite 101, San Marcos, Texas 78666.**

**Overview**

Hays County is requesting qualifications from firms who can adequately demonstrate they have the resources, experience and qualifications to perform the task of project manager for the Hays County Government Office Complex project. Demonstrated competence and qualifications will be a major consideration in the evaluation process. In your proposal, please provide information about your firm, also include a list of business references and be sure to include contact name, address, e-mail address, telephone and fax numbers. Hays County is interested in the work load and ready availability of the project manager and project team, including their project work load and reasonable forecast for their availability in the future. "Availability" also includes other factors; the proximity of personnel to the county, whether the firm and/or team maintains an office location in or near Hays County, and redundancy within the firm should key personnel be unavailable or reassigned before a firm is selected.

**General**

If your firm would be interested in submitting qualifications for this project, please submit seven (7) complete sets prior top 2:00 p.m., Thursday, March 26, 2009. Request for Qualifications should be sent to:

Cindy Maiorka CPPB  
Purchasing Manager  
Hays County Purchasing  
111 E. San Antonio St, Ste 101  
San Marcos, Texas 78666

Late proposals will not be accepted. Each firm is responsible for insuring responses to this RFQ have been delivered by date, time and location specified.

Any questions related to the scope of services or questions concerning the submittal of qualifications should be directed to Cindy Maiorka, Purchasing Manager, at e-mail address [cindym@co.hays.tx.us](mailto:cindym@co.hays.tx.us) .

By submitting a response to this RFQ, each firm acknowledges that he/she has read and fully understands this RFQ, and has asked questions and received satisfactory answers from Hays County regarding any provisions of this RFQ with regard to which clarification was desired.

### **Evaluation Criteria**

The Request for Qualifications will be evaluated using a point system on the following categories:

**A. Firm-Responsiveness to the RFQ (35 Points)**

- Background of the firm (10)
- References and government project examples (10)
- Availability (5)
- Clarity, thoroughness and brevity of the response and requested information (10)

**B. Technical Qualifications and Initial Proposal (65 Points)**

- Qualifications of key personnel adequate for requirement (10)
- Verifiable relevant experience for County projects (20)
- Understanding of the project (10)
- Quality control of the project (5)
- Creativity and thoroughness of proposed approach and/or methodology to providing services (20)

It is understood that Hays County reserves the right to accept or reject any and/or all responses to the RFQ as it shall deem to be in the interest of Hays County. Receipt of any RFQ shall be received and acknowledged only so as to avoid disclosure of the contents to competing proposers and kept secret during the negotiation/evaluation process.

However, all documentation shall be open for public inspection after a contract is awarded, except for trade secrets and confidential information so identified by proposer as such. All confidential information should be clearly marked in red.

Once RFQ's are reviewed, a short list will be compiled by the Building Committee appointed by Commissioners Court. Interviews may be conducted with the firms most qualified. Additional information may be required at that time. Negotiations will begin with the firm determined to be most qualified for the project. Commissioners Court will make the final selection and approve the proposed contract.

### **Scope of Services**

Project Manager (PM) shall provide the principal and single point of contact for the Owner. Services shall include all general leadership and management functions required of a PM which shall include but are not limited to tracking budgets; monitoring schedules; overseeing quality of all aspects of the project; building and communication with the project team; coordinating all issues, documentation, minutes, action items, and approvals to move the project through all its various phases; providing direct interface with the community, end-users and other stakeholders; and briefing officials as necessary. Please also provide the firm's management approach and services that are provided.

### **Proposal Submittal**

Proposals must be submitted in a sealed envelope clearly marked "RFQ for Project Manager for Hays County Government Office Complex" and addressed to Hays County Purchasing, Attn: Cindy Maiorka, CPPB, 111 E. San Antonio Street, Suite 101, San Marcos, Texas 78666.

**Proposals must be delivered no later than 2:00 p.m., Thursday, March 26, 2009**

**Please submit one (1) original and six (6) copies, plus a copy of the proposal on CD.**

The proposal is limited to twelve (12) double sided 8 ½ x 11 pages, 12 pitch font size, including names, addresses, telephone numbers, fax numbers, and e-mail addresses for the prime provider and any sub-providers if proposed and their responsibilities by work category. Overview of the firm's specific experience on comparable projects, limit to five (5) and a minimum of three (3) references from similar projects including any experience with Hays County in the past five (5) years. References should include:

- Name of agency/firm, contact person, phone number and email address
- Year the services were provided
- Type of project and scope of services provided

Supporting attachments and/or appendices (related project, graphics, resumes, etc) are not included in the twelve (12) page limit, but should be conservative in their inclusion.

Submittals should address the firm's record and process for delivering high quality services on deadline and within established budgets; and/or its system for alerting clients early to prospective changes in the project budget.

## CODE OF ETHICS FOR HAYS COUNTY

Public employment is a public trust. It is the policy of Hays County to promote and balance the objective of protecting government integrity and the objective of facilitating the recruitment and retention of personnel needed by Hays County. Such a policy implemented by prescribing essential standards of ethical conduct without creating unnecessary obstacles to entering public services.

Public servants must discharge their duties impartially so as to assure fair competitive access to governmental procurement by responsible contractors. Moreover, they should conduct themselves in such a manner as to foster public confidence in the integrity of the Hays County procurement organization.

To achieve the purpose of this article, it is essential that those doing business with Hays County also observe the ethical standards prescribed here.

1. It shall be a breach of ethics to attempt to influence any public employee, elected official or department head to breach the standards of ethical conduct set forth in this code.
2. It shall be a breach of ethics for any employee of Hays County or a vendor doing business with the county to participate directly or indirectly in a procurement when the employee or vendor knows that:
  - A. The employee or any member of the employee's immediate family, or household has a substantial financial interest pertaining to the procurement. This means ownership of 10% or more of the company involved and/or ownership of stock or other interest or such valued at \$2500.00 or more.
  - B. A business or organization in which the employee, or any member of the employee's family immediate family, has a financial interest pertaining to the procurement.
  - C. **Gratuities:** It shall be breach of ethics to offer, give or agree to give any employee of Hays County or for any employee to solicit, demand, accept or agree to accept from a vendor, a gratuity of consequence or any offer of employment in connection with any decision approval, disapproval, recommendation, preparation or any part of a program requirement or purchase request influencing the content of any specification or procurement standard, rendering of advice, investigation, auditing, or in any other advisory capacity in any proceeding or controversy, any particular matter pertaining to any program requirement or a contract or subcontract, or to any solicitation or proposal therefore pending before this government.

- D. **Kickbacks:** It shall be a breach of ethics for any payment, gratuity or offer of employment to be made by or on behalf of a subcontractor under a contract to the prime contractor or higher tier subcontractor for any contract for Hays County as an inducement for the award of a contract or order.
- E. **Contract Clause:** The prohibition against gratuities and kickbacks prescribed above shall be conspicuously set forth in every contract and solicitation therefore.
- F. **Any effort to influence any employee, elected official, or department head to violate the standards of this code are grounds to void the contract. Please certify by your signature below that you understand the ethics policy of Hays County and in no way will attempt to violate the code.**

SIGNATURE: \_\_\_\_\_

PRINT NAME AND TITLE: \_\_\_\_\_

COMPANY NAME: \_\_\_\_\_

## *Agenda Item Request Form*

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9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than 2:00 p.m. on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Discussion and Possible action to authorize a transfer of \$1,200 within the Constable's Department for needed law enforcement supplies.**

**CHECK ONE:**      ☐ CONSENT      ☒ ACTION      ☐ EXECUTIVE SESSION  
                         ☐ WORKSHOP      ☐ PROCLAMATION      ☐ PRESENTATION

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED: \$1,200**

**LINE ITEM NUMBER OF FUNDS REQUIRED: transfer from 01-431-5021 to 01-431-5235**

**REQUESTED BY: Constable Peterson**

**SPONSORED BY: Ingalsbe**

**SUMMARY:**

Constable Peterson is wanting to purchase additional patches for new and current employees totaling \$520. He is also wanting to window tint 3 vehicles to reduce heat in the summer totaling \$450 - \$150 per vehicle and needs to purchase 2 sets of uniforms for his newly hired deputy @ \$157.80, all totaling approx. \$1,128

The transfer is within the Constable's budget from salary savings 01-431-5021 to law enforcement supplies 01-431-5235

The Auditor's office has verified that funds are available

ORDER AMENDING THE COUNTY OF HAYS BUDGET  
FOR FY ENDING SEPTEMBER 30, 2009

THE STATE OF TEXAS  
COUNTY OF HAYS

WHEREAS, on the 3<sup>rd</sup> day of March, A.D., 2009, the Commissioners' Court of Hays County, Texas

has determined that a need exists for the reallocation of certain appropriations included in the FY 2009 Budget in accordance with the attached list which is hereby made a part hereof. It was also determined and agreed that the need was of such a nature as to justify and require amendment of the Budget, as provided in Section 111.010(D), Local Government Code.

NOW, THEREFORE, the COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, pursuant to the authority granted to it under Section 111.010(D), Local Government Code, ORDERS that the pertinent parts of the County of Hays Budget for the Fiscal Year ending September 30, 2009 be and they are hereby amended as indicated on the attached list.

It is the further order of the COMMISSIONERS' COURT that a copy of the amendment provided herein be filed with the Clerk of the County Court of Hays County, with instructions that it be attached to the Budget originally adopted and now on file in the office of the County Clerk.

Passed by the COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, this 3<sup>rd</sup> day of March, 2009.

FOR	( )	_____
AGAINST	( )	ELIZABETH 'LIZ' SUMTER
ABSTAIN	( )	COUNTY JUDGE, HAYS COUNTY, TEXAS

FOR	( )	_____
AGAINST	( )	DEBBIE GONZALES - INGALSBE
ABSTAIN	( )	COMMISSIONER, PRECINCT 1

FOR	( )	_____
AGAINST	( )	JEFF BARTON
ABSTAIN	( )	COMMISSIONER, PRECINCT 2

FOR	( )	_____
AGAINST	( )	WILL CONLEY
ABSTAIN	( )	COMMISSIONER, PRECINCT 3

FOR	( )	_____
AGAINST	( )	KAREN FORD
ABSTAIN	( )	COMMISSIONER, PRECINCT 4

ATTEST:

_____
LINDA C. FRITSCH
COUNTY CLERK, HAYS COUNTY, TEXAS

**AMENDMENT  
NO. 09-09  
FY 2009 BUDGET  
03/03/2009**

**FUND NO. 01  
FUND TITLE: GENERAL**

<u>Line Item - Expenditures</u>	<u>Appropriation before Amendment</u>	<u>Amendment</u>		<u>Appropriation as Amended</u>
		<u>Increases</u>	<u>Decreases</u>	
<b><u>CONSTABLE 1 (431):</u></b>				
01-431-5235 Law Enf Supply	500	750		1,250
01-431-5413 Veh Maint	3,500	450		3,950
01-431-5021 Staff	212,220		(1,200)	211,020

Tranfer for needed law enforcement supplies and vehicle tinting from personnel savings.



Agenda Item Request Form

# Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's office

no later than 12:00 noon on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Discussion and possible action to approve the resale of property held in trust.

Consent, Action, Executive Session, Etc. – Action

**MEETING DATE REQUESTED:** March 3, 2009

**REQUESTED BY:** Luanne Caraway

**FUNDS REQUIRED:** None

**SUMMARY:** You will find attached an analysis by McCreary Veselka Bragg & Allen, P.C. regarding the resale of a lot held in trust by the taxing jurisdictions. The San Marcos CISD has already approved the resale.

**AGENDA ITEM – APPROVED BY:**

COUNTY JUDGE

☐

COUNTY AUDITOR

☐

COMMISSIONER PCT. 1

☐

COMMISSIONER PCT. 2

☐

COMMISSIONER PCT. 3

☐

COMMISSIONER PCT. 4

☐

**ACTION TAKEN / ACTION REQUIRED:**

**MCCREARY, VESELKA, BRAGG & ALLEN, P.C.**  
**ATTORNEYS AT LAW**  
102 N. LBJ  
Courthouse Annex  
San Marcos, Texas 78666  
(512) 353-3755

COPY

November 14, 2008

Liz Sumter  
Hays County Judge  
111 E. San Antonio Street, Ste. 300  
San Marcos, TX 78666

RE: Lot 5 and part of Lot 6, Block 5 aka East 48' of that portion of Farm Lot 5, San Marcos,  
Hays County, Texas  
214 Centre Street, San Marcos, Texas

Dear Judge Sumter:

Please find enclosed a bid we have received on behalf of Hays County, Trustee for the above referenced property. The property failed to sell at an August 7, 2001 Tax Sale and was struck off to the county. We attempted to sell the property again on March 8, 2005 in a Tax Resale but again it failed to sell.

The bid has been approved by the San Marcos School Board and I have requested that the City of San Marcos place the item on their agenda.

Enclosed you will find a copy of the bid, a current statement of taxes and a breakdown of the total recovery should all entities approve the bid.

I would appreciate your placing this item on the board's agenda for consideration. Should you need additional information please don't hesitate to contact me at (512) 353-3757 or by e-mail at [mbrast@mybalaw.com](mailto:mbrast@mybalaw.com).

Respectfully,

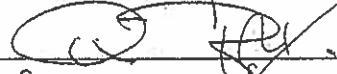
Marcia Brast  
Legal Assistant

HAYS COUNTY TAX ASSESSOR 8.20.08

I, OLIVER BILLINGSLEY, OFFER

\$3000<sup>00</sup> FOR HAYS COUNTY  
TRUSTEE PROPERTY KNOWN  
AS 214 CENTRE ST. ACCOUNT  
#R 27294. MY OFFER  
IS LESS THAN THE MIN. PRICE  
BETWEEN THE LOT IS VERY  
SMALL. 49' X 70'.

THANK YOU



OLIVER BILLINGSLEY

2502 SIDE COVE  
AUSTIN TX 78704  
512 203-4055

# Account Summary

Luanne Caraway Tax Assessor-Collector, Hays County  
102 N. LBJ Dr.  
San Marcos, TX 78666  
Ph: 512-393-5545 Fax: 512-393-5517



Visit us at [www.tax.co.hays.tx.us](http://www.tax.co.hays.tx.us)

Property: 11-2895-0500-00600-3  
Quick Ref ID: R27294  
Owner: HAYS COUNTY OF TRUSTEE  
Situs Address: 214 CENTRE ST SAN MARCOS, TX 78666  
Legal Description: FARM LOT 24-54 PT OF LOT 6 BLK 5  
GEO#33513074~(PORTION OF FARM LOT 5)  
EXEMPT AS OF 8-7-01

HAYS COUNTY OF TRUSTEE  
TRUST PROP  
CONST DEED  
102 N LBJ DR  
SAN MARCOS, TX 78666

Assessment Values  
LAND HS: 0  
LAND NHS: 12,000 Exemptions: EX  
IMP HS: 0  
IMP NHS: 0  
AG MKT VALUE: 0  
AG USE VALUE: 0

**Tax Bill (Effective Date: 11/14/2008) Balance Due if Paid By November 30, 2008: 10,365.04**

Bill	Levy	Levy Balance	P & I	Collection Penalty	Date Paid	Amt Paid	Balance
1977							
Edwards Underground	0.10	0.10	0.25	0.05		0.00	0.40
Hays County	3.14	3.14	7.92	1.66		0.00	12.72
Upper San Marcos	0.10	0.10	0.25	0.05		0.00	0.40
<b>Totals</b>	<b>3.34</b>	<b>3.34</b>	<b>8.42</b>	<b>1.76</b>		<b>0.00</b>	<b>13.52</b>
1978							
Edwards Underground	0.10	0.10	0.25	0.05		0.00	0.40
Hays County	3.92	3.92	9.88	2.07		0.00	15.87
Upper San Marcos	0.10	0.10	0.25	0.05		0.00	0.40
<b>Totals</b>	<b>4.12</b>	<b>4.12</b>	<b>10.38</b>	<b>2.17</b>		<b>0.00</b>	<b>16.67</b>
1979							
Edwards Underground	0.10	0.10	0.25	0.05		0.00	0.40
Hays County	3.92	3.92	9.88	2.07		0.00	15.87
Upper San Marcos	2.01	2.01	5.06	1.06		0.00	8.13
<b>Totals</b>	<b>6.03</b>	<b>6.03</b>	<b>15.19</b>	<b>3.18</b>		<b>0.00</b>	<b>24.40</b>
1980							
Edwards Underground	0.10	0.10	0.25	0.05		0.00	0.40
Hays County	3.92	3.92	9.88	2.07		0.00	15.87
Upper San Marcos	2.01	2.01	5.06	1.06		0.00	8.13
<b>Totals</b>	<b>6.03</b>	<b>6.03</b>	<b>15.19</b>	<b>3.18</b>		<b>0.00</b>	<b>24.40</b>
1981							
City Of San Marcos	57.95	57.95	146.04	30.60		0.00	234.59
Edwards Underground	0.26	0.26	0.65	0.14		0.00	1.05
Hays County	5.42	5.42	13.66	2.86		0.00	21.94
San Marcos CISD	28.56	28.56	71.97	15.08		0.00	115.61
Upper San Marcos	2.06	2.06	5.19	1.09		0.00	8.34
<b>Totals</b>	<b>94.25</b>	<b>94.25</b>	<b>237.51</b>	<b>49.77</b>		<b>0.00</b>	<b>381.53</b>
1982							
City Of San Marcos	80.41	80.41	202.64	42.46		0.00	325.51
<b>Totals</b>	<b>80.41</b>	<b>80.41</b>	<b>202.64</b>	<b>42.46</b>		<b>0.00</b>	<b>325.51</b>
1983							

# Account Summary

Luanne Caraway Tax Assessor-Collector, Hays County  
102 N. LBJ Dr.  
San Marcos, TX 78666  
Ph: 512-393-5545 Fax: 512-393-5517

Property: 11-2895-0500-00600-3  
Quick Ref ID: R27294  
Owner: HAYS COUNTY OF TRUSTEE  
Situs Address: 214 CENTRE ST SAN MARCOS, TX 78666  
Legal Description: FARM LOT 24-54 PT OF LOT 6 BLK 5  
GEO#33513074~(PORTION OF FARM LOT 5)  
EXEMPT AS OF 8-7-01

Tax Bill (Effective Date: 11/14/2008)				Balance Due if Paid By November 30, 2008:			10,365.04
Bill	Levy	Levy Balance	P & I	Collection Penalty	Date Paid	Amt Paid	Balance
City Of San Marcos	16.12	16.12	40.62	8.51		0.00	65.25
Special Road Dist	1.53	1.53	3.85	0.81		0.00	6.19
Upper San Marcos	2.24	2.24	5.65	1.18		0.00	9.07
<b>Totals</b>	<b>19.89</b>	<b>19.89</b>	<b>50.12</b>	<b>10.50</b>		<b>0.00</b>	<b>80.51</b>
1984							
City Of San Marcos	18.01	18.01	45.39	9.51		0.00	72.91
Special Road Dist	1.97	1.97	4.97	1.04		0.00	7.98
Upper San Marcos	2.24	2.24	5.65	1.18		0.00	9.07
<b>Totals</b>	<b>22.22</b>	<b>22.22</b>	<b>56.01</b>	<b>11.73</b>		<b>0.00</b>	<b>89.96</b>
1985							
City Of San Marcos	18.01	18.01	45.38	9.51		0.00	72.90
Special Road Dist	2.29	2.29	5.77	1.21		0.00	9.27
Upper San Marcos	2.24	2.24	5.65	1.18		0.00	9.07
<b>Totals</b>	<b>22.54</b>	<b>22.54</b>	<b>56.80</b>	<b>11.90</b>		<b>0.00</b>	<b>91.24</b>
1986							
City Of San Marcos	21.37	21.37	53.86	11.28		0.00	86.51
Upper San Marcos	1.94	1.94	4.89	1.02		0.00	7.85
<b>Totals</b>	<b>23.31</b>	<b>23.31</b>	<b>58.75</b>	<b>12.30</b>		<b>0.00</b>	<b>94.36</b>
1987							
City Of San Marcos	21.36	21.36	53.82	11.28		0.00	86.46
Upper San Marcos	1.94	1.94	4.89	1.02		0.00	7.85
<b>Totals</b>	<b>23.30</b>	<b>23.30</b>	<b>58.71</b>	<b>12.30</b>		<b>0.00</b>	<b>94.31</b>
1988							
City Of San Marcos	70.95	70.95	177.38	37.25		0.00	285.58
Edwards Underground	1.18	1.18	2.95	0.62		0.00	4.75
Hays County	32.86	32.86	82.15	17.25		0.00	132.26
San Marcos CISD	126.76	126.76	316.90	66.55		0.00	510.21
Special Road Dist	7.06	7.06	17.64	3.70		0.00	28.40
Upper San Marcos	3.35	3.35	8.37	1.76		0.00	13.48
<b>Totals</b>	<b>242.16</b>	<b>242.16</b>	<b>605.39</b>	<b>127.13</b>		<b>0.00</b>	<b>974.68</b>
1989							
City Of San Marcos	72.79	72.79	173.24	36.90		0.00	282.93
Edwards Underground	1.18	1.18	2.81	0.60		0.00	4.59
Hays County	32.41	32.41	77.14	16.43		0.00	125.98
San Marcos CISD	136.53	136.53	324.94	69.23		0.00	530.70
Special Road Dist	7.54	7.54	17.95	3.83		0.00	29.32
Upper San Marcos	3.05	3.05	7.26	1.55		0.00	11.86
<b>Totals</b>	<b>253.50</b>	<b>253.50</b>	<b>603.34</b>	<b>128.54</b>		<b>0.00</b>	<b>985.38</b>
1990							
City Of San Marcos	72.79	72.79	164.50	35.59		0.00	272.88

# Account Summary

Luanne Caraway Tax Assessor-Collector, Hays County  
102 N. LBJ Dr.  
San Marcos, TX 78666  
Ph: 512-393-5545 Fax: 512-393-5517

Property: 11-2895-0500-00600-3  
Quick Ref ID: R27294  
Owner: HAYS COUNTY OF TRUSTEE  
Situs Address: 214 CENTRE ST SAN MARCOS, TX 78666  
Legal Description: FARM LOT 24-54 PT OF LOT 6 BLK 5  
GEO#33513074~(PORTION OF FARM LOT 5)  
EXEMPT AS OF 8-7-01

**Tax Bill (Effective Date: 11/14/2008)** **Balance Due if Paid By November 30, 2008:** **10,365.04**

Bill	Levy	Levy Balance	P & I	Collection Penalty	Date Paid	Amt Paid	Balance
Edwards Underground	1.18	1.18	2.67	0.58		0.00	4.43
Hays County	34.61	34.61	78.21	16.92		0.00	129.74
San Marcos CISD	151.15	151.15	341.60	73.91		0.00	566.66
Special Road Dist	9.13	9.13	20.63	4.46		0.00	34.22
Upper San Marcos	2.44	2.44	5.51	1.19		0.00	9.14
<b>Totals</b>	<b>271.30</b>	<b>271.30</b>	<b>613.12</b>	<b>132.65</b>		<b>0.00</b>	<b>1,017.07</b>
1991							
City Of San Marcos	50.76	50.76	108.62	23.91		0.00	183.29
Edwards Underground	0.82	0.82	1.76	0.39		0.00	2.97
Hays Co. Education District	76.80	76.80	164.36	36.17		0.00	277.33
Hays County	28.70	28.70	61.43	13.52		0.00	103.65
San Marcos CISD	40.80	40.80	87.31	19.22		0.00	147.33
Special Road Dist	8.63	8.63	18.46	4.06		0.00	31.15
Upper San Marcos	1.70	1.70	3.63	0.80		0.00	6.13
<b>Totals</b>	<b>208.21</b>	<b>208.21</b>	<b>445.57</b>	<b>98.07</b>		<b>0.00</b>	<b>751.85</b>
1992							
City Of San Marcos	50.76	50.76	102.53	22.99		0.00	176.28
Edwards Underground	0.82	0.82	1.66	0.37		0.00	2.85
Hays Co. Education District	76.80	76.80	155.14	34.79		0.00	266.73
Hays County	30.29	30.29	61.19	13.72		0.00	105.20
San Marcos CISD	40.80	40.80	82.42	18.49		0.00	141.71
Special Road Dist	6.85	6.85	13.84	3.11		0.00	23.80
Upper San Marcos	1.70	1.70	3.43	0.77		0.00	5.90
<b>Totals</b>	<b>208.02</b>	<b>208.02</b>	<b>420.21</b>	<b>94.24</b>		<b>0.00</b>	<b>722.47</b>
1993							
City Of San Marcos	39.10	39.10	74.29	17.00		0.00	130.39
Hays County	28.67	28.67	54.48	12.47		0.00	95.62
San Marcos CISD	131.75	131.75	250.33	57.32		0.00	439.40
Special Road Dist	7.24	7.24	13.76	3.15		0.00	24.15
Upper San Marcos	1.70	1.70	3.23	0.74		0.00	5.67
<b>Totals</b>	<b>208.46</b>	<b>208.46</b>	<b>396.09</b>	<b>90.68</b>		<b>0.00</b>	<b>695.23</b>
1994							
City Of San Marcos	39.10	39.10	69.61	16.31		0.00	125.02
Edwards Underground	0.83	0.83	1.48	0.35		0.00	2.66
Hays County	30.18	30.18	53.73	12.59		0.00	96.50
San Marcos CISD	121.85	121.85	216.89	50.81		0.00	389.55
Special Road Dist	5.11	5.11	9.09	2.13		0.00	16.33
Upper San Marcos	1.70	1.70	3.02	0.71		0.00	5.43
<b>Totals</b>	<b>198.77</b>	<b>198.77</b>	<b>353.82</b>	<b>82.90</b>		<b>0.00</b>	<b>635.49</b>
1995							

# Account Summary

Luanne Caraway Tax Assessor-Collector, Hays County  
102 N. LBJ Dr.  
San Marcos, TX 78666  
Ph: 512-393-5545 Fax: 512-393-5517

Property: 11-2895-0500-00600-3  
Quick Ref ID: R27294  
Owner: HAYS COUNTY OF TRUSTEE  
Situation Address: 214 CENTRE ST SAN MARCOS, TX 78666  
Legal Description: FARM LOT 24-54 PT OF LOT 6 BLK 5  
GEO#33513074~(PORTION OF FARM LOT 5)  
EXEMPT AS OF 8-7-01

Tax Bill (Effective Date: 11/14/2008)			Balance Due if Paid By November 30, 2008:			10,365.04	
Bill	Levy	Balance	P & I	Collection Penalty	Date Paid	Amt Paid	Balance
City Of San Marcos	36.80	36.80	61.10	14.68		0.00	112.58
Hays County	30.79	30.79	51.10	12.28		0.00	94.17
San Marcos CISD	120.38	120.38	199.82	48.03		0.00	368.23
Special Road Dist	4.33	4.33	7.19	1.73		0.00	13.25
Upper San Marcos	1.60	1.60	2.65	0.64		0.00	4.89
<b>Totals</b>	<b>193.90</b>	<b>193.90</b>	<b>321.86</b>	<b>77.36</b>		<b>0.00</b>	<b>593.12</b>
1996							
City Of San Marcos	35.20	35.20	54.22	13.41		0.00	102.83
Hays County	31.53	31.53	48.56	12.01		0.00	92.10
San Marcos CISD	112.38	112.38	173.07	42.81		0.00	328.26
Special Road Dist	5.07	5.07	7.81	1.93		0.00	14.81
Upper San Marcos	1.60	1.60	2.46	0.61		0.00	4.67
<b>Totals</b>	<b>185.78</b>	<b>185.78</b>	<b>286.12</b>	<b>70.77</b>		<b>0.00</b>	<b>542.67</b>
1997							
City Of San Marcos	34.80	34.80	49.42	12.64		0.00	96.86
Hays County	30.34	30.34	43.08	11.01		0.00	84.43
San Marcos CISD	111.04	111.04	157.67	40.31		0.00	309.02
Special Road Dist	6.77	6.77	9.61	2.46		0.00	18.84
Upper San Marcos	1.20	1.20	1.70	0.44		0.00	3.34
<b>Totals</b>	<b>184.15</b>	<b>184.15</b>	<b>261.48</b>	<b>66.86</b>		<b>0.00</b>	<b>512.49</b>
1998							
City Of San Marcos	34.80	34.80	45.25	12.01		0.00	92.06
Hays County	30.34	30.34	39.44	10.47		0.00	80.25
San Marcos CISD	124.00	124.00	161.20	42.78		0.00	327.98
Special Road Dist	6.77	6.77	8.80	2.34		0.00	17.91
<b>Totals</b>	<b>195.91</b>	<b>195.91</b>	<b>254.69</b>	<b>67.60</b>		<b>0.00</b>	<b>518.20</b>
1999							
City Of San Marcos	36.88	36.88	43.52	12.06		0.00	92.46
Hays County	28.63	28.63	33.78	9.36		0.00	71.77
San Marcos CISD	115.50	115.50	136.29	37.77		0.00	289.56
Special Road Dist	7.68	7.68	9.06	2.51		0.00	19.25
<b>Totals</b>	<b>188.69</b>	<b>188.69</b>	<b>222.65</b>	<b>61.70</b>		<b>0.00</b>	<b>473.04</b>
2000							
City Of San Marcos	36.88	36.88	39.10	11.39		0.00	87.37
Hays County	28.63	28.63	30.35	8.85		0.00	67.83
San Marcos CISD	119.62	119.62	126.79	36.96		0.00	283.37
Special Road Dist	7.68	7.68	8.14	2.37		0.00	18.19
<b>Totals</b>	<b>192.81</b>	<b>192.81</b>	<b>204.38</b>	<b>59.57</b>		<b>0.00</b>	<b>456.76</b>
2001							
City Of San Marcos	22.50	22.50	21.15	6.55		0.00	50.20

# Account Summary

Luanne Caraway Tax Assessor-Collector, Hays County  
 102 N. LBJ Dr.  
 San Marcos, TX 78666  
 Ph: 512-393-5545 Fax: 512-393-5517

Property: 11-2895-0500-00600-3  
 Quick Ref ID: R27294  
 Owner: HAYS COUNTY OF TRUSTEE  
 Situs Address: 214 CENTRE ST SAN MARCOS, TX 78666  
 Legal Description: FARM LOT 24-54 PT OF LOT 6 BLK 5  
 GEO#33513074~(PORTION OF FARM LOT 5)  
 EXEMPT AS OF 8-7-01

Tax Bill (Effective Date: 11/14/2008)			Balance Due if Paid By November 30, 2008:				10,365.04
Bill	Levy	Levy Balance	P & I	Collection Penalty	Date Paid	Amt Paid	Balance
Hays County	17.69	17.69	16.63	5.15		0.00	39.47
San Marcos CISD	68.31	68.31	64.21	19.88		0.00	152.40
Special Road Dist	3.63	3.63	3.42	1.06		0.00	8.11
<b>Totals</b>	<b>112.13</b>	<b>112.13</b>	<b>105.41</b>	<b>32.64</b>		<b>0.00</b>	<b>250.18</b>
<b>Totals</b>	<b>3,149.23</b>	<b>3,149.23</b>	<b>5,863.85</b>	<b>1,351.96</b>		<b>0.00</b>	<b>10,365.04</b>

Balance Due if Paid By November 30, 2008: 10,365.04

Pay By	Total Due
December 31, 2008	10,397.71
January 31, 2009	10,430.38
February 28, 2009	10,460.30



Cause Number 99-1234  
Hays County v. Roy Kirby Coleman

Account Number R27294

Lot 5 and part of Lot 6, Block 5 aka East 48' of that portion of Farm Lot 5, San Marcos, Hays County, Texas

Bidder: Oliver Billingsley  
2502 Side Cove  
Austin, Texas 78704

Bid Amount: \$3,000.00

Judgment Date	Tax Years in Judgment and Amount Now Due	Property Value	Tax Sale Date	Entity	Post-Judgment Taxes Recovered	Judgment Taxes	Total Taxes Recovered	Costs of Suit and Sale Recovered	Total Recovery
07/19/00	SMCISD '81, '88-'99 \$5,386.26	\$12,000	07/02/01	SMCISD	N/A	\$3,292.82	\$1,095.89	Court Costs \$252.00 Pub Fee \$381.22	50%
	County 1977-1999 \$1,867.62			County	N/A	\$1,188.30	\$ 394.52	Levy/Deed Fee \$75.00 Abstract Fee \$100.00	18%
	City '81, '82-'99 \$3,012.97			City	N/A	\$2,122.69	\$ 701.37		32%

Bid Approved \_\_\_\_\_ Bid Rejected \_\_\_\_\_

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than 2:00 p.m. on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

#### **AGENDA ITEM:**

Discussion and possible action to approve payment for malpractice insurance coverage for the Family Nurse Practitioner starting March 2, 2009 in the Women's Health Department at Hays County Personal Health Department.

**CHECK ONE:**      ☐ **CONSENT**      ☒ **ACTION**      ☐ **EXECUTIVE SESSION**  
☐ **WORKSHOP**      ☐ **PROCLAMATION**      ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:** Approximately \$2000.00 for one year

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Priscilla Hargraves

**SPONSORED BY:** Sumter/Hargraves

#### **SUMMARY:**

In order to protect Hays County from liability suits, it is necessary for Nurse Practitioners providing direct patient care to have malpractice insurance. The Commissioners Court has traditionally approved the payment of malpractice insurance out of Personal Health Department funds. This agenda item request is for approval to continue that practice for the new Nurse Practitioner. It is estimated that the insurance will cost approximately \$2000.00 for one year.

# Agenda Item Routing Form

**DESCRIPTION OF Item:** Approve payment for malpractice insurance coverage for the Family Nurse Practitioner starting March 2, 2009 in the Women's Health Department at Hays County Personal Health Department. In order to protect Hays County from liability suits, it is necessary for Nurse Practitioners providing direct patient care to have malpractice insurance. The Commissioners Court has traditionally approved the payment of malpractice insurance out of Personal Health Department funds. This agenda item request is for approval to continue that practice for the new Nurse Practitioner. It is estimated that the insurance will cost approximately \$2000.00 for one year.

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

## COUNTY AUDITOR

*Typically Requires 1 Business Day Review*

**AMOUNT AND FUND LINE ITEM NUMBER** \$2,000 10-469-5349

**COUNTY PURCHASING GUIDELINES FOLLOWED:** N/A

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:** funds will be transferred into this newly created line item from 10-469-5448

**Bill Herzog**

## SPECIAL COUNSEL

*Typically Requires 9 Business Day Review*

**CONTRACT TERMS ACCEPTABLE:** \_\_\_\_\_

**COMMENTS:**

## COMMISSIONERS' COURT

**APPROVED/DISAPPROVED AND DATE:** \_\_\_\_\_

## COUNTY JUDGE

*Signature Required if Approved*

**DATE CONTRACT SIGNED:** \_\_\_\_\_

## *Agenda Item Request Form*

### **Hays County Commissioners Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:**

Discussion and possible regarding how to score and assess proposals for professional and engineering services related to Hays County's Request for Qualifications 2009-P05, road work.

<b>CHECK ONE:</b>	<b>CONSENT</b>	<b>X ACTION</b>	<b>EXECUTIVE SESSION</b>
	<b>WORKSHOP</b>	<b>PROCLAMATION</b>	<b>PRESENTATION</b>

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:** TBD

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** BARTON/Boercherding

**SPONSORED BY:** BARTON

**SUMMARY:** Last week, Judge Sumter put this on the agenda and Cindy Maiorka distributed a matrix showing 92 responses to our RFQ for firms to assist with the bond package and other road work. However, there were no clear recommendations for how to establish committees – or some other way – to evaluate the RFQs. The Court discussed and agreed that Commissioner Barton and Jerry Boercherding would bring back recommendations this week.

Considering the agenda deadline, we haven't had the chance to develop any ideas yet but will be prepared with suggestions by Tuesday.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than 2:00 p.m. on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Discussion and possible action to adopt a policy or provide guidance to define the current OSSF rules regarding surface water vs ground water determination of a public/private provider and provide guidance on letters required from public/private water/wastewater providers to determine water and/or wastewater availability for subdivisions.

**CHECK ONE:**      ☐ CONSENT      ☒ ACTION      ☐ EXECUTIVE SESSION  
                         ☐ WORKSHOP      ☐ PROCLAMATION      ☐ PRESENTATION

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY:** SUMTER

**SUMMARY:** Clint Garza will lead the discussion of both items.

## *Agenda Item Request Form*

### **Hays County Commissioners Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

**no later than 2:00 p.m. on WEDNESDAY.**

**Phone (512) 393-2205 Fax (512) 393-2282**

**AGENDA ITEM:**

Discussion and possible action to accept the annual financial report and audit from the Hays County Emergency Services District #5

**CHECK ONE:**

**CONSENT**

**X ACTION**

**EXECUTIVE SESSION**

**WORKSHOP**

**PROCLAMATION**

**PRESENTATION**

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:** N/A

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** BARTON

**SPONSORED BY:** BARTON

**SUMMARY:**

The report and audit will be distributed before Court on Tuesday.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

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no later than **2:00 p.m. on WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:**

Discussion and possible action to approve additional County grant matching funds for FY09 for the purchase of bulletproof vests.

**CHECK ONE:**

☐ CONSENT

☒ ACTION

☐ EXECUTIVE SESSION

☐ WORKSHOP

☐ PROCLAMATION

☐ PRESENTATION

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:** \$6840

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Hauff

**SPONSORED BY:** Barton/Ingalsbe

**SUMMARY:**

On November 18, 2008 the Commissioners Court authorized acceptance of a grant award from the Bureau of Justice Assistance, Bulletproof Vest Partnership Program - in the amount of \$22,597.50 - to provide 50% reimbursement for such vests purchased through September 30, 2010. The approved County budget for FY09, under the Capital Equipment Schedule 01-701 line item, included the purchase of 48 bulletproof vests for various Departments. However, the total dollar amount allocated under this item did not fully account for this purchase.

The bulletproof vests are needed for both new hires and scheduled replacement for existing employees as they are considered to provide inadequate protection after five years. As the vests are associated with life safety issues, it is critical to provide these necessary equipment items to our law enforcement officers. Also, these are custom-fitted to each individual, so they are not interchangeable between officers. Additional County funds are required to acquire the vests.



# Agenda Item Routing Form

**DESCRIPTION OF Item:** Discussion and possible action to approve additional County grant matching funds for FY09 for the purchase of bulletproof vests.

On November 18, 2008 the Commissioners Court authorized acceptance of a grant award from the Bureau of Justice Assistance, Bulletproof Vest Partnership Program - in the amount of \$22,597.50 - to provide 50% reimbursement for such vests purchased through September 30, 2010. The approved County budget for FY09, under the Capital Equipment Schedule 01-701 line item, included the purchase of 48 bulletproof vests for various Departments. However, the total dollar amount allocated under this item did not fully account for this purchase.

The bulletproof vests are needed for both new hires and scheduled replacement for existing employees as they are considered to provide inadequate protection after five years. As the vests are associated with life safety issues, it is critical to provide these necessary equipment items to our law enforcement officers. Also, these are custom-fitted to each individual, so they are not interchangeable between officers. Additional County funds are required to acquire the vests.

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

## COUNTY AUDITOR

**Typically Requires 1 Business Day Review**

**AMOUNT AND FUND LINE ITEM NUMBER** \_\_\$6,840\_\_ **unbudgeted matching funds**

**COUNTY PURCHASING GUIDELINES FOLLOWED:** \_\_N/A\_\_

**PAYMENT TERMS ACCEPTABLE:** \_\_N/A\_\_

**COMMENTS:** CC will need to amend the budget to transfer funds from contingencies or any other available line item the Court desires in the amount of \$6,840. We will also need to amend the budget to reflect additional grant revenue of \$6,840. This will allow an additional \$13,680 for the purchase of the vests.

**Bill Herzog**

## SPECIAL COUNSEL

**Typically Requires 9 Business Day Review**

**CONTRACT TERMS ACCEPTABLE:** \_\_\_\_\_

**COMMENTS:**

## COMMISSIONERS' COURT

**APPROVED/DISAPPROVED AND DATE:** \_\_\_\_\_

## COUNTY JUDGE

*Signature Required if Approved*

**DATE CONTRACT SIGNED:** \_\_\_\_\_



## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Discussion and possible action to adopt a resolution supporting full TWC Ch. 36 authority for the Hays Trinity Groundwater Conservation District.

**TYPE OF ITEM:** CONSENT-ACTION-RESOLUTION-EXECUTIVE SESSION-WORKSHOP

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**REQUESTED BY:**

**SPONSORED BY:** Ford and Conley

**SUMMARY:**

**SEE ATTACHED.**



**A RESOLUTION OF HAYS COUNTY SUPPORTING FULL AUTHORITY FOR  
THE HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT UNDER  
TWC CHAPTER 36**

**WHEREAS,** Groundwater Conservation Districts, as created by Chapter 36 of the Texas Water Code (TWC 36) are the State's preferred method of groundwater management; and

**WHEREAS,** the Hays Trinity Groundwater Conservation District (HTGCD) was confirmed by popular election on May 3, 2003, by a vote of nearly two to one; and

**WHEREAS,** the HTGCD covers approximately 370 square miles, or about 54 percent of Hays County, which has also been designated a Priority Groundwater Management Area (PGMA); and

**WHEREAS,** extraordinary effort by non-paid elected board members and volunteers has allowed the HTGCD to carry out its mandated duties under TWC 36 for the past six years; and

**WHEREAS,** Hays County is experiencing rapid population growth, and groundwater availability is becoming a critical issue effecting the public health, safety and welfare; and

**WHEREAS,** the HTGCD is a voice for property owners of western Hays County regarding groundwater allocations in regional and statewide water planning efforts; and

**WHEREAS,** clear, flowing surface waters of creeks, streams, and the Blanco, Onion, and Pedernales Rivers, which are sourced by spring flows from the aquifer, give western Hays County its unique sense of place, as well as driving eco-tourism and increasing property values; and

**WHEREAS,** the restrictive enabling legislation for the HTGCD, as set forth by the Texas Legislature in 1999 and 2001, provides for limited TWC 36 authority, making it very difficult if not impossible for the HTGCD to achieve effective aquifer management and efficient groundwater allocation; and

**WHEREAS,** restrictions on adequate funding mechanisms afforded under TWC 36 may prevent the HTGCD from successfully realizing its mandated duties for a growing population; and

**WHEREAS,** the HTGCD strives for equitable management of the resource based on the best available science and an open public process; and

**NOW, THEREFORE, BE IT RESOLVED THAT** the Hays County Commissioners Court respectfully requests the Texas Legislature to pass legislation giving the Hays Trinity Groundwater Conservation District full authority under TWC 36 to carry out its duties and manage these challenges by:

- Providing adequate funding mechanisms to carry out the research and mandated business of a TWC 36 Groundwater Conservation District; and
- Achieving effective aquifer management and efficient groundwater allocation; and
- Restoring other TWC 36 provisions so that the HTGCD can operate more efficiently, effectively, and on par with other groundwater conservation districts both within and outside of Hays County.

**ADOPTED THIS THE 3<sup>rd</sup> DAY OF MARCH 2009.**

\_\_\_\_\_  
Elizabeth Sumter, Hays County Judge

\_\_\_\_\_  
Debbie Gonzales-Ingalsbe  
Commissioner Precinct 1

\_\_\_\_\_  
Jefferson W. Barton  
Commissioner Precinct 2

\_\_\_\_\_  
Will Conley  
Commissioner Precinct 3

\_\_\_\_\_  
Karen Ford  
Commissioner Precinct 4

ATTEST:

\_\_\_\_\_  
Linda C. Fritsche, County Clerk

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Discussion and possible action to authorize Commissioner Ford, with support from special counsel, to negotiate and amend current RHCP contract for expansion of scope of services, in an amount not to exceed \$10,000, to include endangered habitat assessment on properties under review by County and further discussion of the proper procedure for making requests to Loomis for this purpose.

**TYPE OF ITEM:** CONSENT-ACTION-PROCLAMATION-EXECUTIVE SESSION-WORKSHOP

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:** \$10,000

**LINE ITEM NUMBER OF FUNDS REQUIRED:** (parks bond funds?)

**REQUESTED BY:** Ford

**SPONSORED BY:** Ford

**SUMMARY:**

According to Clif Ladd, a preliminary assessment will run about \$1,400 per property and a full-blown environmental assessment could cost up to \$3500-4000. We should also discuss procedure for making requests to Loomis to assess a particular property by court members.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than 2:00 p.m. on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Discussion and possible action to authorize Pct. 4 Commissioner to spend an amount not to exceed \$12,000 for landscape materials and installation at the Pct 4 new building.**

**TYPE OF ITEM: CONSENT-ACTION-PROCLAMATION-EXECUTIVE SESSION-WORKSHOP**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED: \$12,000**

**LINE ITEM NUMBER OF FUNDS REQUIRED: 01-414-5741**

**REQUESTED BY: Ford**

**SPONSORED BY: Ford**

**SUMMARY: On February 3, 2009, the court approved this expenditure with Xanadu Nursery. Additional research has determined that County can purchase landscaping materials directly from a wholesale nursery, which will affect some savings on plant materials. Plans are for Betty Lambright, working with our building and maintenance staff and possibly a CSR client, to provide oversight for final design and installation of landscaping. It is possible we may purchase some hard-to-locate plant materials or installation labor assistance from Xanadu Nursery.**

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Authorize Pct. 4 Commissioner to spend an amount not to exceed \$12,000 for landscape materials and installation at the Pct 4 new building. On February 3, 2009, the court approved this expenditure with Xanadu Nursery. Additional research has determined that County can purchase landscaping materials directly from a wholesale nursery, which will affect some savings on plant materials. Plans are for Betty Lambright, working with our building and maintenance staff and possibly a CSR client, to provide oversight for final design and installation of landscaping. It is possible we may purchase some hard-to-locate plant materials or installation labor assistance from Xanadu Nursery.

**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT AND FUND LINE ITEM NUMBER** \$12,000      01-414-5741

**COUNTY PURCHASING GUIDELINES FOLLOWED:** \_\_\_\_N/A\_\_\_\_

**PAYMENT TERMS ACCEPTABLE:** \_\_\_\_N/A\_\_\_\_

**COMMENTS:** \$ previously approved.

**Bill Herzog**

## **SPECIAL COUNSEL**

**Typically Requires 9 Business Day Review**

**CONTRACT TERMS ACCEPTABLE:** \_\_\_\_\_

**COMMENTS:**

## **COMMISIONERS' COURT**

**APPROVED/DISAPPROVED AND DATE:** \_\_\_\_\_

## **COUNTY JUDGE**

*Signature Required if Approved*

**DATE CONTRACT SIGNED:** \_\_\_\_\_

*Subdivision/Road/Staff Review Agenda Item Request Form*

## Hays County Commissioners' Court

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:** Action to appoint a hearing officer to preside over the Food Establishment Permit Revocation Hearing of the Center Food Market 110 E Center St. Kyle, Texas.

CIRCLE ONE ACTION ITEM	Subdivision	Road	Staff Recommendation
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**PREFERRED MEETING DATE REQUESTED:** March 3, 2009

**AMOUNT REQUIRED:** NA

**LINE ITEM NUMBER OF FUNDS REQUIRED:** NA

**REQUESTED BY:** Tom Pope, R.S. Resource Protection, Transportation & Planning.

**SPONSORED BY:** Commissioner Barton, Precinct 2

**SUMMARY:** Resource Protection Transportation and Planning Department has received numerous complaints regarding expired and spoiled food items. Repeated inspections and notices to correct the violations have not convinced the operators to operate in compliance with the regulations.

A hearing officer has not been decided on. Commissioner Barton and Jerry Borcharding will bring a recommendation for the Court's approval on Tuesday.

Note: If the permit is revoked the establishment will be able to reapply for a permit if they present a plan for improvement.

### STAFF REVIEW/COMMENTS

**Resource Protection, Transportation & Planning Director:** Recommend approval.

**ROAD DIRECTOR:** NA

**STAFF RECOMMENDATIONS:** Recommend approval.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than **2:00 p.m. on WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM:**

**Discussion and possible action to establish communication policy and plan.**

**CHECK ONE:**      **CONSENT**      **X ACTION**      **EXECUTIVE SESSION**

☐ **WORKSHOP**      ☐ **PROCLAMATION**      ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: Tuesday, March 3, 2009**

**AMOUNT REQUIRED: 0**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Baen**

**SPONSORED BY: Sumter**

**SUMMARY: While the Communication plan should be a living document, this discussion with Court will further identify guiding principles for such plan.**



## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

**Request forms are due in the County Judge's Office**

no later than 2:00 p.m. on WEDNESDAY.

Phone (512) 393-2205 Fax (512) 393-2282

**AGENDA ITEM: Update of Hays County Strategic Policy Plan and State of Texas, Office of Comptroller, Local Government Management Assessment and Risk Assessments.**

**CHECK ONE:**      ☐ **CONSENT**      ☒ **ACTION**      ☐ **EXECUTIVE SESSION**  
☐ **WORKSHOP**      ☐ **PROCLAMATION**      ☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: March 3, 2009**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY: SUMTER**

**SUMMARY: Update of what is happening with moving forward with the Hays County Strategic Policy Plan and the requested broad based audit from the Comptrollers Office in January 2006.**

## Liz Sumter

---

**From:** Liz Sumter  
**Sent:** Wednesday, February 18, 2009 5:14 PM  
**To:** 'Frank Alvarez'  
**Subject:** RE: Proposed CSA Schedule

Wow you are fast..... I am getting a few elected officials requesting this also. Will forward those to you in a grouping later this week or early next. These should not be a problem but I will check..... Thanks, Liz

**From:** Frank Alvarez [mailto:Frank.Alvarez@cpa.state.tx.us]  
**Sent:** Wednesday, February 18, 2009 5:04 PM  
**To:** Liz Sumter  
**Subject:** Proposed CSA Schedule

Dear Judge Sumter;

Below is the proposed scheduled dates for all of the Controlled Self-Assessments (CSAs). Please let me know if these work for you. I have tentatively lined up staff to cover everything. Please call me if you have questions.

March 17 – Resource Protection & Transportation Planning Dept, 8 a.m.    March 18 – Building Maintenance, 8 a.m.  
Building Maintenance Dept, 1 p.m.    Resource Protection & Transportation Planning Dept, 1 p.m.

**March 24 – Human Resources, 8 a.m.  
Disaster Preparedness, 1 p.m.**

**March 25 – Disaster Preparedness, 8 a.m.  
Human Resources, 1 p.m.**

**April 1 – Transfer/Parks Dept, 8 a.m.  
Information Technology Dept, 1 p.m.**

**April 2 – Information Technology, 8 a.m.  
Transfer/Parks Dept, 1 p.m.**

**April 8 – Public Health Dept, 8 a.m.  
Elections Administration Dept, 1 p.m.**

**April 9 – Election Administration Dept, 8 a.m.  
Public Health Dept, 1 p.m.**

**April 15 – Fire Marshall Dept, 8 a.m.  
Grants Dept, 1 p.m.**

**April 16 – Grants Dept, 8 a.m.  
Fire Marshall Dept, 1 p.m.**

**April 22 – Veterans Services Dept, 8 a.m.  
Compliance Dept, 1 p.m.**

**April 23 – Compliance Dept., 8 a.m.  
Veterans Services Dept, 1 p.m.**

Frank E. Alvarez  
Local Government/Economic Development Specialist  
111 E. 17th Street  
Austin, TX 78711  
800/531-5441, x. 69231  
512/936-9231  
Fax: 512/475-1915

February 25, 2009

**Subject: Strategic Policy Planning Questions**

The following questions are intended to facilitate department heads and other County leaders to think about their current and expected needs. This will be the basis for interviews to gather information that will be used to develop the internal strategic plan. This is the first step in the on-going County wide strategic planning process. We will be conducting an interview with elected and appointed officials over the next few weeks to get your input on current and expected needs over the next several years. These interviews are intended as a starting point in the planning process to ensure basic needs are identified and addressed as we move forward. Please take a few minutes to review these questions to prepare for your interview.

1. What are the three main functions of your department?
2. What are your fiscal needs to carry out these primary functions?
3. What measurable impact would you project with this funding?
4. What new resources (personnel, equipment, etc.) will your department need to address the expected County population growth?
5. What is your 'wish list' of additional resources that would help you improve service to Hays County citizens?

Your thoughtful input will provide the foundation for this plan and ultimately impact the citizens of Hays County. We will be scheduling interviews in the next few weeks to give each of you an opportunity to discuss these questions in more detail and offer any additional insight that will be useful in the internal plan. These interviews should take less than an hour and are a key component.

