

**Commissioners Court -October 6, 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 **6TH day of October, 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	3-4	Adopt a proclamation supporting Mental Illness Awareness Week October 4 th through the 10 th . SUMTER
2	5-9	Presentation on the Foreign Trade Zone of Central Texas, Inc. SUMTER

PUBLIC COMMENTS

At this time **3-MINUTE** comments will be taken from the audience on Non-Agenda related topics. To address the Court, please submit a Public Participation/ Witness Form to the County Clerk. Please Complete the Public Participation/ Witness Form in its Entirety.
NO ACTION MAY BE TAKEN BY THE COURT DURING PUBLIC COMMENTS.

CONSENT ITEMS

The following may be acted upon in one motion. A Commissioner, the County Judge, or a Citizen
May request items be pulled for separate discussion and/or action

3	10	Approve payments of county invoices. HERZOG
4	11-18	Approve Commissioner Court Minutes of September 29, 200 SUMTER/FRITSCH
5	19-26	Approve Utility Permits. SUMTER
6	27-28	Authorize the County Judge to execute Amendment One (1) to the grant Contract with the Texas Parks and Wildlife Department for the Karst Invertebrate Distribution and Cave Development study, extending the contract termination date to August 31, 2010. SUMTER/HAUFF

ACTION ITEMS

ROADS

7	29-30	Hold a public hearing to establish traffic regulations at all school zone locations on county maintained roads. Possible action may follow. SUMTER/BORCHERDING
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SUBDIVISIONS

8	31-32	09-3-30 Falconwood Subdivision, Vacate and Replat of Lots 86 and 87; Consider waiver of preliminary plan and public hearing; approve final plat. CONLEY/GARZA
9	33-34	09-3-29 Pinnacle Ridge Estates, Replat of Lot 6 & 7; Consider waiver of preliminary plan and public hearing; approve final plat. CONLEY/GARZA

MISCELLANEOUS

10	35-38	Discussion and possible action to authorize the County Judge to enter into contracts to lease facilities for annual open enrollment meetings for Hays County employees. SUMTER/BAEN
11	39-40	Discussion and possible action to authorize the County Judge to execute Resolution and submit a grant application to the Texas Task Force on Indigent Defense for \$67,100. SUMTER/HAUFF
12	41-45	Discussion and possible action to authorize the County Judge to execute a Utility Coordination Services Agreement with Halff Associates, Inc. SUMTER
13	46-48	Discussion and possible action regarding the recycling of Computer equipment. SUMTER/HERZOG/MAIORKA/MCGILL

14	49	Discussion and possible action regarding roof repair of Hays County Corrections building including but not limited to review of specification for phenolic remediation and roof repair. INGALSBE
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WORKSHOP

15	50	Workshop on the new Hays County Web site that is in development. SUMTER/BAEN
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STANDING AGENDA ITEM

51		Discussion of issues related to proposed capital construction projects in Hays County, including but not limited to the government center; precinct offices; Resources Protection Transportation and Planning Department; and space needs projections for the Hays County Jail and related criminal justice analysis. Possible action may follow. INGALSBE
52		Discussion of issues related to the road bond projects, including updates from Mike Weaver, Prime Strategies and Jeff Curren, HDR. Possible action may follow. SUMTER
53		Discussion and possible action to execute a Resolution declaring a Burn Ban in Hays County effective immediately. SUMTER

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 2ND day of October, 2009.

COMMISSIONERS COURT, HAYS COUNTY, TEXAS

CLERK OF THE COURT

Hays County encourages compliance with the Americans with Disabilities Act (ADA) in the conduct of all public meetings. To that end, persons with disabilities who plan to attend this meeting and who may need auxiliary aids such as an interpreter for a person who is hearing impaired are requested to contact the Hays County Judge's Office at (512) 393-2205 as soon as the meeting is posted (72 hours before the meeting) or as soon as practical so that appropriate arrangements can be made. While it would be helpful to receive as much advance notice as possible, Hays County will make every reasonable effort to accommodate any valid request regardless of when it is received. Braille is not available.

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: Adopt a proclamation supporting Mental Illness Awareness Week

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

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: SUMTER

SUMMARY:



111 E. San Antonio Street
San Marcos, Texas 78666

**PROCLAMATION
Declaring
MENTAL ILLNESS AWARENESS WEEK**

WHEREAS, severe mental illnesses such as schizophrenias, bipolar disorders, major depressions, obsessive-compulsive disorder, and severe anxiety disorders affect one in five Hays County families every single year; and

WHEREAS, Hays County has been fortunate to have dedicated mental health providers, supportive families and qualified caregivers, the ability to provide a service delivery system is critical to all our citizens; and

WHEREAS, recovering children, adults and their families must have appropriate information and the opportunity to exercise choice over their care decisions, including individualized plans of care, fewer barriers to services, criminal and juvenile justice diversion and re-entry programs, and an end to historical discrimination, chronic homelessness and hopelessness; and

WHEREAS, as with any chronic illness, people with mental illnesses are best served with early interventions and community support; and

WHEREAS, we join with Hill Country MHMR/Scheib Community Mental Health Clinic in conjunction with the National Alliance on Mental Illness to promote greater awareness and understanding of mental illnesses and strategies for wellness and recovery; and now

WE THEREFORE PROCLAIM October 4th through 10th as Mental Illness Awareness Week in Hays County.

PASSED AND APPROVED this the 6th day of October, 2009.

Elizabeth "Liz" Sumter
Hays County Judge

Debbie Ingalsbe, Precinct 1

Jeff Barton, Precinct 2

Will Conley, Precinct 3

Karen Ford, Precinct 4

Linda Fritsche, County Clerk

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AGENDA ITEM: Presentation on the Foreign Trade Zone of Central Texas, Inc.

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

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: SUMTER

SUMMARY: Presentation by Amy Madison, Executive Director, Economic Development, San Marcos Area Chamber of Commerce and Nesia Warner, Manager, Customs and International Trade, Ernst & Young LLP. See attached information and sample letter.

**FOREIGN TRADE ZONE OF CENTRAL TEXAS, INC.
c/o Joseph L. Vining, FAICP
Round Rock Chamber of Commerce
212 East Main Street
Round Rock, Texas 78664
512-255-5805 Phone
512-225-3345 Fax**

June 11, 2009

The Honorable Elizabeth Sumter
County Judge
Hays County
111 East San Antonio, #300
San Marcos, TX 78666

Re: New Foreign Trade Zone Program

Dear Judge Sumter,

The Foreign Trade Zone of Central Texas, Inc. is a non-profit corporation established by the Cities and Chambers of Commerce in Georgetown, Round Rock, Austin, and San Marcos to administer the foreign trade zone serving the Central Texas region. We are writing to invite Hays County to participate in a new initiative just announced by the U.S. Department of Commerce which will make foreign trade zone designation easier and faster. The initiative, known as Alternative Site Management, will allow select established foreign trade zone grant holders, like the Foreign Trade Zone of Central Texas, expedited approval for new foreign trade zone projects within a pre-designated "service area." With your approval, we will request that Hays County be part of the designated service area for the Foreign Trade Zone of Central Texas, so that expedited approval procedures rules can be applicable to future projects which might arise in Hays County.

Foreign Trade Zone Program

A foreign trade zone is a location designated by the federal government and treated as outside of the Customs territory of the United States. Businesses which operate within the foreign trade zone may achieve customs treatment equivalent to operating outside the U.S., and in that way the foreign trade zones "level the playing field" for U.S. businesses competing with foreign operations. Additionally, inventory in a foreign trade zone which has been imported or will be exported is treated as in international commerce, and consequently is exempt from state or local property taxes by federal law. As a result, particularly in areas where there is no Freeport Exemption, foreign trade zones can sometimes be used as a targeted economic development incentive for some businesses.

Foreign trade zones are administered through "grantees" designated by the federal government. FTZCTI received its grant in 1990. Several Central Texas companies have used the foreign trade zone extensively, including Dell, Samsung, Westinghouse, Dresser, and Seiko Instruments. More companies in the area could likely benefit from the foreign trade zone, but the rules are complicated and the process cumbersome. As explained below, the new program will eliminate some of the complexity.

Current Rules

Under the current rules, obtaining foreign trade zone designations, is time consuming, and can be expensive. Our most recent effort, which obtained foreign trade zone designation for Samsung, took about 15 months. If a business in Hays County was interested in obtaining foreign trade zone designation today, it would likely have to wait more than a year for approval, and spend over \$50,000 in application preparation and associated fees.

New Program

With the Alternative Site Management designation, FTZCTI would be entitled to simplified procedures and expedited processing for any foreign trade zone request for a business within the designated service area. We expect that foreign trade zone status can be achieved in less than 90 days, and estimate total costs for the business to be less than \$10,000.

The new program does not change any of the required approvals. Each of the impacted local taxing jurisdictions (county, city, and school district) must concur with the designation of the foreign trade zone property. FTZCTI must approve the property, U.S. Customs must approve the property, and the federal Foreign Trade Zones Board must approve the property. The process to obtain the federal approvals, however, is substantially simplified.

The new program will work as follows:

1. The business seeking participation in the foreign trade zone program requests FTZCTI to provide foreign trade zone designation.
2. FTZCTI confirms that the local government authorities (county, city, and school district) support the request.
3. FTZCTI evaluates the foreign trade zone eligibility requirements, and if the requirements are met, requests U.S. Customs' approval of the designation.
4. FTZCTI submits a simplified application containing its assessment to the Foreign Trade Zones Board.
5. Foreign Trade Zones Board approval should be obtained within 30 days of the request.

How to Participate

FTZCTI must file an application with the Foreign Trade Zones Board to be approved to use the Alternative Site Management plan. We anticipate filing that application this summer, and therefore we would appreciate your response by July 10th. We will request that Hays County be part of the designated service area with your approval, which should be documented in a letter similar to the attached sample.

With Hays County in the approved designated service area, FTZCTI will be enabled to use the new expedited process for Hays County projects. There is no cost to Hays County,

and we believe no downside. Each specific project will still require County support before it proceeds; in fact, as noted above, all required approvals remain the same. The only difference is that with your concurrence to be included in the designated service area, the procedure to be followed by the federal government for approving foreign trade zones in Hays County will be substantially streamlined.

We believe this is a great opportunity for Hays County to add a timely and cost effective foreign trade zone alternative to your economic development portfolio, at no cost.

Please let us know if you have any questions or if we can provide any additional information. I can be reached at (512) 255-5805. We look forward to the opportunity to work with you on foreign trade zone projects in the future.

Sincerely,

Joseph L. Vining, FAICP
c/o Foreign Trade Zone of Central Texas, Inc.
Sr. Vice President – Economic Development
Round Rock, Texas

Enclosure

cc: Bill Methenitis, Ernst & Young, LLP – Dallas, Texas

Mr. Joseph L. Vining, FAICP
c/o Foreign Trade Zone of Central Texas, Inc. Sr.
Vice President Economic Development
Round Rock Economic Development Partnership
212 East Main Street
Round Rock, TX 78664

Re: Foreign Trade Zone of Central Texas, Inc. (FTZCTI)

Dear Mr. Vining:

We are pleased to provide this letter requesting that Hays County be included within the Service Area of Foreign-Trade Zone Number 183, sponsored by the Foreign Trade Zone of Central Texas, Inc. We understand that this means that FTZCTI will be able to apply to the Foreign-Trade Zones Board for authority to establish and serve Foreign Trade Zone (FTZ) sites located within our county based on business' trade-related needs. We also note that Foreign Trade Zone Number 183 will be made available on a uniform basis to companies within the Service Area in a manner consistent with the legal requirement that each FTZ be operated as a public utility.

This letter is not meant to express our support for any specific FTZ site. We understand that prior to submitting any application to the Foreign-Trade Zones Board to establish a new FTZ site in Caldwell County, FTZCTI will, consistent with current policy, request the views of the County and other taxing jurisdictions which may be impacted by the FTZ exemption of inventory from local ad valorem tax. We will provide our views on any specific proposal at that time.

Sincerely,

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Phone (512) 393-2205

AGENDA ITEM: Approve payments of county invoices.

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

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

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: \$

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Auditor's Office

SPONSORED BY: Bill Herzog

SUMMARY:

Agenda Item Request Form

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AGENDA ITEM: APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 29, 2009

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

PREFERRED MEETING DATE REQUESTED: OCTOBER 6, 2009

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: FRITSCH

SPONSORED BY: SUMTER

SUMMARY:



SEPTEMBER 29, 2009

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STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 29TH DAY OF SEPTEMBER 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
LINDA C. FRITSCHKE	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Robin Steele of Promiseland Church gave the invocation and Commissioner Ford led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

26488 ADOPT NATIONAL NIGHT OUT 2009 PROCLAMATION

A motion was made by Judge Powers, seconded by Commissioner Barton to adopt National Night Out 2009 Proclamation. All voting "Aye". MOTION PASSED

26489 PRESENTATION FROM DENNIS THOMAS WITH CENTRAL TEXAS RESOURCE CONSERVATION AND DEVELOPMENT (CTRC&D) REGARDING THAT ORGANIZATIONS WORK AND THEIR SUPPORT OF A TIRE RECYCLING EVENT SCHEDULED FOR SATURDAY, OCTOBER 24, 2009 AT THE PCT. 4 YARD AND RECYCLING CENTER AND ACCEPT FUNDS FOR SUPPORT OF THAT EVENT

Dennis Thomas, Executive Director of CTRC&D, spoke of services provided and \$6400 grant obtained from TCEQ. A motion was made by Commissioner Ford, seconded by Commissioner Conley to accept funds in the amount of \$6,400 from the CTRC&D to support Tire Recycling Event. All voting "Aye". MOTION PASSED

PUBLIC COMMENT

Constable James Kohler made public comment.

26490 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve payments of county invoices in the amount of \$801,560.86 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

26491 APPROVE COMMISSIONER COURT MINUTES OF SEPTEMBER 22, 2009

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Commissioner Court Minutes of September 22, 2009 as presented by the County Clerk. All voting "Aye". MOTION PASSED

26492 APPROVE INSTITUTIONAL OSSF PERMIT FOR BALDEMAR ESPINOZA, LOCATED AT 2802 A GOFORTH ROAD, KYLE, TX 78640, PCT. 1

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Institutional OSSF Permit for Baldemar Espinoza, located at 2802 A Goforth Road, Kyle, TX 78640, Pct 1. All voting "Aye". MOTION PASSED

26493 APPROVE THE OFFICIAL BOND OF ANNA MARTINEZ BOLING AS JUDGE, COUNTY COURT AT LAW #1

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve the Official Bond of Anna Martinez Boling as Judge, County Court at Law #1. All voting "Aye". MOTION PASSED



26494 APPROVE GRIEVANCE COMMITTEE SELECTION PURSUANT TO LOCAL GOVERNMENT CODE 152.015

Judge Sumter randomly selected the following for service on the Grievance Committee: Mary Broun Decker, Lisa Gayle Elliott, Grant Rogers Carroll, Rebecca Medina Mejia, Gloria Gonzales, Juan Simon Elicerio, Paula G. Gamez, Selena Stavley Meyers, Kerry Lee Rash, Theresa Schwartz, Harold D. Miller, Sue Von Rosenberg, Ronald Wayne Johnson, Juanita Flint Greene, Jimmy Dawane White. A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Grievance committee selection pursuant to Local Government Code 152.015. All voting "Aye". MOTION PASSED

26495 RATIFY EXECUTION OF AMERICAN RECOVERY & REINVESTMENT ACT - RECIPIENT AFFIDAVIT

A motion was made by Commissioner Barton, seconded by Commissioner Ford to ratify execution of American Recovery & Reinvestment Act - Recipient Affidavit. All voting "Aye". MOTION PASSED

26496 APPROVE HEALTH SERVICE AGREEMENT BETWEEN HAYS COUNTY PERSONAL HEALTH DEPARTMENT AND COMMUNITY ACTION, INC. OF HAYS, CALDWELL AND BLANCO COUNTIES

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Health Service Agreement between Hays County Personal Health Department and Community Action, Inc. of Hays, Caldwell and Blanco Counties. All voting "Aye". MOTION PASSED

26497 APPROVE COMMERCIAL OSSF PERMIT FOR MIKE MORGAN, TO SERVE THE MEMORY LANE EVENT CENTER, 403 K.C MEMORY LANE, DRIPPING SPRINGS, TX PCT.4

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Commercial OSSF Permit for Mike Morgan, to serve the Memory Lane Event Center, 403 K.C. Memory Lane, Dripping Springs, TX Pct 4. All voting "Aye". MOTION PASSED

26498 HOLD A PUBLIC HEARING REGARDING RENAMING OF A PRIVATE ROAD IN THE HERMOSA PALOMA OVERLOOK SUBDIVISION FROM ITS CURRENT NAME, HERMOSA PALOMA OVERLOOK TO HERMOSA PALOMA [T1-292]

Judge Sumter declared the public hearing open. No public input was received and the public hearing was closed. A motion was made by Commissioner Ford, seconded by Judge Sumter to approve renaming of a private road in the Hermosa Paloma Overlook Subdivision from its current name, Hermosa Paloma Overlook to Hermosa Paloma. All voting "Aye". MOTION PASSED

26499 CALL FOR A PUBLIC HEARING ON OCTOBER 13, 2009 TO ESTABLISH TRAFFIC REGULATIONS (SCHOOL ZONE) ON CENTER POINT ROAD [T1-306]

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to call for a public hearing on October 13, 2009 to establish traffic regulations (School Zone) on Center Point Road. All voting "Aye". MOTION PASSED

RE-SUBDIVISION OF LOT 6, LEGEND OAKS SECTION 2 [09-4-24 - 3 LOTS] PUBLIC HEARING HELD -- NO ACTION TAKEN [T1-311]

Judge Sumter declared the public hearing open. No public input was received and the public hearing was closed. Nancy Weaver spoke in opposition to the resubdivision. Written letters of opposition were submitted by Dr. Mark Minton (owner of Lot 4) and Donald Broussard (owner of Lot 5). Subdivision Coordinator Clint Garza spoke of the existing roadway (caliche road that was dedicated to the public) - currently meets county standards, rules and regulations.

26500 REPLAT OF LOT 9, MOUNTAIN OAKS SUBDIVISION. [09-4-28 - 4 LOTS] APPROVE PRELIMINARY PLAN AND CALL FOR PUBLIC HEARING ON OCTOBER 27, 2009 [T1-592]

Subdivision Coordinator Clint Garza gave staff recommendation for preliminary plan approval. A motion was made by Commissioner Ford, seconded by Judge Sumter to approve preliminary plan and call for a public hearing on October 27, 2009 for Replat of Lot 9 Mountain Oaks Subdivision. All voting "Aye". MOTION PASSED



SEPTEMBER 29, 2009

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26501 DISCUSSION OF ISSUES RELATED TO PROPOSED CAPITAL CONSTRUCTION PROJECTS IN HAYS COUNTY, INCLUDING BUT NOT LIMITED TO THE GOVERNMENT CENTER; PRECINCT OFFICES; RESOURCES PROTECTION TRANSPORTATION AND PLANNING DEPARTMENT; AND SPACE NEEDS PROJECTIONS FOR THE HAYS COUNTY JAIL AND RELATED CRIMINAL JUSTICE ANALYSIS AND ACTION [T1-627]

Brenda Jenkins (Broadus & Associates) presented a Law Enforcement Center Jail Facility Evaluation [outline, scope of work and estimated fees]. Estimated total costs = \$218,100 (includes document collection & review, visual assessments and testing review, directed testing and measurement, site review and evaluation, and building systems/evaluation/recommendations). Special Counsel Mark Kennedy advised that consultant fees cannot be paid out of settlement fees. The roofing bid is ready for award. There are three different types of roofs being considered. Mark Kennedy suggested postponement of action today. He will provide members of the court with more details regarding the bids. [T1-1451] A motion was made by Commissioner Barton, seconded by Commissioner Ford to authorize the task force that has been appointed by Judge Sumter, consisting of Judge Sumter, Commissioner Conley, two members of the Sheriff's Department, Special Counsel, and Brenda Jenkins of Broadus, to authorize the expenditure, not to exceed \$10,000, if deemed necessary, to move forward with consulting services on the roof and the structural integrity of the building. All voting "Aye". MOTION PASSED. Brenda Jenkins spoke of short listing the firms for the government center.

26502 FILL THE AGRICULTURE AND NATURAL RESOURCES AGENT POSITION IN THE HAYS COUNTY EXTENSION OFFICE [T1-1539]

Cheryl Mapston, AgriLife Extension District Extension Administrator introduced new agent Kasey Mock. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to fill the Agriculture and Natural Resources Agent Position in the Hays County Extension Office with Kasey Mock. Effective October 15, 2009. All voting "Aye". MOTION PASSED

DISCUSSION RE: AUTHORIZE COMMISSIONER FORD AND JERRY BORCHERDING TO ENTER NEGOTIATIONS WITH FREESE & NICHOLS TO ADDRESS A CHRONIC DRAINAGE PROBLEM ON NUTTY BROWN ROAD [T1-1696]

Jimmy Skipton made public comment. Commissioner Ford spoke of problem with drainage on Nutty Brown Road and need to determine where the water is coming from and how to resolve the flooding issue. Funding (\$12,000) needs to be identified before this item is brought back to the court for consideration.

26503 AUTHORIZE LEGAL COUNSEL TO ENGAGE KELLY, HART, AND HALLMAN LLP TO ASSIST IN THE PREPARATION OF AN AG OPINION REQUEST [T1-2277]

Jimmy Skipton made public comment. The Hays County Water Conservation Working Group has been pursuing new ways to incentivize the use of Rainwater Collection Systems. The Group wants to thoroughly explore the possibilities of giveaways, rebates, incentives, tax credits, partnership with other GO's or NGO's, etc. Special Counsel Mark Kennedy spoke of advantage to using Kelly Hart & Hallman to request an opinion from the Attorney Generals office. A motion was made by Commissioner Ford, seconded by Commissioner Conley to authorize Legal Counsel to engage Kelly, Hart, and Hallman LLP to assist in the preparation of an AG Opinion Request for an amount not to exceed \$4,000. All voting "Aye". MOTION PASSED

26504 ACCEPT THE RECOMMENDATIONS OF THE INSURANCE COMMITTEE REGARDING MEDICAL AND DENTAL BENEFITS [T1-3060]

Insurance Consultant Scott Yarbrough spoke of RFP process. Proposals for group medical and dental plan was submitted by Aetna, CIGNA, Humana, UHC and TAC(Blue Cross/Blue Shield). Based on a 12/12 contract, the 2010 Humana proposal reflects a 48% decrease in Fixed Costs. Overall, this results in a 22.64% decrease in Total Maximum Liability from the proposed renewal with the current carrier. The only benefit structure change the committee recommends at this time is changing the co-pay levels for Rx from the current \$10/\$20/\$40 to \$10/\$20/\$45. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to accept the recommendation of the Insurance Committee to go with Humana regarding medical and dental benefits with a three tier prescription drug co-pay of \$10/\$20/\$45. All voting "Aye". MOTION PASSED



- 26505 APPROVE WORK AUTHORIZATION NO.5 WITH KLOTZ ASSOCIATES, INC. FOR PROFESSIONAL SERVICES RELATED TO REGIONAL DRAINAGE ISSUES IN EAST SUMMIT SUBDIVISION [T2-154]**

A motion was made by Commissioner Conley, seconded by Commissioner Barton to approve Work Authorization No. 5 with Klotz Associates, Inc for Professional Services related to regional drainage issues in East Summit Subdivision. All voting "Aye". MOTION PASSED

- 26506 APPROVE WORK AUTHORIZATION NO.5 WITH KLOTZ ASSOCIATES, INC. FOR PROFESSIONAL SERVICES RELATED TO REGIONAL DRAINAGE ISSUES IN EAST SUMMIT SUBDIVISION [T2-154]**

A motion was made by Commissioner Conley, seconded by Commissioner Barton to approve Work Authorization No. 5 with Klotz Associates, Inc for Professional Services related to regional drainage issues in East Summit Subdivision. All voting "Aye". MOTION PASSED

- 26507 APPROVE WORK AUTHORIZATION NO. 6 WITH KLOTZ ASSOCIATES, INC. FOR PROFESSIONAL SERVICES RELATED TO DRAINAGE IMPROVEMENTS IN THE LEISURE WOODS SUBDIVISION [T2-160]**

A motion was made by Commissioner Conley, seconded by Commissioner Barton to approve Work Authorization No. 6 with Klotz Associates, Inc. for Professional Services related to drainage improvements in the Leisure Woods Subdivision. All voting "Aye". MOTION PASSED

- 26508 ADOPT THE \$5.00 ARCHIVE FEE PURSUANT TO SM1685 AND GOVERNMENT CODE SECTION 51.305 EFFECTIVE OCTOBER 1, 2009 [T2-239]**

A motion was made by Judge Sumter, seconded by Commissioner Ingalsbe to adopt the \$5.00 Archive Fee Pursuant to SM1685 and Government Code Section 51.305 effective October 1, 2009. Commissioner Ingalsbe, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Barton and Commissioner Conley not present to vote. MOTION PASSED

- 26509 ADOPT A RESOLUTION NOMINATING LUANNE CARAWAY AS A CANDIDATE FOR THE CENTRAL APPRAISAL DISTRICT BOARD [T2-240]**

A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to adopt a Resolution nominating Luanne Caraway as a Candidate for the Central Appraisal District Board. Commissioner Ingalsbe, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Barton and Commissioner Conley not present to vote. MOTION PASSED

- 26510 APPROVE THE APPLICATION FOR PHASE 3 OF H1N1 RESPONSE BETWEEN HAYS COUNTY PERSONAL HEALTH DEPARTMENT (HCPHD) AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (TDSHS), AND TO AUTHORIZE THE COUNTY JUDGE TO NEGOTIATE AND EXECUTE ALL CONTRACTS ASSOCIATED WITH THIS H1N1 GRANT. THE ADDITIONAL FUNDING AMOUNT WILL BE UP TO \$320,481.00 [T2-328]**

A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to approve the Application for Phase 3 of H1N1 response between Hays County Personal Health Department (HCPHD) and the Texas Department of State Health Services (TDSHS), and to authorize the County Judge to negotiate and execute all contracts associated with this H1N1 Grant. The additional funding amount will be up to \$320,481.00. Commissioner Ingalsbe, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Barton and Commissioner Conley not present to vote. MOTION PASSED



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- 26511 AUTHORIZE ACCEPTANCE OF A GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR RECOVERY ACT – JUSTICE ASSISTANCE FOR LOCAL SOLICITATION – JUSTICE ASSISTANCE GRANT (JAG) FORMULA FUNDING AS CO-APPLICANT WITH THE CITY OF SAN MARCOS, IN THE PARTNERSHIP AMOUNT OF \$60,681.00 [T2-348]**

A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to authorize acceptance of a Grant Award from the U.S. Department of Justice, Bureau of Justice Assistance for Recovery Act – Justice Assistance for Local Solicitation – Justice Assistance Grant (JAG) Formula funding as Co-Applicant with the City of San Marcos, in the partnership amount of \$60,681.00 and request County Judge or Grants Office to submit the letter. Commissioner Ingalsbe, Commissioner Conley, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Barton not present to vote. **MOTION PASSED**

- 26512 AUTHORIZE ACCEPTANCE OF A GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR RECOVERY ACT – JUSTICE ASSISTANCE GRANT (JAG) FORMULA FUNDING AS CO-APPLICANT WITH THE CITY OF SAN MARCOS, IN THE PARTNERSHIP AMOUNT OF \$14,761.00 [T2-396]**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to authorize acceptance of a Grant Award from the U.S. Department of Justice, Bureau of Justice Assistance for Recovery Act – Justice Assistance Grant (JAG) Formula Funding as Co-Applicant with the City of San Marcos, in the partnership amount of \$14,761.00. Commissioner Ingalsbe, Commissioner Conley, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Barton not present to vote. **MOTION PASSED**

- 26513 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDER #1 TO THE CONTRACT WITH DU-MOR ENTERPRISES FOR CONSTRUCTION RELATED TO THE CEDAR OAK MESA WATER LINE IMPROVEMENT PROJECT, IN THE AMOUNT OF AN ADDITIONAL \$19,730.00 [T2-449]**

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Change Order #1 to the Contract with Du-Mor Enterprises for Construction related to the Cedar Oak Mesa Water Line Improvement Project, in the amount of an additional \$19,730.00. Commissioner Ingalsbe, Commissioner Conley, Commissioner Ford and Judge Sumter voting "Aye". Commissioner Barton not present to vote. **MOTION PASSED**

UPDATE AND DISCUSSION ON DRAINAGE BASIN/FLOOD PROTECTION PLANNING STUDIES AND PENDING PARTNERSHIPS BY HALFF ASSOCIATES. [T2-481]

Wes Birdwell (Halff & Associates) gave a powerpoint presentation regarding phases and grant funding. Hays County Drainage Master Plan: Phase IA – Colorado River Basin/Onion Creek Watershed (2009-2011) with local study partners: City of Dripping Springs, City of Buda, Village of Bear Creek, and City of Hays – study area is Onion Creek Watershed, Bear Creek Watershed, and Little Bear Creek Watershed. Phase IB – Colorado River Basin/Barton and Pedernales Watersheds (2010-2011) with local study partners: City of Austin, Travis County, and City of Bee Cave – study area is Barton Creek Watershed and Pedernales River Watershed. Phase II – Guadalupe/Blanco River Basin (2011-2013) with local study partners: City of Kyle, City of Mountain City, City of Niederwald, City of San Marcos, Township of Umland, Village of Wimberley, City of Woodcreek, Plum Creek Water Conservation District, and York Creek Water Conservation District – study area is Blanco River Watershed, Cottonwood Creek Watershed, Cypress Creek Watershed, Little Blanco River Watershed, Plum Creek Watershed, Purgatory Creek Watershed, Sink Creek Watershed, Willow Springs Creek Watershed, and York Creek Watershed. Pending agreements are with the U. S. Army Corps of Engineers, Lower Colorado River Authority, and others. County budgeted \$130,000.

- 26514 APPROVE THE NEW RESIDENTIAL CONSTRUCTION NOTICE FORM REQUIRED UNDER SUBCHAPTER F OF CHAPTER 233 OF THE LOCAL GOVERNMENT CODE RELATING TO INSPECTION OF RESIDENTIAL CONSTRUCTION IN THE UNINCORPORATED AREA(S) OF HAYS COUNTY [T2-998]**

Senior Planner Lisa Wright explained the process for submitting a Notice of New Residential Construction which will be made a part of the Application for a Development Permit. She spoke of notification efforts to the public, etc. A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to approve the New Residential Construction Notice Form required under Subchapter F of Chapter 233 of the Local Government code relating to Inspection of Residential Construction in the Unincorporated Area(s) of Hays County. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley voting "No". **MOTION PASSED**



26515 WAIVE SEPTIC DEVELOPMENT FEES FOR THE WIMBERLEY VALLEY HABITAT FOR HUMANITY [T2-1132]

A motion was made by Commissioner Conley, seconded by Commissioner Barton to waive Septic Development Fees for the Wimberley Valley Habitat for Humanity. All voting "Aye". MOTION PASSED

26516 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A HAYS COUNTY PURCHASE CONTRACT TO JULIAN PEREZ AND MARTINA CURA FOR ROW ACQUISITION ON MCCARTY LANE [T2-1157]

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to authorize the County Judge to execute a Hays County Purchase Contract to Julian Perez and Martina Cura for ROW Acquisition on McCarty Lane in the amount of \$20,650.00. All voting "Aye". MOTION PASSED

26517 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT FOR ENGINEERING SERVICES SUPPLEMENTAL AGREEMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH LOCKWOOD, ANDREWS & NEWNAM, INC. (LAN) [T2-1210]

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to authorize the County Judge to execute a contract for Engineering Services Supplemental Agreement No. 2 to the Professional Services Agreement with Lockwood, Andrews & Newnam, Inc. (LAN). All voting "Aye". MOTION PASSED

26518 AUTHORIZE PAYMENT ON MCCARTY LANE INVOICES THAT HAVE RUN OVER THE BUDGETED AMOUNT [T2-1343]

A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to authorize payment on McCarty Lane invoices that have run over the budgeted amount to the funded out of 2001 Road Bond Project funds or the 2009 Road Department budget. All voting "Aye". MOTION PASSED

26519 APPROVE A SALARY VARIANCE FOR ROSANNA RAMIREZ [T2-1415]

County Clerk Linda Fritsche requested a salary variance for Administrative Assistant I Rosanna Ramirez to the 25th percentile = \$24,684. A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve a salary variance for Rosanna Ramirez in the County Clerk's Office effective October 1, 2009. All voting "Aye". MOTION PASSED

26520 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AUTOMATICALLY RENEWING JOINT ELECTION AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF SAN MARCOS [T2-1431]

Special Counsel Mark Kennedy spoke of changes that were made to the agreement. The most recent change was that the polling places did not need to be included in the agreement because they will be in the election order. A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to authorize the County Judge to execute an automatically renewing Joint Election Agreement between Hays County and the City of San Marcos. All voting "Aye". MOTION PASSED

The Court convened into closed executive session at 2:30 p.m. and reconvened into open meeting at p.m.

26521 EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE, REGARDING CAUSE NO. D-1-GV-07-002293, STYLED AS TRAVIS COUNTY, TEXAS AND THE STATE OF TEXAS ET AL VS. COLDWATER DEVELOPMENT, LTD., AND RODMAN EXCAVATION, INC. ET AL AND PENDING LITIGATION RELATED THERETO [T2-1818]

The Court convened into closed executive session at 2:10 p.m. and reconvened into open meeting at 2:20 p.m. A motion was made by Commissioner Ford, seconded by Judge Sumter to authorize the County Judge to accept the Letter of Credit as substituted or amended by Coldwater Development Ltd or an affiliate or thereof and if not substituted by 3:00 pm on Friday October 2, 2009 then authorize the County Judge to submit a draw letter to PlainsCapital Bank for the full amount of the Fiscal Surety that was posted the Ranches at Hamilton Pool. All voting "Aye". MOTION PASSED



SEPTEMBER 29, 2009

VOLUME U PAGE 213

EXECUTIVE SESSION PURSUANT TO 551.072 OF THE TEXAS GOVERNMENT CODE, REGARDING THE PURCHASE OF CONSERVATION EASEMENTS BY HAYS COUNTY, THE HILL COUNTRY CONSERVANCY, AND THE CITY OF AUSTIN ON THE DAHLSTROM RANCH IN PRECINCT 2 [T2-1818]

The Court convened into closed executive session at 2:25 p.m. and reconvened into open meeting at 3:10 p.m. No action taken.

Clerk's Note: Agenda Item #37 RE: DISCUSSION AND POSSIBLE ACTION TO EXECUTE A RESOLUTION DECLARING A BURN BAN IN HAYS COUNTY EFFECTIVE IMMEDIATELY was PULLED.

Clerk's Note: Agenda Item #39 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR was PULLED.

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 SEPTEMBER 29, 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: October 6, 2009

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

SPONSORED BY: SUMTER

Permit	Road Name	Type of Utility
# 02032	North. Canyonwood Dr	(Water)
# 02033	Longwood Ln	(Water)
# 02034	Opal Ln	(Elect)

PERMIT NO. : 02032 APPLICATION DATE : 8/24/2009 APPROVED DATE : 9/29/2009

CO. CODE : LCRA Company Name: LCRA Type of Utility: ELECTRIC

City: AUSTIN Department: REAL ESTATE

ROAD NO. : N/A ROAD NAME : North Canyonwood Drive NAME Kevin Reed

SUBDIVISION : Sunset Canyon SEGMENT : 4

TYPE LINE : Waterline service

DESCRIPTION : Install waterline service . . .

SPECIAL PROVISIONS : Traffic control; min 36" in depth in right-of-way

02032



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: 8-24-09

Formal notice is hereby given that Lower Colorado River Authority
Company proposes to place a Residential water service
line within the right-of-way of 109 N Canyonwood
as follows: (give location, length, general design, etc.)

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 _____ 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 26th day of August, 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 LCRA

Title Area Supv.

By (Print) Kevin Reed

Address 12215 FM 2244

Signature Kevin Reed

Austin TX 78738

Phone 512-397-6768

Approved by Hays County Road & Bridge Department

Signature

Title

Date

PERMIT NO. : 02033 APPLICATION DATE :9/1/2009 APPROVED DATE : 9/29/2009

CO. CODE : LCRA Company Name: LCRA Type of Utility: ELECTRIC

City: AUSTIN Department: REAL ESTATE

ROAD NO. : N/A ROAD NAME : Longwood Ln. NAME Kevin Reed

SUBDIVISION :Heritage Oaks SEGMENT : 4

TYPE LINE : Waterline

DESCRIPTION : Install waterline service . . .

SPECIAL PROVISIONS : traffic control required; min 36" in depth; bore
and case roadway

02033



Road and Bridge Department
2171 Yarrington Road
P O Box 906
San Marcos, TX 78667-0806
(512) 393-7385

Application for Installation

Utility Line on Hays County Right of Way

Date: 9-1-09

Formal notice is hereby given that Lower Colorado River Authority
Company proposes to place a Residential water service
line within the right-of-way of 19 Lakewood Lane
as follows: (give location, length, general design, etc.)
Road Bore - Residential and Road bore with one inch service line

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 _____ 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 or 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 14th day of September, 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 LCRA
By (Print) Kevin Reed
Signature [Signature]

Title Area Super
Address 12015 FM 2244
Austin TX 78738
Phone 512-397-6768

Approved by Hays County Road & Bridge Department
Signature [Signature] Title Inspector Date 9/22/09

PERMIT NO. : 02034 APPLICATION DATE : 7/20/2009 APPROVED DATE : 10/6/2009

CO. CODE : PECK Company Name: PEC, INC. Type of Utility: ELECTRIC

City: KYLE Department: DISTRICT

ROAD NO. : CR132 ROAD NAME : Opal Lane NAME George Esqueda

SUBDIVISION : N/A SEGMENT : 1

TYPE LINE : Powerline

DESCRIPTION : 3 power poles and line to placed in
right-of-way of Opal Lane . . .

SPECIAL PROVISIONS : Poles to be min 10' from edge of driving
surface

02034



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: July 20, 2009

Formal notice is hereby given that FEDERNALES ELECTRIC COOPERATIVE, INC.

Company proposes to place a SINGLE-PHASE OVERHEAD POWER LINE

line within the right-of way of OPAL LANE (CR 138)

as follows: (give location, length, general design, etc.)

PROPOSE TO INSTALL THREE 45FT. TALL POLES AND 160 FT. OF PRIMARY WIRE ALONG

OPAL LANE AS SHOWN ON THE ATTACHED DRAWING.

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 2 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 3rd day of AUGUST, 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 FEDERNALES ELECTRIC COOPERATIVE

Title ENGINEERING SUPERVISOR

By (Print) GEORGE ESQUEDA

Address PO BOX 100

Signature George Esqueda

KYLE, TEXAS 78640-0100

Phone 512-262-2161 ext. #7525

Approved by Hays County Road & Bridge Department

[Signature]
Signature

Inspector
Title

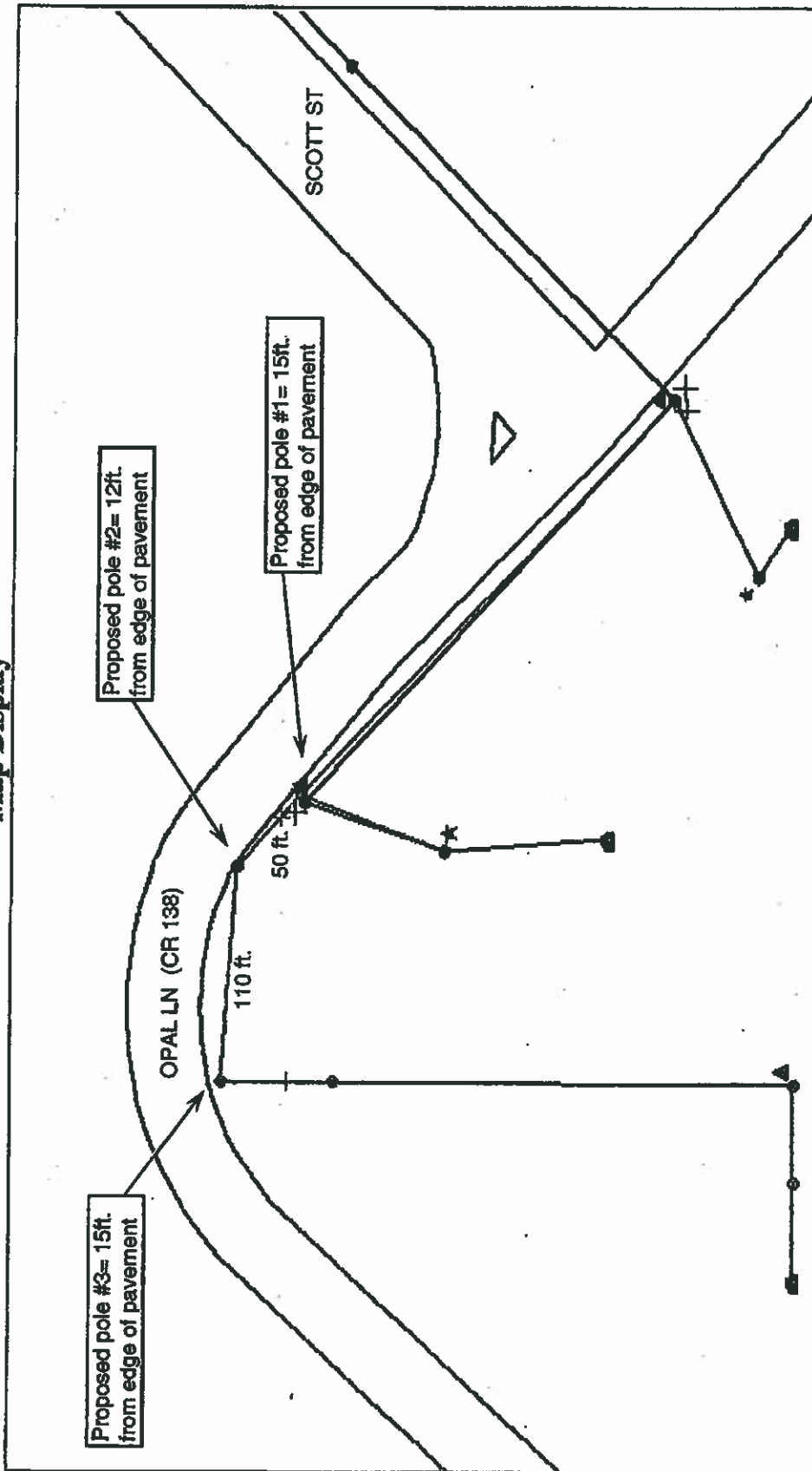
9-24-09
Date

June 24, 2009



Pedernales Electric Cooperative

Map Display



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: Authorize the County Judge to execute Amendment One (1) to the grant Contract with the Texas Parks and Wildlife Department for the Karst Invertebrate Distribution and Cave Development study, extending the contract termination date to August 31, 2010.

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

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

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Hauff

SPONSORED BY: Sumter

SUMMARY:

On December 23, 2008 the Commissioners Court authorized entering into an Interlocal Agreement (Contract #200125) with the Texas Parks and Wildlife Department (TPWD) for grant funding to conduct a study entitled "Hays County Karst Invertebrate Distribution and Cave Development". The County further entered into agreement with Zara Environmental LLC on January 27, 2009 to conduct this study. The original grant application to the TPWD included a project schedule to adequately address accepted sampling procedures for the study, and due to late notification of the grant award as well as the time frame to execute the necessary contracts, the project schedule was shortened and became inadequate to effectively conduct the study.

Zara Environmental recently contacted the County regarding a time extension, and the County in turn requested a contract time extension from the TPWD. The attached Amendment One (1) from TPWD will extend the current contract termination date with the County from February 28, 2010 to August 31, 2010. There is no adjustment in the grant amount or required matching funds for the project.

AMENDMENT TO CONTRACT

THE STATE OF)(
TEXAS

COUNTY OF TRAVIS)(
)

AMENDMENT 01

TO CONTRACT NO. 200125

It is mutually understood and agreed by and between the undersigned contracting parties of the above numbered Contract to amend said contract as follows:

In accordance with the terms of the contract, TPWD hereby extends the above referenced contract for the project entitled "Hays County karst invertebrate distribution and cave development" an additional six (6) months.

The new term date will be August 31, 2010.

Total contract amount not to exceed remains: \$54,063 (Fifty Four Thousand Sixty Three Dollars)

This Amendment shall become effective upon signature of both parties. All other terms and conditions not hereby amended are to remain in full force and effect.

RECEIVING AGENCY

PERFORMING PARTY

TEXAS PARKS AND WILDLIFE DEPARTMENT

HAYS COUNTY

By: Michele Martinets, CTPM
Purchasing and Contracting Manager

By: _____

Date

Date

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: Hold a public hearing to establish traffic regulations at all school zone locations on county-maintained roads.

CIRCLE ONE ACTION ITEM Subdivision Road Staff Recommendation

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: n/a

LINE ITEM NUMBER OF FUNDS REQUIRED: n/a

REQUESTED BY: Jerry Borcharding

SPONSORED BY: Judge Sumter

SUMMARY:

Per HB 55, which states that it is illegal to use a wireless communication device in a school zone unless the vehicle is stopped or a hands-free device is used, this regulation will allow the posting of new signs in all school zones maintained by Hays County stipulating the new law (please see attached list). The signs will say that cellular phone use is prohibited, up to \$200 fine. Effective date for the law was September 1, 2009. New signs are in and ready to install.

The effective date of start of enforcement will also be established by vote of Commissioners' Court.

STAFF REVIEW/COMMENTS

ENVIRONMENTAL HEALTH DIRECTOR:

ROAD DIRECTOR:

STAFF RECOMMENDATIONS:

HAYS COUNTY ROAD SCHOOL ZONE LOCATIONS

Precinct	Road	School Name(s)	Times	
			AM	PM
1	DACY LN	SCIENCE HALL ELEMENTARY	7:00-9:00	2:00-4:00
1	BEBEE RD	SCIENCE HALL ELEMENTARY	7:00-9:00	2:00-4:00
2	OLD GOFORTH RD	TOM GREEN ELEMENTARY	7:00-9:30	2:00-4:40
2	ROHDE RD	CAMINO REAL ELEMENTARY	7:00-9:00	2:00-4:00
2	DACY LN	CHAPA MIDDLE SCHOOL	7:00-9:00	2:00-4:00
3	GREEN ACRES DR	SCUDDER ELEMENTARY	7:30-8:30	2:30-3:30
4	BELTERRA DR	ROOSTER SPRINGS ELEMENTARY	6:45-8:00	2:45-3:45

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:

09-3-30 Falconwood Subdivision, Vacate and Replat of Lots 86 and 87; Consider waiver of preliminary plan and public hearing; approve final plat.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Garza

SPONSORED BY: Conley

SUMMARY:

Falconwood Subdivision is a recorded subdivision located off RR 12 in Precinct 3. Currently lots 86 and 87 are each 3.08 acres in size. The proposed replat will vacate the lot line between the two lots resulting in a new 6.16 acre lot (86R). This lot will be served by an existing on site well and individual OSSF. This is a combination of lots reducing overall density of the original platted subdivision therefore, neither public notification nor preliminary plan are required (Interim Regulations 11.3(C)).

STATE OF TEXAS
COUNTY OF HAYS

KNOW ALL MEN BY THESE PRESENTS, That Lee Maff, Owner of Lots 86 and Lot 87, FALCONWOOD, a Subdivision of record in Volume 8, Page 137, Hays County Plat Records, as conveyed to us by Deed dated March 31, 2005, January 4, 2007 and recorded in Volume 2663, Page 291, and Volume 3007, Page 219 Hays County Deed Records, DO HEREBY VACATE AND REPEAT 5400 LOTS 86 AND LOT 87, to be known as VACATING LOTS 86 AND 87, and the plat herein is subject to the restrictions hereinafter granted, and do hereby dedicate to the public the use of the streets and easements shown hereon.

LEE MAFF
FALCONWOOD DRIVE
SAN ANTONIO, TX 78248

STATE OF TEXAS
COUNTY OF HAYS

BEFORE ME, the undersigned authority, appeared Lee Maff, known by me to be the person whose name is subscribed to the foregoing instrument and acknowledge to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN under my hand and seal of office this the _____ day of _____, 2009.

NOTARY PUBLIC
STATE OF TEXAS

STATE OF TEXAS
COUNTY OF HAYS

I, LINDA FRITSCH, 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 _____, A.D. 2009, at _____ o'clock _____ M., in the Plat Records of Hays County, Texas, in Book _____ Page _____.

WITNESS MY HAND AND SEAL OF OFFICE this the _____ day of _____, A.D. 2009.

LINDA FRITSCH
COUNTY CLERK
HAYS COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF HAYS

I, Linda Fritsch, County Clerk of Hays County, Texas, do hereby certify that on the _____ day of _____, A.D. 2009, the Commissioner's Court of Hays County, Texas passed an order authorizing the filing for record of this plat, and said order has been duly entered in the minutes of the said Court in Book _____ Page _____.

WITNESS MY HAND AND SEAL OF OFFICE this the _____ day of _____, A.D. 2009.

ELIZABETH SUMNER
COUNTY CLERK
HAYS COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF HAYS

I hereby certify that this plat is true and correct and was prepared from an actual survey of the property and under my supervision and that the monuments were properly placed under my supervision.

Kelly Weber
Registered Professional Land Surveyor No. 2719

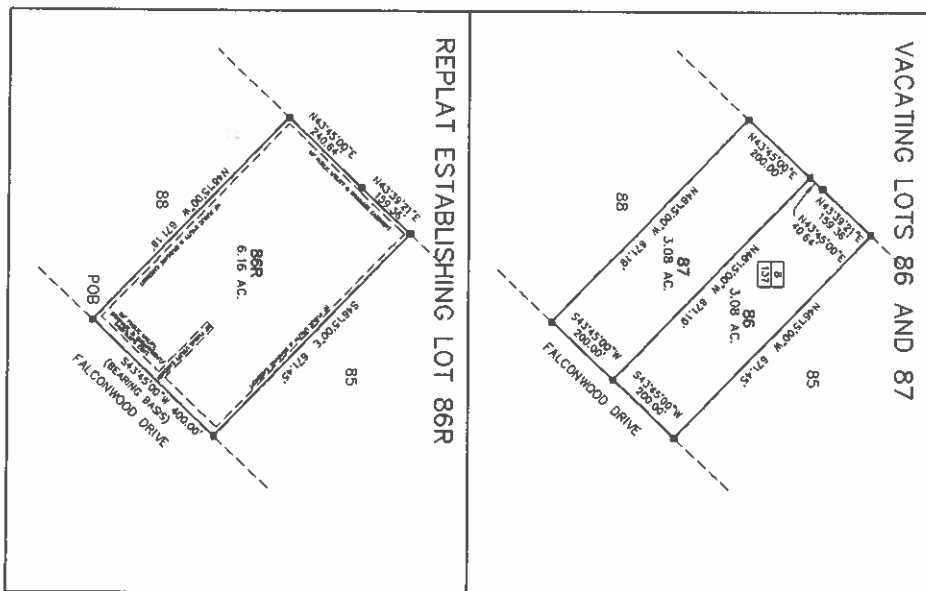
STATE OF TEXAS
COUNTY OF HAYS

I hereby certify that the proper engineering consideration has been given to this plat to the extent that it is a true and correct representation of the land shown and that the same has been identified on a Special Flood Hazard Area on the FEMA Map for Hays County, Texas except on indicated on the plat and the 100-year flood (mean) is contained within the drainage easements as shown.

Kelly Weber
Registered Professional Engineer No. 41187

PLAN NO. 5598
C.O. 14699

VACATE AND REPEAT OF LOTS 86 AND 87 FALCONWOOD ESTABLISHING LOT 86R FALCONWOOD HAYS COUNTY, TEXAS

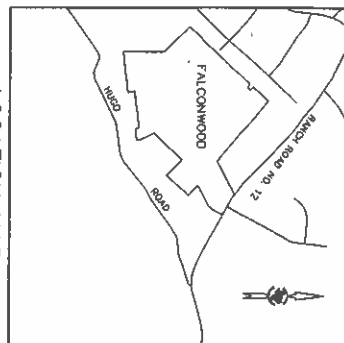


REPEAT ESTABLISHING LOT 86R

In approving this plat by the Commissioner's Court of Hays County, Texas, it is understood that the building of all streets, roads, and other public thoroughfares delineated and shown on this plat and all bridges and culverts necessary to be constructed or placed in such streets, roads or other public thoroughfares, or in connection therewith, shall be the responsibility of the owner and/or the developer of the tract of land covered by this plat in accordance with plans and specifications prescribed by the Commissioner's Court of Hays County, Texas, and the streets shown on this plat are public thoroughfares shown on this plat, or of constructing any bridges or culverts in connection therewith.

SCALE: 1" = 200'

LOCATION MAP
(N.T.S.)



NOTES

1. This subdivision lies within the Edwards Aquifer Recharge Zone.
2. There is hereby dedicated a twenty (20) foot wide Public Utility, Drainage, and Easement (P.U.D.E.) easement adjacent to all street right-of-way lines and a ten (10) foot wide Public Utility and Drainage Easement adjacent to all non-street lot lines.
3. The driveway constructed on any lot within this subdivision shall be permitted by the Hays County Health Department.
4. The portion of the subdivision lies within any city limits or the state territorial limits. This subdivision is located within the San Marcos Consolidated Independent School District.
5. The subdivision is to be bounded by the State and County lines.
6. Sanitary sewer service is to be provided by the County and the State.
7. The subdivision is to be provided by the County and the State.
8. The subdivision is to be provided by the County and the State.
9. The subdivision is to be provided by the County and the State.
10. Development within the subdivision is limited to one single family residence per lot.

FLOOD INSURANCE RATE NOTE

The Flood Insurance Rate Map for this area is located in the 0.2% annual chance floodplain as delineated on the Flood Insurance Rate Map for Hays County, Texas, dated September 2, 2005 for areas of Hays County, Texas.

No structure in this subdivision shall be occupied until connected to an individual water supply or a State approved community water system. Due to existing water supplies and drainage easements, the applicant is required to provide a water supply and drainage easement to the water supply and drainage easement. The applicant is required to provide a water supply and drainage easement to the water supply and drainage easement.

No structure in this subdivision shall be occupied until connected to a public water system or a sewer system. The applicant is required to provide a water supply and drainage easement to the water supply and drainage easement. The applicant is required to provide a water supply and drainage easement to the water supply and drainage easement.

No connection or other development within this subdivision may begin until all Hays County development permit requirements have been met.

Lee Weber
Hays County Health Department, Transportation, and Planning Director

Tom Price
Hays County Health Department Administrator

LEGEND

- 1. ROAD STATE W/ ADJUTANT CAP
- 2. ROAD COUNTY OWN RECORDS
- 3. HAYS COUNTY OWN RECORDS
- 4. HAYS COUNTY OWN RECORDS



ENGINEERING GROUP
100 S. San Antonio Ave.
San Antonio, TX 78204
Tel: 210.224.1100
Fax: 210.224.1101

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:

09-3-29 Pinnacle Ridge Estates, Replat of Lot 6 & 7; Consider waiver of preliminary plan and public hearing; approve final plat.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Garza

SPONSORED BY: Conley

SUMMARY:

Pinnacle Ridge Estates is a recorded subdivision located off FM 3237 in Precinct 3. Currently lot 6 is 7.804 acres and lot 7 is 9.42 acres. The proposed replat will vacate the lot line between the two lots resulting in a new 17.224 acre lot (6A). This lot will be served by an existing on site well and individual OSSF. This is a combination of lots reducing overall density of the original platted subdivision therefore, neither public notification nor preliminary plan are required (Interim Regulations 11.3(C)).

VOLUME 14, PAGES 46-47, HAYS COUNTY PLAT RECORDS

PLANTING 01/20/2010

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: Authorize the County Judge to enter into contracts to lease facilities for annual open enrollment meetings for Hays County employees.

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

PREFERRED MEETING DATE REQUESTED: Tuesday, October 6, 2009

AMOUNT REQUIRED: \$90.

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Baen

SPONSORED BY: Sumter

SUMMARY: SUMMARY:

A mixture of County and City facilities will be used for Annual Open Enrollment Insurance Meetings. Two of the locations charge a minimal fee. Attached are contracts for the Dunbar Center, City of San Marcos and the Wimberley Community Center.

Tuesday, October 20 8am	Extension Office \$0
Tuesday, October 20 2pm	Extension Office \$0
Thursday, October 22 8am	City of Kyle, Council Chambers \$0
Thursday, October 22 2pm	Dunbar (San Marcos) \$45
Wednesday, October 28 8 am	Extension Office \$0
Wednesday, October 28 2pm	Wimberley Community Center \$45
Thursday, October 29 8am	Extension Office \$0

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the County Judge to enter into contracts to lease facilities for annual open enrollment meetings for Hays County employees.

PREFERRED MEETING DATE REQUESTED: October 6, 2009

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$90.00 31-483-5323

COUNTY PURCHASING GUIDELINES FOLLOWED: _____ Yes _____

PAYMENT TERMS ACCEPTABLE: _____ Yes _____

COMMENTS:

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: _____

ROOM Name	BLANCO ROOM	# of Rentals
Base Fee for 3 hours	\$ 45.00	0
Total Base Fee Rental	\$ 45.00	
Additional Hour Charges		\$10/\$40/\$50
Weekend Surcharge	\$25	
Set-up fee		
Projector and/or Screen	\$ -	
Large Screen TV	\$ -	
Coffee Service	\$ -	
Rental Total	\$ 45.00	
10% multiple rental discount	\$ -	
Paid		
Balance	\$ 45.00	

Security Deposit For Due Upon Arrival
Johnson & Kitchen

PRICES ARE SUBJECT TO CHANGE WITHOUT NOTICE. QUOTE IS NOT FIRM UNTIL PAYMENT IS RECEIVED.

RENTAL HOURS are specific. A one hour (1) set-up and or clean-up time is allowed at no additional charge for weekday events. Any additional set-up time will be billed.

PAYMENT: We do not accept CASH or CREDIT CARDS. Please pay by check or money order.

FURNITURE SET-UP AND FLOOR PLANS:

Please contact us no later than one week prior to your event with furniture requests. Requests submitted after the seven day advance cannot be guaranteed. We have standard size tables (Oblong 72" X 40" and Round 48"), chairs (50 folding and 220 banquet) for your use at no additional charge.

1. Please come prepared to move furniture and make adjustments.
2. The Community Center staff will only set tables and chairs. All other items are the responsibility of the client.

SET UP & CLEAN UP FEES are \$25 per hour.
The sound system and stage in Johnson Hall are included at no additional charge. Please arrange for sound at the time of booking.

NO TAPE OF ANY KIND is allowed on any surface inside or outside of the Community Center without prior approval. Clients will be held liable for damages.

A LA CARTE ITEMS: Projector and/or Projection Screen available in Johnson Hall for \$50. Large Screen Television (for DVD and computer hookup) available for \$50 and be transported to any space. Coffee service is \$5 which includes powder creamer and sweeteners. Client is responsible for making coffee.

SIGNS: Please visit vil.wimberley.tx.us or contact Bill Bowers at 512-847-0025 for city signage regulations **BEFORE** you place any signs near RR 12. The City of Wimberley has specific rules about signage. Thank you!

IF YOU SERVE ALCOHOLIC BEVERAGES YOU MUST HIRE A SECURITY GUARD. A security guard must be on duty before drinks can be served. Please call Lt. Dennis Gutierrez at the Hays County Sheriff's Department 512-393-7877 or Darrell Ayres - Constable - 512-847-5532.

CANCELLATION POLICY: In the event of cancellation 45 days or more prior to the scheduled event, one half (1/2) of the rental fee will be refunded to the client by the Wimberley Community Center. In the event of a cancellation less than 45 days before the event, **The Wimberley Community Center** is under no duty or obligation to refund the rent paid or any other amounts paid or to re-rent the facility. Should the facility be re-rented, only those rental fees recovered would be returned.

RAIN DATE POLICY: We will need a "Hold Fee" of one half (1/2) the rental fee in order to hold the space with the understanding that if another party wants to contract, the rain hold must either contract and pay full price or release the date. The Hold Fee will be return if the space is re-rented.

ART GALLERY: The Wimberley Community Center and the Wimberley Valley Art League have a special agreement concerning the use of the art gallery in the lobby area of the Center. The agreement requires that the integrity of the gallery, artwork and furnishings must be maintained at all times. No signs or banners may be hung on the gallery walls where art is exhibited, and no furniture or other items may be positioned near the walls in a way that might cause people or objects to brush against or damage the artwork. Any activities within, or furnishing changes within the gallery space must have the approval of the director of the WCC. Children must have parental supervision at all times and should not be allowed to enter the building unattended.

Please make checks payable to: Wimberley Community Center
Mailing Address: P.O. Box 678 Wimberley, TX 78676
Phone Number: (512) 847-2510
Website: www.wimcc.org
Reservations - Kay Henderson director@wimcc.org
Facilities Manager - Bruce McGuire facilitiesman@vowmnet.net
Payment in full for rent due in advance

Client Name: Hays County Benefit Enrollment
Contact: Mercedes Trevino
Phone: 512.393.2112
Email: mercedes_trevino@co.hays.tx.us
Date of Event: Wednesday, October 28, 2009
Start and end Time: 2:00pm - 5:00pm
Spaces Rented: Blanco Room



Rental Contract / Permit Notice - Debbie

Printed: 30-Sep-09, 01:44 PM

User: dietz_d

Make Checks/Money Orders Payable To:
City of San Marcos - 630 E. Hopkins, San Marcos, TX 78666
Phone: 512.393.8400 / Fax: 512.353.7273

Contract #: 124588
Date: 30-Sep-09

User: Dietz_D
Status: Firm

The City of San Marcos hereby grants Hays County - Human Resources (hereinafter called the "Licensee") represented by Liz Sumter, permission to use the Facilities as outlined, subject to the Terms and Conditions of this Agreement contained herein and attached hereto all of which form part of this Agreement.

i) Purpose of Use Meeting/Workshop
Hays Co. Employee Benefits Enrollment

ii) Conditions of Use

iii) Date(s) and Time(s) of Use # of Bookings: 1 Starting: Thu 22 Oct 09 02:00 PM Expected: 100
Ending: Thu 22 Oct 09 05:00 PM

Facility/Equipment	Day	Start Date	Start Time	End Date	End Time	Fee	XFee	Tax	Total
Dunbar Park - Dunbar 1	Thu	22-Oct-09	02:00 PM	22-Oct-09	05:00 PM	\$45.00	\$0.00	\$0.00	\$45.00

iv) Additional Fees

v) Payment Method

Rental Fees	Extra Fees	Tax	Rental Total	Damage Deposit	Total Applied	Balance	Current
\$45.00	\$0.00	\$0.00	\$45.00	\$0.00	\$0.00	\$45.00	\$45.00

Balance of rental due and payable immediately

vi) Other Information

By my signature, I am acknowledging that I am the responsible party in charge or duly authorized representative of the Licensee. I also understand that I/company must abide by all of the rules and ordinances of the City of San Marcos and State law. All of the information listed in this application /contract is complete and true. I understand that at any time conditions are unsafe or not in compliance with the listed conditions or conditions on-site become unsafe, that any permit/contract, if issued, can be revoked by the City of San Marcos. I have read, understand and agree to the terms and conditions contained in and attached to this contract. I hereby warrant and represent that I execute this contract on behalf of the Licensee and have sufficient power, authority and capacity to bind the Licensee with my signature.

ALL DEPOSIT AND USE FEES ARE DUE PRIOR TO EVENT DATE

X: _____

X: _____

Liz Sumter
Hays County - Human Resources
111 East San Antonio ST # 201

Name: Debbie Dietz
Title: Facility/Events Coordinator

San Marcos TX 78666

Home: ()
Fax: (512)393-2227

Business: (512)393-2213

City of San Marcos Parks & Recreation

Date:

Date:

RULES AND REGULATIONS ATTACHED

Page: 1

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 the County Judge to execute Resolution and submit a grant application to the Texas Task Force on Indigent Defense for \$67,100.

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

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Jeff Hauff

SPONSORED BY: Judge Sumter

SUMMARY:

This is a formula grant available annually to the County to assist in the implementation of the provisions of the Fair Defense Act and the improvement of Indigent Criminal Defense services. The grant funds may be used for defendants accused of crimes or juvenile offenses, for licensed investigators, experts, forensic specialists, or mental health experts related to criminal defense of Indigent defendants. The grant application submission is through on on-line electronic process, with the Resolution faxed or mailed for verification authorization.

**2010 HAYS COUNTY RESOLUTION
INDIGENT DEFENSE GRANT PROGRAM**

WHEREAS, under the provisions of the Fair Defense Act, 77th Regular Session, counties are eligible to receive grants from the Task Force on indigent Defense to provide improvements in Indigent defense services in the county; and

WHEREAS, this grant program will assist the county in the implementation of the provisions of the Fair Defense Act and the improvement of the indigent criminal defense services in this county; and

WHEREAS, The Hays County Commissioners Court has agreed that in the event of loss or misuse of the funds, The Hays County Commissioners court assures that the funds will be returned in full to the Task Force on Indigent Defense.

NOW THEREFORE, BE IT RESOLVED and ordered that the County Judge of this county is designated as the Authorized Official to apply for, accept, decline, modify, or cancel the grant application for the Indigent Defense Formula Grant Program and all other necessary documents to accept said grant; and

BE IT FURTHER RESOLVED that the County Judge is designated as the Program Director and Contact person for this grant and the County Auditor is designated as the Financial Officer for this grant.

Adopted this _____ day of _____, 2009.

Elizabeth 'Liz' Sumter
Hays County Judge

Attest:

Linda Fritsche
Hays County Clerk

Internet Submission Form

After submitting the formula grant application on-line, the following Internet submission confirmation number was received # _____. This grant application submission was in accordance with Commissioners Court Resolution above.

Elizabeth 'Liz' Sumter
Hays County Judge

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 authorize the County Judge to execute a Utility Coordination Services with Halff Associates, Inc.

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

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: Not-to-exceed \$500,000.00

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: SUMTER

SUMMARY: One of three contracts to be executed for Utility Coordination for Road Bond projects.

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the County Judge to execute a Utility Coordination Services with Halff Associates, Inc.

PREFERRED MEETING DATE REQUESTED: October 6, 2009

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$500,000.00 Road Bond Funds

COUNTY PURCHASING GUIDELINES FOLLOWED: _____ Yes _____

PAYMENT TERMS ACCEPTABLE: _____ Yes _____

COMMENTS:

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: _____



Hays County Purchasing Office
111 E. San Antonio St., Suite 101
San Marcos, Texas 78666
Attn: Mr. Jeff Curren

September 23, 2009
1008-09-6449


Re: Professional Services Agreement – Utility Coordination Services for Hays County

Dear Mr. Curren:

Halff Associates is pleased to provide utility coordination services related to Hays County roadways. Attached herewith are two partially executed Professional Services Agreements. Through our experience as Utility Coordinators, predicting schedules for relocating utilities and executing agreements with utility companies is difficult. With regard to liquidated damages, Halff will be responsible for our own production schedules and deliverables.

Halff is dedicated and committed to Hays County and looks forward to exceeding your expectations. We are eager to continue our strong relationship with Hays County.

Sincerely,
Halff Associates, Inc.



Todd Jackson, PE
Vice President



Michael A. Moya, PE, CFM
Vice President

EXHIBIT II**HOURLY RATES****Direct Labor:**

Labor/Staff Classification	Contract Rate
	FY 09/11
Project Manager	\$165.00
Senior Engineer	\$140.00
Project Engineer	\$120.00
EIT	\$100.00
Senior Engineer Tech	\$95.00
Engineer Tech	\$75.00
CADD Operator	\$70.00
Senior Utility Coordinator	\$125.00
Utility Coordinator	\$100.00
RPLS	\$125.00
Survey Technician	\$85.00
2 Man Survey Crew	\$125.00
3 Man Survey Crew	\$150.00
Senior Construction Inspector	\$100.00
Construction Inspector	\$75.00
Admin/Clerical	\$60.00
SUE Field Manager	\$95.00
Level 'B' per hour (2 Man Designating Crew)	\$125.00
Level 'A' per hour (2 Man Locating Crew & Vac Truck)	\$225.00

Contract No. _____

19 of 35 Pages

Other Direct Expenses:

Item	Unit	Contract Rate FY 09/11
CADD Plotting	square foot	\$1.00
11"X17" Mylar	sheet	\$2.00
8½"X11" B/W Paper Copies	sheet	\$0.10
11"X17" B/W Paper Copies	sheet	\$0.20
8½"X11" Color Paper Copies	sheet	\$1.00
11"X17" Color Paper Copies	sheet	\$2.00
Standard Postage	letter	Current Postal Rate
Overnight express-letter size	each	At Cost
Overnight express-oversized box	each	At Cost
Local Deliveries/Courier	each	At Cost
Mileage	mile	Current State Rate
Required Permit Fees	each	At Cost
Traffic Control	each	At Cost
GPS Receiver (rates apply to actual time GPS units are in use)	unit/hour	\$10.00
HDS Lazer Scanner (rates apply to actual time units are in use)	unit/hour	\$35.00
ATV (All Terrain Vehicle)	day	\$65.00
Courthouse Fees, Deeds	per/sheet	\$1.25
Courthouse Fees, Plats	per/sheet	\$3.50

July 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: Discussion and possible action regarding the recycling of computer equipment.

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

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

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Herzog/Maiorka/McGill *WMS*

SPONSORED BY:

SUMMARY: The company that was providing the County with recycling of our computer equipment is no longer in business. Goodwill has expressed an interest in receiving the computer equipment from the County for recycling. I have spoken with Jeff McGill and he assured me that the equipment is stripped of any usable parts. I.T. does not have the storage space for the unusable equipment. The recommendation to the court would be to dispose of the equipment as worthless (pursuant to LGC 263.152-Disposition 3) and send to Goodwill for recycling. See attached list of equipment.



Hays County Information Technology

Jeff McGill, Director

Date: September 28, 2009

To: Andrea Soto

From: Marva Pearce

RE: Computer Equipment for Recycle

<u>DESCRIPTION</u>	<u>TAG #</u>
COMPUTER	012767
COMPUTER	013578
COMPUTER	014255
COMPUTER	013193
COMPUTER	013196
COMPUTER	SN# 022056487
COMPUTER	013579
COMPUTER	013091
COMPUTER	012237
COMPUTER	015161
COMPUTER	013298
COMPUTER	013462
COMPUTER	013139
COMPUTER	011320
COMPUTER	012752
COMPUTER	013584
COMPUTER	012281
OKIDATA PRINTER	015164
EPSON R340 PRINTER	N/A
HUGHES NETWORK SYSTEM	013780
HP IPAQ	013556
SONY DIGITAL LAPTOP	012109
HITACHI DIGITAL	012880
SONY VIDEO 8	09846
HP ALL IN ONE	012747
BROTHER INTELLIFAX	N/A
HP OFFICEJET X40XI	N/A
HP XB EXPANSION BASE	N/A
BROTHER INTELLIFAX 980M	9951
CANON LBP6III	N/A
HP LASERJET 1100	N/A
VIEWSONIC MONITOR	N/A
VIEWSONIC MONITOR	N/A
TATUNG MONITOR	013823
ENVISION MONITOR	N/A
ENVISION MONITOR	N/A
CTX MONITOR	N/A
MINUTEMAN UPS	N/A
TRIPLITE UPS	13603
HP SCANJET	13560
OPTRA R PRINTER	11040
SONY LAPTOP	12292
SONY LAPTOP	12293
SONY LAPTOP	11627
SONY LAPTOP	11616
Xerox 520 Documate Scanner	015840



Hays County Information Technology

Jeff McGill, Director

Xerox 520 Documate Scanner	015839
Xerox 520 Documate Scanner	015407
Xerox 520 Documate Scanner	015841
Xerox 520 Documate Scanner	015406

5 BOXES MISC. VIDEO CARDS/CABLES/ETC

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 regarding roof repair of Hays County Corrections building including but not limited to review of specification for phenolic remediation and roof repair.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: October 6, 2009

AMOUNT REQUIRED: n/a

LINE ITEM NUMBER OF FUNDS REQUIRED: n/a

REQUESTED BY: INGALSBE

SPONSORED BY: INGALSBE

SUMMARY: Per last weeks discussion in the standing agenda item regarding Hays County projects this item is intended to update the court on Hays County's progress towards roof remediation and repair of Hays County Corrections Facility.

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: 30-minute workshop on the new Hays County Web site that is in development.

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

PREFERRED MEETING DATE REQUESTED: Oct. 6, 2009

AMOUNT REQUIRED: NA

LINE ITEM NUMBER OF FUNDS REQUIRED: NA

REQUESTED BY: Baen

SPONSORED BY: Sumter

SUMMARY: As a follow-up to individual meetings with Court members, other elected officials and department heads, IT webmaster Rafael Marquez and HR communications specialist Laureen Chernow will brief the Court on updated and new content added to the existing Web site as well as the new design and functionality that will be rolled out in October, and address any questions.