

**Commissioners Court -October 19, 2010  
NOTICE OF A MEETING OF THE  
COMMISSIONERS COURT OF HAYS COUNTY, TEXAS**



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNON'S TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners Court will hold a meeting at **9:00 A.M.** on the **19<sup>TH</sup> day of October, 2010**, 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	4-5	Adopt a Proclamation declaring October 18 – 22, 2010 as Texas Chamber of Commerce Week. <b>INGALSBE</b>
2	6-7	Adopt a Proclamation declaring October 24, 2010 as LiveSTRONG Challenge Day in Hays County. <b>FORD</b>
3	8	Presentation on Park Bond Fund applications received and time line for Hays County Parks and Open Space Advisory Board review by Jeff Hauff, Grants Administrator. <b>SUMTER/HAUFF</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	9	Approve payments of county invoices. <b>HERZOG</b>
5	10-16	Approve Commissioner Court Minutes of October 12, 2010. <b>SUMTER/FRITSCH</b>
6	17-30	Approve award of Bid #2010-B17 Contractor for Stabilization Project/Old Hays County Jail to Gift-Neuhaus and authorize County Judge to execute contract. <b>SUMTERHERZOG/MAIORKA</b>
7	31-43	Approve the July 2010 and August 2010 Treasurer's Reports and Investment Reports. <b>SUMTER/TUTTLE</b>
8	44-46	Authorize the County Judge to execute Amendment 2 to the grant contract with the Texas Water Development Board to extend the deadline for completion of the Regional Water/Wastewater Facilities Planning Study to February 28, 2011. <b>SUMTER/HAUFF</b>
9	47-48	Accept contribution from the Burdine Johnson Foundation for the Historical Jail Restoration project and amend the budget accordingly. <b>SUMTER/JOHNSON</b>
10	49-51	Approve renewal of Bid #2008-B15 Annual Dumpsters Countywide for one (1) additional year as provide for in original bid. <b>SUMTER/HERZOG/MAIORKA</b>
11	52-53	Amend FY10 Budget of Juvenile Center Fund. <b>SUMTER/LITTLEJOHN/HERZOG</b>
12	54-55	Amend FY10 Budget of Parks Fund. <b>SUMTER/PINNIX/HERZOG</b>
13	56-57	Amend FY10 Budget of Transfer Station and Jail in General Fund. <b>SUMTER/PINNIX/BRODBECK/HERZOG</b>
14	58-61	Amend FY10 Budget of Various Departments in General Fund and other Funds for personnel line items from salary adjustments in Countywide. <b>SUMTER/HERZOG</b>
15	62-64	Accept report to Commissioners Court identifying administrative approvals issued during the month of September, 2010. <b>SUMTER/SANCHEZ</b>
16	65-67	Approve payment of invoice to Commercial Kitchen for repairs to an oven in the Juvenile Center. <b>SUMTER/LITTLEJOHN</b>
17	68-69	Accept from the Task Force on Indigent Defense additional grant funds and amend the budget accordingly. <b>SUMTER/HERZOG</b>

18	70	Ratify the execution of the renewal of the FY11/12 State Case Registry (SCR) Contract and Hays County Incident Report Plan with the Office of the Attorney General, Child Support Division. <b>SUMTER/ADAIR</b>
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### ACTION ITEMS

#### ROADS

19	71	Call for a Public Hearing on November 9, 2010 to establish traffic regulations (a load limit of 17,500 lbs. axle or tandem) for the San Marcos River bridge on Old Bastrop Hwy, CR266, as recommended by TxDOT <b>INGALSBE/BORCHERDING</b>
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#### SUBDIVISIONS

20	72-74	10-26-1 La Moraia Estates Subdivision (1 Lot). Discussion and possible action to consider waiver of preliminary plan; approve of final plat. <b>INGALSBE/GARZA</b>
21	75	10-27-2 Replat of Lot 3, Oak Mesa Subdivision (3 Lots, Consider a variance from section 5.07 of the Hays County Development Regulations. <b>BARTON/GARZA</b>

#### MISCELLANEOUS

22	76-79	Discussion and possible action to accept a grant award from the Bureau of Justice Assistance (BJA) for the Bulletproof Vest Partnership (BVP) in the amount of \$1,712.06 and amend the budget accordingly. <b>CONLEY/HAUFF</b>
23	80-83	Discussion and possible action to authorize replacement of remaining rooftop HVAC units at the Law Enforcement Center pursuant to evaluation of best value for the County in response to Request for Proposal Number RFP 2010-P07 LEC-HVAC. <b>CONLEY/INGALSBE</b>
24	84-87	Discussion and possible action to direct Broaddus & Associates to assist in preparing and issuing a Request for Qualifications (RFQ) and a Request for Proposals (RFP) for Design-Build Services to address immediately needed jail renovations at the Law Enforcement Center. <b>CONLEY/INGALSBE</b>
25	88-89	Discussion and possible action to adopt a resolution in support of the Transportation Policy Board of the Capital Area Metropolitan Planning Organization to approve the 2035 Mobility Plan and Transportation Improvement Program amendments regarding the FM 1626 North, FM 1626 South, IH 35 Phase 2A and IH 35 Phase 2B projects. <b>CONLEY/BARTON</b>
26	90-93	Discussion and possible action to approve the Advanced Funding Agreement to construct a left turn lane and shoulders on SH 21 at CR 127. <b>BARTON</b>
27	94-95	Discussion and possible action to allow the 4-H Club the free use of the Hays County Civic Center, for Horse Project Educational Events, on designated dates. <b>INGALSBE</b>
28	96-105	Discussion and possible action to authorize the County Judge to execute Spring Lake Preserve Access Interlocal Agreement between Hays County, The City of San Marcos and Texas State University-San Marcos. <b>CONLEY/FORD</b>
29	106-109	Discussion and possible action to authorize the County Judge to execute a Temporary Construction License on a parcel owned by Routt Investments, Ltd & Carkes Ltd. Mt Gainor Rd. <b>FORD/BORCHERDING</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.

30	110	Executive Session pursuant to 551.071 and 551.072 of the Texas Government Code, to discuss the purchase of Jacobs Well Natural area and Westridge Joint Venture property. Possible action may follow in open court. <b>SUMTER/CONLEY</b>
31	111	Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, or value of real property related to the Nicholson Ranch Acquisition. Possible action may follow in open Court. <b>FORD</b>
32	112	Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, or value of real property related to ROW acquisition of Parcel 14/14E of CSJ 0285-03-049 ( RR12 ). Possible action may follow in open Court. <b>CONLEY</b>

**STANDING AGENDA ITEM**

33	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. <b>INGALSBE</b>
34	Discussion of issues related to the road bond projects, including updates from Mike Weaver, Prime Strategies and Jeff Curren, HDR. Possible action may follow. <b>SUMTER</b>

**ADJOURNMENT**

Posted by 5:00 o'clock P.M. on the 15<sup>TH</sup> day of October, 2010

**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:** Adopt a Proclamation declaring October 18 – 22, 2010 as Texas Chamber of Commerce Week.

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

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** Debbie Ingalsbe

**SPONSORED BY:** Debbie Ingalsbe

**SUMMARY:** See attached Proclamation.



STATE OF TEXAS       §  
                                  §  
COUNTY OF HAYS     §

**PROCLAMATION OF THE HAYS COUNTY COMMISSIONERS' COURT  
DECLARING OCTOBER 18-22, 2010  
AS TEXAS CHAMBER OF COMMERCE WEEK**

**WHEREAS**, more than six hundred local chambers of commerce in Texas distinguish themselves as the voice of business in our state; and

**WHEREAS**, the work accomplished by those local chambers has benefited our state through their economic development and community development programs; and

**WHEREAS**, the local chambers of commerce unceasingly promote their community for quality growth and development; and

**WHEREAS**, the business community, represented through local chambers of commerce, has been a driving force in fostering enhanced educational opportunities, infrastructure improvements, leadership development, the creation of jobs, and a positive vision of the future; and

**WHEREAS**, the chamber of commerce community in Texas has sought to achieve successful results for our state in a cooperative spirit with other organizations;

**NOW THEREFORE, BE IT PROCLAIMED THAT HAYS COUNTY COMMISSIONERS' COURT PROCLAIMS THE WEEK OF OCTOBER 18-22, 2010 AS CHAMBER OF COMMERCE WEEK IN HAYS COUNTY.**

**ADOPTED THIS THE 19<sup>TH</sup> DAY OF OCTOBER, 2010**

\_\_\_\_\_  
**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**  
Hays 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: Adopt a Proclamation declaring October 24 2010 as LiveSTRONG Challenge Day in Hays County.**

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Ford**

**SPONSORED BY: Ford**

**SUMMARY:**

See proclamation attached.



**PROCLAMATION OF THE HAYS COUNTY COMMISSIONERS' COURT  
DECLARING OCTOBER 24, 2010 AS  
"LIVESTRONG CHALLENGE DAY" IN HAYS COUNTY**

WHEREAS, there are more than 12 million cancer survivors living in the United States today with one in three people facing a cancer diagnosis in their life time;

WHEREAS, it is estimated that more than 97,000 Texans will be diagnosed with cancer this year and approximately 600 of those will be reported in Hays County;

WHEREAS, many cancers can be cured if detected and treated early, and others may be controlled for many years with appropriate treatment;

WHEREAS, the Lance Armstrong Foundation is dedicated to educating and uniting people in the fight against cancer and further committed to inspire and empower people affected by the disease;

WHEREAS, the Lance Armstrong Foundation has chosen for the third consecutive year to stage one of its signature fundraising events, the LIVESTRONG Challenge bicycle ride, in Hays County on October 24, 2010;

WHEREAS, Hays County citizens have a unique opportunity to join the fight against cancer by participating in the LIVESTRONG Challenge and by welcoming the event organizers and riders to our community;

**NOW THEREFORE BE IT RESOLVED** that the Commissioners' Court of Hays County, duly convened and acting in its capacity as the governing body of Hays County, does hereby proclaim October 24, 2010 as "LIVESTRONG CHALLENGE DAY in HAYS COUNTY."

PROCLAIMED THIS THE 19th DAY OF October, 2010

\_\_\_\_\_  
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:** Presentation on Park Bond Fund applications received and time line for Hays County Parks and Open Space Advisory Board review by Jeff Hauff, Grants Administrator.

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

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** Hauff

**SPONSORED BY:** Sumter

**SUMMARY:**

Grants Administrator Jeff Hauff will give an update on applications received for 2007 Park Bond funding, per the most recent Call for Projects, and the time line proposed by the Hays County Parks and Open Space Advisory Board for review and evaluation of the proposals.



# *Agenda Item Request Form*

## **Hays County Commissioners' Court**

2:00 p.m. Every Wednesday

**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 payment of county invoices.**

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

**PREFERRED MEETING DATE REQUESTED: 10/19/10**

**AMOUNT REQUIRED: None**

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

**REQUESTED BY: Auditor's Office** 

**SPONSORED BY: Bill Herzog** 

**SUMMARY:**

## *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 COMMISSIONER COURT MINUTES OF OCTOBER 12, 2010**

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

**PREFERRED MEETING DATE REQUESTED: OCTOBER 19, 2010**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: FRITSCHÉ**

**SPONSORED BY: SUMTER**

**SUMMARY:**



STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 12<sup>TH</sup> DAY OF SEPTEMBER A.D., 2010, 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:

Commissioner Conley gave the invocation and Commissioner Barton led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order. New employees were introduced to the Court.

#### **PUBLIC COMMENT**

Constable Pct. 2 James Kohler made public comment.

#### **27495 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve payments of county invoices in the amount of \$574,383.41 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

#### **27496 APPROVE COMMISSIONER COURT MINUTES OF SEPTEMBER 28 & OCTOBER 5, 2010**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve Commissioner Court Minutes of September 28 & October 5, 2010 as presented by the County Clerk. All voting "Aye". MOTION PASSED

#### **27497 ACCEPT INSTITUTIONAL OSSF PERMIT FOR AN AUTO BODY SHOP AT 4354 DACY LANE, BUDA, PRECINCT 2**

Mr. Edward Montalvo is proposing an OSSF to serve an auto body shop at 4354 Dacy Lane in Precinct 2 on 1.5 acres. It is an Evapotranspirative (ET) system. The On Site Sewage Facility is designed for a maximum wastewater flow of 60 gpd with a maximum of 5 employees. Water is supplied by Goforth WSC. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to accept Institutional OSSF Permit for an auto body shop at 4354 Dacy Lane, Buda, Precinct 2. All voting "Aye". MOTION PASSED

#### **27498 ACCEPT INSTITUTIONAL OSSF PERMIT FOR A WINE TASTING ROOM (EXISTING STRUCTURE REMODELED) LOCATED AT 13111 SILVER CREEK RD., DRIPPING SPRINGS IN PRECINCT 4**

Barbara Haderlein, Trustee is proposing an OSSF to serve a wine tasting room located at 13111 Silver Creek Rd., Dripping Springs and is 134.98 acres. It is a standard system utilizing leaching chambers.. Water is supplied by an individual well. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to accept Institutional OSSF Permit for a wine tasting room (existing structure remodeled) located 15 13111 Silver Creek Rd., Dripping Springs in Precinct 4. All voting "Aye". MOTION PASSED

#### **27499 ACCEPT INSTITUTIONAL OSSF PERMIT FOR HAYS COUNTY FOR THE RESOURCE PROTECTION TRANSPORTATION AND PLANNING DEPARTMENT BUILDING AT 2171 YARRINGTON, SAN MARCOS IN PRECINCT 1**

This On Site Sewage facility is being constructed to accommodate the existing offices and 13,000 sq ft addition to the building. The water supply is a public system. A variance to the separation distance from the tank location to a surface improvement (driveway) is being requested. Equal protection will be provided by implementing traffic rated lids on the tanks and access ports (manhole covers). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to accept Institutional OSSF Permit for Hays County for the Resource Protection Transportation and Planning Department Building at 2171 Yarrington, San Marcos in Precinct 1. All voting "Aye". MOTION PASSED



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**27500 APPROVE SPECIFICATIONS FOR RFQ 2011-P02 MONITORING CONSULTANT FOR MCGREGOR LANE PROJECT AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve specifications for RFQ 2011-P02 monitoring consultant for McGregor Lane Project and authorize purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED

**27501 AUTHORIZE COUNTY JUDGE TO EXECUTE RENEWAL OF THE INTERLOCAL AGREEMENT FOR REPAIR AND MAINTENANCE (OF ROADWAYS) FOR THE CITY OF WOODCREEK**

The contract expired on September 30, 2010 and will renew for a term of one (1) year. Aside from the changes to the date, there are no other changes to the contract. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize County Judge to execute renewal of the Interlocal Agreement for repair and maintenance (of roadways) for the City of Woodcreek. All voting "Aye". MOTION PASSED

**27502 AMEND INFORMATION TECHNOLOGY FY10 BUDGET TO COVER ADDITIONAL EQUIPMENT COSTS**

Additional funds are needed for equipment purchases due to the recent conversion to the new County phone system. Upgrade is required to a larger Odyssey server in order to support the digital imaging for the SO files that are being converted. Savings in software maintenance will fund this budget amendment. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to amend Information Technology FY10 Budget to cover additional equipment costs. All voting "Aye". MOTION PASSED

**27503 ACCEPT FOR MAINTENANCE ALL ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW FOR HAWTHORNE LOOP IN RIM ROCK SUBDIVISION, PHASE 1, SECTION 4**

The Road Department has inspected road and drainage improvements and recommends acceptance for maintenance. The other roads were accepted last week. This road portion was originally thought to have been previously accepted. Road section includes: Hawthorne Loop (3,163 ft). A motion was made by Commissioner Ford, seconded by Commissioner Conley to accept for maintenance all road and drainage improvements within county ROW for Hawthorne Loop in Rim rock Subdivision Phase 1 Section 4. All voting "Aye". MOTION PASSED

**27504 PARTIAL VACATE AND REPLAT OF LOT 3 & 4, F&W SUBDIVISION, SECTION 2 [10-16-4 - 2 LOTS] HOLD PUBLIC HEARING AND APPROVE FINAL PLAT**

Judge Sumter declared the public hearing open. No public input was received and the public hearing was closed. Programs Manager of Development Services Clint Garza gave staff recommendation for approval. Section 2 of the F&W Subdivision is a platted 2-lot division of approximately 8.32 acres of land located off of Fitzhugh Road in Precinct 4. The original plat was approved in 2004 and consisted of one 5.44-acre lot and one 2.88-acre lot. The original property owner still owns Lot 3 and wishes to vacate/cancel 4.32 acres and add 1.12 acres to Lot 4. The 4.32 acres will be added to their adjoining 125+ acres of raw land. The new configuration will leave 1 lot of 4 acres (lot 4A). The average lot size for this replat is 4.0 acres. Lot 4A will be served by an existing private well and individual OSSF. The subdivision is located outside of the limits of any cities ETJ. A motion was made by Commissioner Ford, seconded by Commissioner Conley to approve final plat of partial vacate and replat of Lot 3 & 4 F&W Subdivision Section 2. All voting "Aye". MOTION PASSED

**27505 BUSH RANCH PHASE 2 SECTION 1 [10-17-4] ACCEPT FISCAL SURETY IN THE AMOUNT OF \$135,275.77 FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS AND APPROVE FINAL PLAT**

Phase 2 is located immediately west of Phase 1 and is still served by Hays County MUD #4 for wastewater and storm water service. Section 1 consists of a 4.89 acre commercial lot located at the southwest corner of the property. Water service will be provided by the LCRA. The future uses of all sections in Phase 2 is currently unknown but all sections are required to comply with current Hays County Regulations including water/wastewater availability and storm water conveyance. The developer has posted fiscal surety in the amount of \$135,275.77 in the form of a cash bond. Programs Manager of Development Services Clint Garza gave staff recommendation for approval. A motion was made by Commissioner Ford, seconded by Commissioner Conley to accept Fiscal Surety in the amount of \$135,275.77 for the construction of street and drainage improvements and approve final plat of Bush Ranch Phase 2 Section 1. All voting "Aye". MOTION PASSED

**27506 BC ACRES SUBDIVISION [10-18-4 - 2 LOTS] APPROVE FINAL PLAT**

BC Acres Subdivision is a 2 lot subdivision of 11.74 acres creating a 3.2 acre lot and an 8.5 acres lot with direct frontage onto McGregor Lane. Each lot will be served by existing OSSF and existing rainwater collection systems. Programs Manager of Development Services Clint Garza gave staff recommendation for approval. A motion was made by Commissioner Ford, seconded by Commissioner Conley to approve final plat of BC Acres Subdivision. All voting "Aye". MOTION PASSED

**27507 TRACT 9 PIONEER RANCHES SUBDIVISION [10-20-4 - 1 LOT] APPROVE FINAL PLAT**

Pioneer Ranches is an unrecorded/unplatted subdivision. Re-subdivision has triggered the plat requirement for previously exempt parcels. The reduction in size will require the platting of the newly created 5.00 acre portion of Tract 9. This lot will be served by a water well and existing OSSF. Programs Manager of Development Services Clint Garza gave staff recommendation for approval. A motion was made by Commissioner Ford, seconded by Commissioner Conley to approve final plat of Tract 9 Pioneer Ranches Subdivision. All voting "Aye". MOTION PASSED

**27508 APPROVE DOUBLE FILLING THE JUSTICE OF THE PEACE PRECINCT 4 CLERK POSITION IN DRIPPING SPRINGS**

A motion was made by Commissioner Ford, seconded by Commissioner Conley to double fill the Justice of the Peace Precinct 4 Clerk position in an amount not to exceed \$13.65 per hour. All voting "Aye". MOTION PASSED

**27509 ACCEPT A \$1,000 DONATION FROM THE WIMBERLEY VFW TO BE DEPOSITED INTO CONSTABLE PRECINCT 3 LINE ITEM .5206 (LAW ENFORCEMENT SUPPLIES), TO ACCEPT THE DONATION OF A GUN CABINET VALUED AT \$100 AND TO AMEND THE BUDGET ACCORDINGLY**

A motion was made by Commissioner Conley, seconded by Commissioner Ford to accept a \$1,000 donation from the Wimberley VFW to be deposited into Constable Precinct 3 line item #5206 (Law Enforcement Supplies), to accept donation of a gun cabinet valued at \$100, and to amend the budget accordingly. All voting "Aye". MOTION PASSED

**27510 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AND EXECUTE A GRANT AWARD CONTRACT IN THE AMOUNT OF \$15,717 FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE HAYS COUNTY CONSTABLE'S OFFICE PRECINCT 1 AND AMEND THE BUDGET ACCORDINGLY**

Constable Pct. 1 David Peterson spoke of action on March 9, 2010 by the Commissioners' Court to ratify submission of a grant application for 3 in-car camera's for Constable Pct. 1 in the amount of \$15,717. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to accept and execute a grant award contract in the amount of \$14,717 from the Office of the Governor, Criminal Justice Division for the Hays County Constable's Office Precinct 1 and amend the budget accordingly. All voting "Aye". MOTION PASSED

**27511 CLARIFY HAYS COUNTY'S POLICIES REGARDING THE PURCHASE OF LAW ENFORCEMENT VEHICLES; AND RATIFY THE PURCHASE OF A 2010 DODGE QUAD CAB FOR CONSTABLE PCT. 2 AND FORD CROWN VICTORIA FOR CONSTABLE PCT. 1**

The Auditor's Office recollects that during budget sessions the Court desired continuity of vehicle make and model across all law enforcement agencies. This issue came to the forefront when Constable Kohler requested a purchase order for a truck and Constable Peterson requested a purchase order for a Ford Crown Victoria. These purchases conflicted with the understanding of the Auditor's Office that the County would only purchase Dodge Chargers in FY 2011. Constable Kohler's purchase was processed based on his stated need for a vehicle with ground clearance and Constable Peterson's purchase was placed on hold for clarification from the court. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to clarify Hays County's policies regarding the purchase of Law Enforcement vehicles and to ratify the purchase of a 2010 Dodge Quad Cab for the Office of Constable Precinct 2. All voting "Aye". MOTION PASSED  
A motion was made by Commissioner, seconded by Commissioner Barton to allow Constable Pct. 1 to move forward with purchase of a Ford Crown Victoria. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter voting "No". MOTION PASSED



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- 27512 ADOPT A RESOLUTION IN SUPPORT OF THE NEW FORMATION OF THE WATER DEVELOPMENT PLAN AND ENCOURAGE THE LOWER COLORADO RIVER AUTHORITY TO AGGRESSIVELY MOVE EFFORTS FORWARD THAT WILL ENHANCE WATER SUPPLIES FOR THE LOWER BASIN WITH UTILIZATION OF ALL INTERESTS**

A motion was made by Judge Sumter, seconded by Commissioner Ford to adopt a Resolution in support of the new formation of the Water Development Plan and encourage the Lower Colorado River Authority to aggressively move efforts forward that will enhance water supplies for the lower basin with utilization of all interests. All voting "Aye". MOTION PASSED

- 27513 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT TO THE PSA WITH ROGERS DESIGN SERVICE FOR WORK AUTHORIZATIONS AT RM 1826 @ DARDEN HILL AND RM 1826 @ 967**

A motion was made by Commissioner Ford, seconded by Judge Sumter to authorize the County Judge to execute a Supplemental Agreement to the PSA with Rogers Design Service for Work Authorizations at RM 1826 @ Darden Hill and RM 1826 @ 967. All voting "Aye". MOTION PASSED

- 27514 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A QUIT CLAIM DEED FOR PROPERTY (NEAR BEBEE ROAD IN PRECINCT 1) THAT WAS FORMERLY ABANDONED BY HAYS COUNTY**

The Commissioners Court ordered the abandonment of a portion of former roadway (BeBee Road) on or about February 10, 2009. After abandonment the property in question was conveyed to Mr. Jack Hadsell, the abutting property owner. Since that time, the Hadsell's have had trouble establishing clear title to the property (and on one occasion had to ward off a utility company that wanted to place its lines through what it believed was still county ROW). They have asked if the County can assist in clarifying title. Special Counsel recommends doing so via a Quit Claim Deed. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to authorize the County Judge to execute a Quit Claim Deed to Jack Hadsell for property (near BeBee Road in Precinct 1) that was formerly abandoned by Hays County. All voting "Aye". MOTION PASSED

- 27515 CLARIFY RE-GRADED CORRECTION OFFICER SALARY TO TRANSPORTATION DEPUTY SALARY**

Captain Mike Davenport spoke of action taken by the court on September 28<sup>th</sup> to re-grade certain Correction Officers to Transportation Deputies. The Sheriff's Office presented a funding plan for these re-grades which included all Officers going into the plan at step 0 with the exception of Joe Ponce. Due to his current salary being above the minimum of step 0, the SO would like to place his salary at step 2. This funding plan was not presented to the Auditor's Office prior to adoption of the budget; therefore funding for all officers was based on implementation into the plan at step 0 per policy. Additional funds needed will be funded through salary savings within the Jail Operations budget. A motion was made by Commissioner Conley, seconded by Commissioner Ford to further clarify re-graded Correction Officer Joe Ponce to Transportation Deputy and place his salary at Step 2. All voting "Aye". MOTION PASSED

- 27516 ACTION TO ELIMINATE A LIEUTENANT POSITION AND TO REPLACE IT WITH A SERGEANT POSITION IN THE SHERIFF'S OFFICE**

The Sheriff would like to delete the Lieutenant position in Emergency Communications and add a Sergeant position in Training. The current employee (Dennis Gutierrez) in the Lieutenant position will assume the duties of the new Training Sergeant. This additional Sergeant position in Training will help address the growth and demand of training requirements provided by Hays County, as well as alleviate some of the use of adjuncts to provide training, and concentrate on areas of career, professional, and leadership development to Hays County employees. The Emergency Communications operation will continue to be supervised by the Emergency Communication operations supervisor, Erica Carpenter, with continual oversight from Chief Brodbeck. This would delete a Lieutenant, slot 8, - \$72,420, add Sergeant, slot 16, +\$70,551 with an overall budget savings on salary alone \$1,869. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to eliminate a Lieutenant position and to replace it with a Sergeant position in the Sheriff's Office effective October 1, 2010. All voting "Aye". MOTION PASSED



**27517 AUTHORIZE THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH DANNENBAUM ENGINEERING CO. AND WORK AUTHORIZATION FOR RM 967 AT RUBY RANCH ROAD, A PRIORITY ROAD BOND PROJECT**

The intersection of RM 967 and Ruby Ranch Road was identified as an intersection which warranted safety improvements as part of the 2008 road bond program. It was prioritized to move forward provided savings could be identified elsewhere and once the county could reasonably project that funding would be available. At this time, with the current program reserve that have been identified by HDR from bringing projects in under budget and because TxDOT has agreed to provide construction review and inspection services, HDR recommends that the County authorize and proceed with procurement of design phase services for this project. The Court would need to take additional action to authorize any construction on this project at a later date -- again depending on availability of funds. Recall that on this project KBDJ Quarry has offered to donate material to the project. One Work Authorization (WA) has been prepared for this project. The current estimated construction for safety improvements at RM 967 and Ruby Ranch Road is \$750,000. A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to authorize the execution of a Professional Services Contract with Dannenbaum Engineering Co. and Work Authorization for RM 967 at Ruby Ranch Road, a priority road bond project. Commissioner Ingalsbe, Commissioner Barton, Commissioner Conley, and Commissioner Ford voting "Aye". Judge Sumter voting "No". MOTION PASSED

**27518 MODIFY THE CONSTRUCTION MITIGATION AGREEMENT BETWEEN THE HILL COUNTRY CONSERVANCY AND HAYS COUNTY RELATED TO THE MCGREGOR BRIDGE PROJECT THAT WAS AUTHORIZED BY THE COMMISSIONERS COURT ON OR ABOUT SEPTEMBER 21, 2010**

The not-to-exceed amount cited in the original Agreement was \$7,950. This amount failed to consider the legal services being provided to the Hill Country Conservancy (HCC). HCC has not executed the originally drafted Agreement, and has requested that we increase to the not-to-exceed reimbursement amount to \$16,000. A motion was made by Commissioner Ford, seconded by Judge Sumter to modify the Construction Mitigation Agreement between the Hill Country Conservancy and Hays County related to the McGregor Bridge project that was authorized by the Commissioners Court on or about September 21, 2010 in an amount not to exceed \$16,000. All voting "Aye". MOTION PASSED

**EXECUTIVE SESSION PURSUANT TO 551.072 OF THE TEXAS GOVERNMENT CODE, TO DISCUSS THE PURCHASE OF JACOBS WELL NATURAL AREA AND WESTRIDGE JOINT VENTURE PROPERTY**

Court convened into closed executive session at 1:45 pm and reconvened into open meeting at 3:00 pm. No action was taken.

**EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING COLLECTIVE BARGAINING**

Court convened into closed executive session at 3:10 pm and reconvened into open meeting at 3:51 pm. No action was taken.

**27519 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE, OR VALUE OF REAL PROPERTY RELATED TO THE NICHOLSON RANCH ACQUISITION**

Court convened into closed executive session at 1:45 pm and reconvened into open meeting at 3:00 pm. A motion was made by Commissioner Ford, seconded by Judge Sumter to accept and adopt the interim land management plan for the Nicholson preserve, and authorize the County Judge to sign it, and authorize submission of that plan to U.S. Fish and Wildlife with transmittal letter from the County Judge making recommendations on our expectations for credits. Commissioner Ingalsbe, Commissioner Conley, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Barton not present to vote. MOTION PASSED

**Clerk's Note: Agenda Item #28 RE: 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 was PULLED.**



OCTOBER 12, 2010

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**Clerk's Note: Agenda Item #29 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.

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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 OCTOBER 12, 2010.



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 award of Bid #2010-B17 Contractor for Stabilization Project/Old Hays County Jail to Gift-Neuhaus and authorize County Judge to execute contract.**

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Herzog/Maiorka**

**SPONSORED BY:**

**SUMMARY: see attached tabulation and contract.**

ITEM NO.	DESCRIPTION	GIFT-NEUHAUS	G. CREEK, INC.	BARECKY CONST.	JOURNEYMAN CONST.
DIV 01	General Requirements	\$ 66,731.00	\$ 70,000.00	\$ 58,845.00	\$ 202,987.00
DIV 02	Site Construction	\$ 9,665.00	\$ 10,000.00	\$ 26,945.00	\$ 16,494.00
DIV 03	Concrete	\$ 14,750.00	\$ 10,000.00	\$ 19,597.00	\$ 30,830.00
DIV 04	Masonry	\$ 38,561.00	\$ 90,000.00	\$ 74,863.00	\$ 76,266.00
DIV 05	Metals	\$ 300.00		\$ 500.00	\$ 1,750.00
DIV 06	Wood & Plastics	\$ 20,623.00	\$ 113,000.00	\$ 59,710.00	\$ 139,500.00
DIV 07	Thermal & Moisture Protection	\$ 15,991.00	\$ 60,000.00	\$ 59,640.00	\$ 51,735.00
DIV 08	Door & Windows	\$ 440.00	\$ 2,000.00	\$ 1,200.00	\$ 1,350.00
DIV 09	Finishes	\$ 2,250.00	\$ 5,000.00	\$ 500.00	\$ 2,400.00
DIV 10	Specialties			N/A	N/A
DIV 11	Equipment			\$ 29,500.00	N/A
DIV 12	Furnishings			N/A	N/A
DIV 13	Special Construction			N/A	N/A
DIV 14	Conveying Systems			N/A	N/A
DIV 15	Mechanical			N/A	N/A
DIV 16	Electrical			\$ 800.00	N/A
<b>BASE BID AMT</b>		<b>\$ 169,311.00</b>	<b>\$ 360,000.00</b>	<b>\$ 332,100.00</b>	<b>\$ 527,312.00</b>
<b>ALTERNATES</b>					
#1	Hipped metal roof at western (low roof) portion of building	\$ 6,519.00		\$ 28,320.00	\$ 70,863.00
#2	Reconstruct brick masonry chimneys	\$ 4,600.00		\$ 4,930.00	\$ 7,475.00

note: allowance-lead  
based paint abatement  
\$4,000.00

ORIGINAL

IFB 2010-B17

GENERAL CONTRACTOR FOR STABILIZATION PROJECT FOR THE HISTORIC  
OLD HAYS COUNTY JAIL

\*CONTRACT\*

STATE OF TEXAS  
COUNTY OF HAYS

WHEREAS, The attached "Bid Package" which includes the Cover Sheet, Instructions, Specifications, and Bid Sheet(s) for the item(s) being published for competitive bid, were solicited pursuant to Texas Local Government Code 262.021; and

WHEREAS, the Hays County Commissioners' Court as the governing body of Hays County did on \_\_\_\_\_, 20\_\_\_\_ award a contract to Gift-Neuhaus Properties Inc. (Vendor/Bidder) for furnishing the materials, equipment, supplies and/or services in quantities and at prices as set forth in the above-attached "Bid Package"; and

THEREFORE, Knowing all men by these present, that this contract is entered into by Hays County, Texas (hereinafter called "County") and the undersigned Vendor (hereinafter called "Vendor" or "bidder").

**WITNESSETH**

THAT IN ACCORDANCE with the above attached Bid Package in every particular, the Vendor will perform in accordance with the terms thereof and the County agrees to make payment for such items or services purchased on appropriate Purchase Orders in accordance with the items of said Bid Package which is made a part of this contract and incorporated herein for all purposes. THAT IN ACCORDANCE with the attached the County's acceptance of equipment, supplies and services shall be contingent on (1) they conform, (2) they were delivered (if applicable), and (3) services have been satisfactorily performed in the sole determination of the County.

**Prior Agreements Superseded**

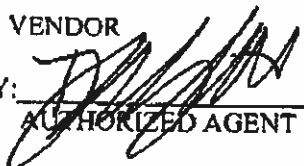
This Contract, with the entire Bid Package incorporated herein for all purposes, including any required supporting literature, brochures, and/or data sheets or sample, constitutes the sole agreements of the parties to the agreement and supersedes all oral or written previous and contemporary agreements between the parties and relating to matters herein.

This Contract, with the entire Bid Package incorporated herein for all purposes, including any required supporting literature, brochures, and/or data sheets or sample, constitutes the sole agreements of the parties to the agreement and supersedes all oral or written previous and contemporary agreements between the parties and relating to matters herein.

### Amendment

No amendment, modification or alteration of the terms of this contract shall be binding unless same is in writing, dated subsequent to the date of this contract, and duly executed by authorization representatives of each party.

IN TESTIMONY WHEREOF: Witness our hands at Hays County, Texas, effective as of the date awarded above, if any.

VENDOR	HAYS COUNTY
BY: 	BY: _____
AUTHORIZED AGENT	COUNTY JUDGE

ATTEST: \_\_\_\_\_  
Linda Fritsche, Hays County Clerk

**\*\*Failure to sign the Contract page(s) may disqualify the bid from being considered by the Commissioners' Court. However, this contract is not valid until awarded in Commissioners' Court and signed by both parties.**

**BID FORM**

Date: 8/25/2010, 2010

BID of GIFT-NEUHAUS PROPERTIES, INC. an individual proprietorship, a corporation organized and existing under the laws of the State of Texas, or a partnership consisting of \_\_\_\_\_, for the STABILIZATION PROJECT FOR THE HISTORICAL HAYS COUNTY JAIL.

**THIS BID IS SUBMITTED TO:**

Hays County  
Attn: Cindy Maiorka CPPB  
111 E. San Antonio Street, Suite 101  
San Marcos, Texas 78666

1. The undersigned BIDDER proposes and agrees, if this BID is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all WORK as specified or indicated in the Contract Documents for the Bid price and within the Bid Times indicated in this IFB and in accordance with the other terms and conditions of the Contract Documents. BIDDER accepts the terms of the form of Agreement and the Contract Documents.
2. BIDDER accepts all of the terms and conditions of the Invitation to Bid and Instructions to Bidders including without limitation those dealing with the disposition of Bid Security. This BID will remain subject to acceptance for thirty (30) days after the day of BID opening. If Bidder is the successful bidder, BIDDER will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within ten (10) calendar days after the date of Owner's Notice of Award.
3. In submitting this BID, BIDDER represents and warrants that:
  - a) BIDDER has examined and carefully studied the Bidding Documents and Addenda. BIDDER hereby acknowledges receipt of the following Addenda: (list addenda by addendum number and date).

Addendum No.: 1 Dated: 8/17/2010  
Addendum No.: N/A Dated: \_\_\_\_\_

Addendum No.: N/A Dated: \_\_\_\_\_

- b) BIDDER has visited the site, has conducted all testing at the site BIDDER deems necessary, has become familiar with, has taken into consideration in formulating its BID, and accepts the general, local and site conditions that may affect cost, progress, performance, and furnishing of the work;
- c) Bidder is familiar with, has taken into consideration in formulating its BID and accepts all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of the work;
- d) BIDDER has obtained and carefully studied and is responsible for obtaining and studying any and all examinations, investigations, explorations, tests, studies, and data concerning conditions (surface, subsurface and underground facilities) at or contiguous to the site or otherwise which may affect the cost, progress, performance or furnishings of the work, or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by BIDDER and safety precautions and programs incident thereto as may be necessary. BIDDER does not consider that any additional examinations, investigations, explorations, tests, studies or data are necessary for the determination of this BID for performance and furnishing of the work in accordance with the times, price and other terms and conditions of the Contract Documents.
- e) BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this BID is submitted as indicated in the Contract Documents.
- f) BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents, and all additional examinations, investigations, explorations, tests, studies and data with the Contract Documents.
- g) BIDDER has given OWNER written notice of all conflicts, errors, ambiguities, or discrepancies that BIDDER has discovered in the Contract Documents, and the written resolution thereof by OWNER is acceptable to BIDDER; BIDDER has no questions regarding the work; BIDDER has all information necessary to make a fully informed BID; and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the work for which this BID is submitted.
- h) This BID is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham BID; BIDDER has not solicited or induced any person, firm, or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder is duly qualified to carry on business in the State of Texas; possesses or has the ability to possess all licenses, permits, and certificates of authority necessary to commence and to complete the work in accordance with the Bidding Documents; is fully qualified and has experience in performing work of the type as work covered by the Bidding Documents; and will provide all necessary labor, superintendence, machinery, equipment, tools, materials, services, and other means of construction to complete all work upon which BIDDER bids and complete said work within the time stated for the following base bid price.

TOTAL BASE BID AMOUNT:

\$ 169,311.00 DOLLARS/cents

ALTERNATES:

Number One – Hipped metal roof at western (low roof) portion of building.

\$ 6,519.00 DOLLARS/cents

Number Two – Reconstruct brick masonry chimneys.

\$ 4,600.00 DOLLARS/cents

When changes in the work are ordered other than identified in the proposed base bid and add alternative involving an add or deduct to these prices, and when such work has been approved by the OWNER, in writing, the successful bidder agrees that the Contract Sum shall be adjusted according to the following unit prices.

Unit prices cover the cost of all work and materials in place, complete, per drawing, and specifications and including, but not limited to all labor, materials, equipment, freight, taxes, insurance, overhead, profit, maintenance, and guarantee. All items in the unit price list shall meet all requirements of the plans, details, and written specifications.

NOTE: SOME OF THE ITEMS LISTED MAY NOT BE INCLUDED IN THE BASE BID, CONTRACTOR IS REQUESTED TO PROVIDE ALL UNIT PRICES ALLOWING THE OWNER THE OPTION TO ADD OR DELETE ITEMS.

Please include a proposed schedule for the work.

# BID TABLE

ITEM NO.	DESCRIPTION	AMOUNT
DIVISION 01	GENERAL REQUIREMENTS	\$ 66,731.00
DIVISION 02	SITE CONSTRUCTION	\$ 9665.00
DIVISION 03	CONCRETE	\$ 14,750.00
DIVISION 04	MASONRY	\$ 38,561.00
DIVISION 05	METALS	\$ 300.00
DIVISION 06	WOOD & PLASTICS	\$ 20,623.00
DIVISION 07	THERMAL & MOISTURE PROTECTION	\$ 15,991.00
DIVISION 08	DOORS & WINDOWS	\$ 440.00
DIVISION 09	FINISHES	\$ 2,250.00
DIVISION 10	SPECIALTIES	\$
DIVISION 11	EQUIPMENT	\$
DIVISION 12	FURNISHINGS	\$
DIVISION 13	SPECIAL CONSTRUCTION	\$
DIVISION 14	CONVEYING SYSTEMS	\$
DIVISION 15	MECHANICAL	\$
DIVISION 16	ELECTRICAL	\$



TOTAL PROJECT

\$ 169,311.00

5. BIDDER agrees to begin work promptly after written NOTICE TO PROCEED is given by OWNER.

ATTEST:

(Seal, if bidder is corporation)

By:

(Signature)

RICHARD D. GIFT  
(Typed or Printed Name)

Title:

PRESIDENT

Bidder:

GIFT-NEUHAUS PROPERTIES, INC.  
(Name of Company)

Address

PO BOX 5009  
AUSTIN, TX 78763

Telephone

(512) 924-2007

Fax

(512) 918-8934

Surety Company

STATEWIDE FUNDING AGENCY

Address

1823 FORTVIEW ROAD

Telephone

(512) 416-8700

Fax

## Vendor/Bidder's Affirmation

1. Vendor/Bidder affirms that they are duly authorized to execute this Contract, that this company, corporation, firm, partnership or individual has not prepared this bid in collusion with any other bidder, and that the contents of this bid as to price, terms or conditions of said bid have not been communicated by the undersigned nor by any employee or agent to any other person engages in this type of business prior to the official opening of this bid.
2. Vendor/Bidder hereby assigns to Purchaser any and all claims for overcharges associated with this Contract which arise under the antitrust laws of the United States, 15 USCA Section 1 et seq., and which arise under the antitrust laws of the State of Texas, Tex. Bus. & Com. Code, Section 15.01, et seq.
3. Pursuant to 262.076 (a) of the Texas Local Government Code, Vendor/Bidder, hereby affirms that Vendor/Bidder:

☒ Does not own taxable property in Hays County.

☐ Does not owe any ad valorem taxes to Hays County or is not otherwise indebted to Hays County.

GIFT-NEUHAUS PROPERTIES, INC.  
 Name of Contracting Company  
RICHARD GIFT  
 Contact Name  
PRESIDENT  
 Title  
POBOX 5009  
 Mailing Address  
AUSTIN TX 78763  
 City State Zip Code  
[Signature]  
 Signature of Company Official Authorizing Bid/Offer  
RICHARD GIFT  
 Printed Name  
512-924-2007 512-918-8934 Richard @ GNPProperties.com  
 Phone Fax E-mail address

**ACORD CERTIFICATE OF LIABILITY INSURANCE**OP ID SG  
GIFTN-1

DATE (MM/DD/YYYY)

09/09/10

PRODUCER  
Legacy Texas Insurance  
Services, Inc.  
P.O. Box 851018  
Richardson TX 75085-1018  
Phone: 972-461-7300 Fax: 972-461-7340

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION  
ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE  
HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR  
ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW

**INSURED**

Gift-Neuhaus Properties  
Tarrytown Center  
P. O. Box 5009  
Austin TX 78763-5009

**INSURERS AFFORDING COVERAGE****NAIC #**

INSURER A: Mid Continent Casualty Company

INSURER B:

INSURER C:

INSURER D:

INSURER E:

**COVERAGES**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A X	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EIFS/Lead/Mold/As GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO- JECT <input type="checkbox"/> LOC	04GL000782207	10/20/09	10/20/10	EACH OCCURRENCE \$ 1,000,000
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000				
	MED EXP (Any one person) \$ Excluded				
	PERSONAL & ADV INJURY \$ 1,000,000				
					GENERAL AGGREGATE \$ 2,000,000
					PRODUCTS - COMP/OP AGG \$ 2,000,000
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$
					BODILY INJURY (Per person) \$
					BODILY INJURY (Per accident) \$
					PROPERTY DAMAGE (Per accident) \$
	<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$
					OTHER THAN EA ACC \$
					AUTO ONLY: AGG \$
	<b>EXCESS/UMBRELLA LIABILITY</b> <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$
					AGGREGATE \$
					\$
					\$
					\$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below OTHER				WC STATU- TORY LIMITS OTH- ER
					E.L. EACH ACCIDENT \$
					E.L. DISEASE - EA EMPLOYEE \$
					E.L. DISEASE - POLICY LIMIT \$

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS**

Certificate Holder shall be listed as Additional Insured in respects to the General Liability.

Ref: Old Hays County Jail

**CERTIFICATE HOLDER**

Hays County  
Attn: Cindy Maioraa  
111 E San Antonio St, Ste 101  
San Marcos TX 78666

**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE  


**QUALIFICATION STATEMENT  
for  
ALL MASONRY**

ALL MASONRY was founded in 1975 providing masonry services in Houston and Austin, Texas. In Austin, the company engaged in residential and commercial masonry services. Many of the residential projects are in the Hyde Park Historical District (National Register) and the Old West Austin Historical District (National Register) and other local planning neighborhoods.

The following is a sample of projects completed.

1. Woodlawn (Pease Mansion): 2002-2003. The owners' wish was to preserve the Texas Preservation Board's easement protecting the east and south elevations. To accomplish this, a two-story addition, constructed in the 1950's, on the south elevation was removed returning it to its original state. Rebuilding the new wall was done in coordination with Spark's Engineering. The salvaged original construction materials, types and methods were employed to reinstall the new wall. The west elevation was experiencing multiple, sever foundation failures. The area was shored up and the wall was completely dismantled. A new traditional structural beam was installed and the wall was rebuilt using salvaged materials, types and methods. In addition to these two major areas of reconstruction, the basement, 1874 addition and 1904 addition received new structural footings and some period renovations.
2. Covert House: 2006. This home was originally constructed in 1905 at 3912 Avenue G. Completed masonry repairs to underpinning and exterior walls.
3. Campbell-Miller House: 2004. The home was constructed in 1872 at 900 Rio Grande. We provided masonry services for the perimeter wall and foundation.
4. 2307 Woodlawn Avenue: 2006. Built in circa 1940, this Classical Revival style home was once home to Austin businessman Lowell Liebermann. The project included extensive masonry work to the rear area of the house, pool and pool house.
5. 1613 Pease Road: 2006. This Colonial Revival residence was constructed in 1924. The scope of work included masonry repairs to the residence, installation of a new pool deck and repairs and installations on the pool house.

# State of Texas

## Historically Underutilized Business Certification and Compliance Program



The Texas Comptroller of Public Accounts (CPA),  
hereby certifies that

### **ALL MASONRY**

has successfully met the established requirements of the  
State of Texas Historically Underutilized Business (HUB) Program  
to be recognized as a HUB.

This certificate, printed 14-AUG-2010, supersedes any registration and certificate previously issued by the HUB Program. If there are any changes regarding the information (i.e., business structure, ownership, day-to-day management, operational control, addresses, phone and fax numbers or authorized signatures) provided in the submission of the business' application for registration/certification as a HUB, you must immediately (within 30 days of such changes) notify the HUB Program in writing. The CPA reserves the right to conduct a compliance review at any time to confirm HUB eligibility. HUB certification may be suspended or revoked upon findings of ineligibility.

Certificate/VID Number: 1205883282000  
File/Vendor Number: 83146  
Approval Date: 13-AUG-2010  
Expiration Date: 13-AUG-2014

Paul A. Gibson  
Statewide HUB Program Manager  
Texas Comptroller of Public Accounts  
Texas Procurement and Support Services Division

Note: In order for State agencies and institutions of higher education (universities) to be credited for utilizing this business as a HUB, they must award payment under the Certificate/VID Number identified above. Agencies and universities are encouraged to validate HUB certification prior to issuing a notice of award by accessing the Internet (<http://www.window.state.tx.us/procurement/cmb/hubonly.html>) or by contacting the HUB Program at (888) 863-5881 or (512) 463-5872.

DOCUMENT IS PRINTED ON CHEMICALLY REACTIVE PAPER. THE BACK OF THIS DOCUMENT INCLUDES A TAMPER EVIDENT CHEMICAL WASH WARNING BOX.

The signing and notarization of a declaration of loss and or affidavit and indemnity agreement may be required before this check will be replaced or refunded in the event of a loss.



Cashier's Check

299513

Date: 8/26/10

Branch: 1004

REMITTER GIFT NEUHAUS PROPERTIES INC

**PAY TO THE ORDER OF** HAY'S COUNTY  
EXACTLY \*\*8,500 AND 00/100 DOLLARS

\$8,500.00

TWO SIGNATURES REQUIRED OVER \$1,000.00

*[Two signatures]*

HC. OLD JAIL

COMMENT



⑈0000299513⑈ ⑆111133922⑆ 699608⑈

## *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 the July 2010 and August 2010 Treasurer's Reports and Investment Reports**

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

**PREFERRED MEETING DATE REQUESTED: 10/19/10**

**AMOUNT REQUIRED: None**

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

**REQUESTED BY: Michele Tuttle, Hays County Treasurer**

**SPONSORED BY: Liz Sumter, Hays County Judge**

**SUMMARY:**

**Approve the July 2010 and August 2010 Treasurer's Reports and Investment Reports**

# HAYS COUNTY TREASURER'S REPORT

## FOR THE MONTH OF JULY 2010

### CHECKING

#### OPERATING FUNDS:

	BEGINNING BALANCE	Interest	Revenues	Deposits From Investments	Disbursements	Transfer to Investments	ENDING BALANCE	Total Investments	TOTAL FUND
General	\$ 59,781.13	\$ 48.07	\$ 2,482,936.68	\$ 2,431,000.00	\$ 4,842,738.04	\$ -	\$ 131,027.84	\$ 37,718,386.33	\$ 37,849,414.17
Road and Bridge General	\$ 23,876.11	\$ 7.55	\$ 403,446.90	\$ 322,351.62	\$ 724,220.83	\$ -	\$ 25,461.35	\$ 5,283,534.28	\$ 5,308,995.63
Medical and Dental Fund	\$ 742.67	\$ 2.42	\$ 572,452.46	\$ -	\$ 573,195.13	\$ -	\$ 2.42	\$ 761,808.50	\$ 761,810.92
Sheriff's Drug Forfeiture	\$ 1.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1.00	\$ 64,875.50	\$ 64,876.50
District Attorney Drug Forfeiture	\$ 46,660.76	\$ -	\$ -	\$ -	\$ 1,108.04	\$ -	\$ 45,552.72	\$ 7,030.28	\$ 52,583.00
Hot Check Fee Fund	\$ 14,811.24	\$ -	\$ 2,016.64	\$ -	\$ 303.35	\$ -	\$ 16,524.53	\$ -	\$ 16,524.53
Health Services Grants	\$ 3,081.96	\$ 2.89	\$ 58,016.43	\$ -	\$ 44,587.62	\$ -	\$ 16,513.66	\$ 39.45	\$ 16,553.11
Family Health Services	\$ 2,720.14	\$ 1.01	\$ 214,016.46	\$ -	\$ 208,226.04	\$ -	\$ 8,511.57	\$ 421.00	\$ 8,932.57
Juvenile Detention Center	\$ 76,857.56	\$ 16.70	\$ 448,428.40	\$ -	\$ 475,559.87	\$ -	\$ 49,742.79	\$ 6.03	\$ 49,748.82
Tobacco Settlement Fund	\$ 1.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1.00	\$ 674,168.08	\$ 674,169.08
Historical Commission Trust Fund	\$ 1,821.50	\$ -	\$ 314.50	\$ -	\$ -	\$ -	\$ 2,136.00	\$ 21,697.35	\$ 23,833.35

#### CONSTRUCTION FUNDS:

Certificates of Obligation 1997	\$ 0.01	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 0.01	\$ -	\$ 0.01
Certificates of Obligation 2005	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,272.73
Road Construction Bond 2006	\$ 1.00	\$ -	\$ -	\$ 2,011.26	\$ 2,011.26	\$ -	\$ 1.00	\$ 1,941,857.67	\$ 1,941,858.67
Parks Bond 2008	\$ 1.00	\$ -	\$ -	\$ 195,717.98	\$ 195,717.98	\$ -	\$ 1.00	\$ 4,467,009.27	\$ 4,467,010.27
Certificates of Obligation 2009	\$ 3.96	\$ 0.16	\$ -	\$ 53,889.03	\$ 53,891.99	\$ -	\$ 1.16	\$ 6,512,713.69	\$ 6,512,714.85
Road Construction Bond 2009	\$ 40,776.63	\$ 4.62	\$ -	\$ 558,890.37	\$ 599,667.00	\$ -	\$ 4.62	\$ 7,203,920.67	\$ 7,203,925.29
Pass Thru Revenue Bond 2009	\$ 1.14	\$ 1.07	\$ -	\$ 261,004.73	\$ 261,004.87	\$ -	\$ 2.07	\$ 30,138,297.74	\$ 30,138,299.81
Certificates of Obligation 2010	\$ 1.00	\$ -	\$ -	\$ 2,053,101.29	\$ 2,053,101.29	\$ -	\$ 1.00	\$ 61,954,609.44	\$ 61,954,610.44
TCDP Disaster Relief Blanco	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
LCRA Service Fee Fund	\$ 1.00	\$ -	\$ -	\$ 11,400.00	\$ 11,400.00	\$ -	\$ 1.00	\$ 343,959.09	\$ 343,960.09
Cedar Oaks Mesa	\$ 56,049.28	\$ -	\$ 908.56	\$ -	\$ 56,956.84	\$ -	\$ 1.00	\$ -	\$ 1.00

#### INTEREST AND SINKING FUNDS:

Hays County I & S	\$ 58,968.35	\$ 10.80	\$ 29,097.95	\$ -	\$ -	\$ -	\$ 88,077.10	\$ 8,604,679.83	\$ 8,692,756.93
<b>GRAND TOTALS:</b>	\$ 386,158.44	\$ 85.29	\$ 4,211,634.98	\$ 5,889,366.28	\$ 10,103,690.15	\$ -	\$ 383,564.84	\$ 165,703,286.93	\$ 166,086,851.77

#### Transfers Outstanding:

General Fund to Juvenile Center \$426,000.00



# **Hays County Treasurer's Investment Report** For July 2010

PAGE 1

## **SAGE CAPITAL BANK CHECKING**

<u>Description</u>	<u>6/30/10 Balance</u>	<u>Interest</u>	<u>Deposits</u>	<u>Debits</u>	<u>7/31/10 Balance</u>
All Funds (see Page 1)	\$ 386,158.44	95.29	10,101,001.26	10,103,690.15	383,564.84

TEXPOOL 0.3253% 1.000150

<u>Description</u>	<u>6/30/10 Balance</u>	<u>Interest</u>	<u>Deposits</u>	<u>Debits</u>	<u>7/31/10 Balance</u>
General	\$ 18,389,533.38	3,442.66	292,253.16	2,431,000.00	16,254,229.20
Road and Bridge General	\$ 3,812,049.58	711.75	41,868.96	322,351.62	3,532,278.67
Medical and Dental Fund	\$ 760,274.85	145.90	-	-	760,420.75
Sheriff's Drug Forfeiture	\$ 64,863.04	12.46	-	-	64,875.50
D.A. Drug Forfeiture	\$ 6,966.54	1.32	-	-	6,967.86
Health Services Grants	\$ 2.91	-	-	-	2.91
Juvenile Center	\$ 6.03	-	-	-	6.03
Tobacco Settlement Fund	\$ 674,036.75	129.33	-	-	674,166.08
Historical Commission Trust	\$ 14,484.26	2.79	-	-	14,487.05
Certificates of Obligation '05	\$ 4,271.86	0.87	-	-	4,272.73
Road Construction 2006	\$ 1,943,486.19	372.74	-	2,011.26	1,941,857.67
Parks Bond 2008	\$ 1,657,393.85	303.86	-	195,717.98	1,461,979.53
Certificates of Obligation '09	\$ 2,559,143.29	486.23	-	53,889.03	2,505,740.49
Road Construction 2009	\$ 2,753,394.96	499.40	-	558,890.37	2,195,003.99
Pass Thru Revenue 2009	\$ 11,368,714.82	2,152.56	-	261,004.73	11,109,862.65
Certificates of Obligation '10	\$ 63,995,564.81	12,145.92	-	2,053,101.29	61,954,609.44
LCRA Service Fee Fund	\$ 355,291.58	67.51	-	11,400.00	343,959.09
Hays County I & S	\$ 6,362,110.74	1,227.49	59,838.79	-	6,423,177.02
All Funds	114,721,601.44	21,702.59	393,960.91	5,889,366.28	109,247,898.66

ICT Funds Management	0.0800%				
<u>Description</u>	<u>6/30/10 Balance</u>	<u>Interest</u>	<u>Deposits</u>	<u>Debits</u>	<u>7/31/10 Balance</u>
General	\$ 11,255,515.27	746.69	-	-	11,256,261.96
Parks Bond 2008	\$ 1,000,661.39	66.40	-	-	1,000,727.79
Certificates of Obligation '09	\$ 1,000,661.39	66.40	-	-	1,000,727.79
Road Construction 2009	\$ 1,000,661.39	66.40	-	-	1,000,727.79
Pass Thru Revenue 2009	\$ 8,005,290.75	531.07	-	-	8,005,821.82
All Funds	22,262,790.19	1,476.96	-	-	22,264,267.15

Description	6/30/10 Balance	Interest	Deposits	Debits	7/31/10 Balance
General	\$ 3,743,238.97	914.46	-	-	3,744,153.43
Parks Bond 2008	\$ 2,003,812.43	489.52	-	-	2,004,301.95
Certificates of Obligation '09	\$ 2,003,812.43	489.52	-	-	2,004,301.95
Road Construction 2009	\$ 2,003,812.43	489.52	-	-	2,004,301.95
Pass Thru Revenue 2009	\$ 6,011,436.98	1,468.48	-	-	6,012,905.46
All Funds	15,766,113.24	3,851.50	-	-	15,769,964.74

## LOGIC

0.2948%

1.00014

Description	6/30/10 Balance	Interest	Deposits	Debits	7/31/10 Balance
General	\$ 5,507,368.66	1,378.88	-	-	5,508,747.54
Road and Bridge General	\$ 1,750,817.26	438.35	-	-	1,751,255.61
Medical and Dental Fund	\$ 1,387.40	0.35	-	-	1,387.75
D.A. Drug Forfeiture	\$ 62.40	0.02	-	-	62.42
Health Services Grants	\$ 36.53	0.01	-	-	36.54
Family Health Services	\$ 420.89	0.11	-	-	421.00
Historical Commission Trust	\$ 7,208.50	1.80	-	-	7,210.30
Certificates of Obligation '09	\$ 1,001,692.67	250.79	-	-	1,001,943.46
Road Construction 2009	\$ 2,003,385.35	501.59	-	-	2,003,886.94
Pass Thru Revenue 2009	\$ 5,008,453.84	1,253.97	-	-	5,009,707.81
Hays County I & S	\$ 1,931,117.27	483.49	-	-	1,931,600.76
All Funds	17,211,950.77	4,309.36	-	-	17,216,260.13

## TREASURY BILLS AND NOTES

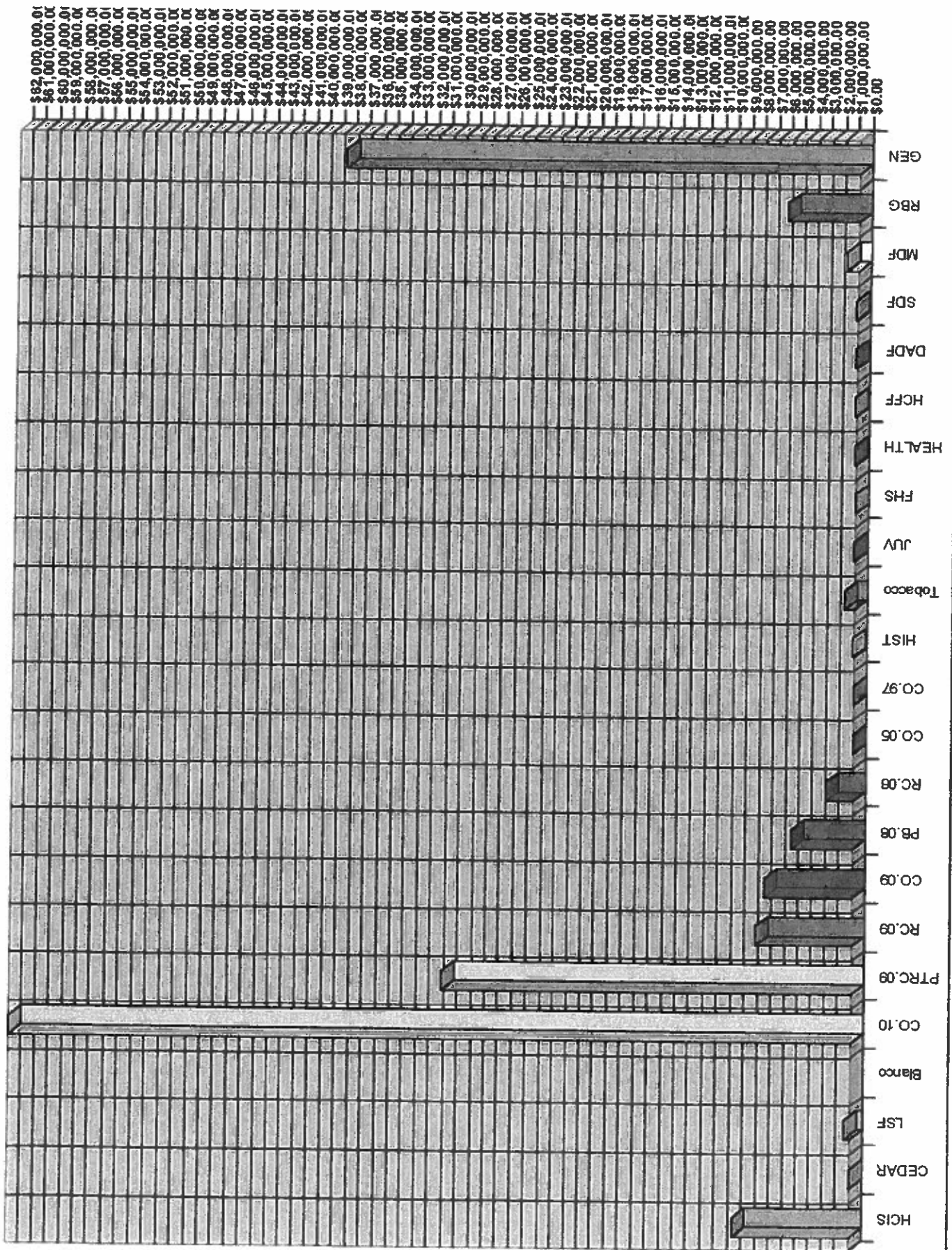
Description	Price	Yield	Maturity	Par Value	Balances 6/30/10 Book Value	Market Value	Purchases	Transactions Maturities	Par Value	Balances 7/31/10 Book Value	Market Value
912795U22	99.9633	.145	7/22/10	250,000.00	249,908.37	249,980.45		250,000.00		99,958.29	99,990.11
			Hays County I & S	250,000.00	249,908.37	249,980.45		250,000.00		99,958.29	99,990.11
912795U74	99.9621	.152	7/29/10	500,000.00	499,810.42	499,936.36				199,919.11	199,973.97
			General	500,000.00	499,810.42	499,936.36				199,919.11	199,973.97
912795U82	99.9583	.1637	8/26/10	100,000.00	99,958.29	99,973.40				249,902.05	249,921.99
			General	100,000.00	99,958.29	99,973.40				249,902.05	249,921.99
912795V73	99.9596	.162	9/21/10	200,000.00	199,919.11	199,946.67				499,810.42	499,824.47
			General	200,000.00	199,919.11	199,946.67				499,810.42	499,824.47
912795UH2	99.9608	.157	10/21/10	200,000.00			250,000.00			250,000.00	
			Hays County I & S	200,000.00			250,000.00			250,000.00	
912795W49	99.9621	.152	10/28/10	500,000.00						500,000.00	
			General	500,000.00						500,000.00	
TOTAL				1,050,000.00	1,049,596.19	1,049,836.88	250,000.00	250,000.00	1,050,000.00	1,049,589.87	1,049,710.54

# LINKED DEPOSIT PROGRAM CERTIFICATES OF DEPOSITS

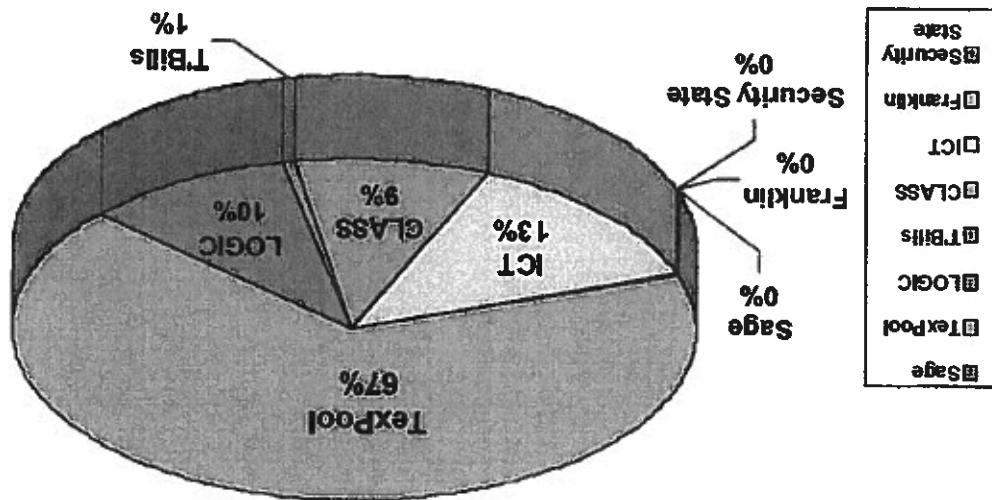
PAGE 3

Description	Fund	Yield/ Maturity	Balances 6/30/10				Transactions		Balances 7/31/10			
			Par Value	Book Value	Market Value	Purchases	Maturities		Par Value	Book Value	Market Value	
Security State Bank	General	2.72% 11/7/09	4,022.27	4,022.27	4,022.27				4,022.27	4,022.27	4,022.27	
Security State Bank	General	3.06% 6/14/10	13,686.22	13,686.22	13,686.22				13,686.22	13,686.22	13,686.22	
Security State Bank	General	3.14% 6/14/12	21,030.03	21,030.03	21,030.03				21,030.03	21,030.03	21,030.03	
Security State Bank	General	2.94% 7/10/10	16,721.09	16,721.09	16,721.09				16,721.09	16,721.09	16,721.09	
Security State Bank	General	2.99% 7/10/12	12,628.08	12,628.08	12,628.08				12,628.08	12,628.08	12,628.08	
Security State Bank	General	2.56% 1/4/13	9,168.58	9,168.58	9,168.58				9,168.58	9,168.58	9,168.58	
Security State Bank	General	2.99% 1/4/13	13,813.14	13,813.14	13,813.14				13,813.14	13,813.14	13,813.14	
Security State Bank	General	2.99% 1/4/13	11,230.35	11,230.35	11,230.35				11,230.35	11,230.35	11,230.35	
Security State Bank	General	2.84% 8/8/12	14,065.75	14,065.75	14,065.75				14,065.75	14,065.75	14,065.75	
Franklin Bank	General	2.64% 8/8/12	30,888.19	30,888.19	30,888.19				30,888.19	30,888.19	30,888.19	
Franklin Bank	General	1.91% 10/19/11	8,052.68	8,052.68	8,052.68				8,052.68	8,052.68	8,052.68	
<b>TOTAL</b>			155,306.38	155,306.38	155,306.38	-	-		155,306.38	155,306.38	155,306.38	
TOTAL Fund Balances			171,553,516.65				166,086,851.77					
<b>BENCHMARK</b>												
CURRENT 90 DAY TREASURY BILL YIELDING .142%												

Fund balances for 7/31/10



# INVESTMENT ALLOCATION TOTALS JULY 2010



All maturity dates are less than 180 days. The Treasurer's Office invests with prudence to keep security and liquidity as the primary goals. The strategy used for each fund is based on the terms described in the Hays County Investment Policy. The Treasurer's Office strictly adheres to all laws and statutes concerning the investment of public funds.

*[Signature]*  
 Bill Herzog, Hays County Auditor

*[Signature]*  
 Michele Tuttle, Hays County Treasurer

*[Signature]*  
 Britney Richey, Accountant, Hays County

# HAYS COUNTY TREASURER'S REPORT

## FOR THE MONTH OF AUGUST 2010

### CHECKING

OPERATING FUNDS:	BEGINNING				ENDING				TOTAL
	BALANCE	Interest	Revenues	Deposits From Investments	Disbursements	Transfer to Investments	BALANCE	Total Investments	FUND
General	\$ 131,027.84	\$ 58.11	\$ 1,965,450.44	\$ 3,455,800.00	\$ 5,520,115.61	\$ -	\$ 32,220.78	\$ 34,427,323.62	\$ 34,459,544.40
Road and Bridge General	\$ 25,461.35	\$ 4.66	\$ 134,291.80	\$ 681,841.05	\$ 841,593.20	\$ -	\$ 5.66	\$ 4,627,404.21	\$ 4,627,409.87
Medical and Dental Fund	\$ 2.42	\$ 2.31	\$ 469,269.60	\$ -	\$ 469,271.02	\$ -	\$ 3.31	\$ 761,956.04	\$ 761,959.35
Sheriff's Drug Forfeiture	\$ 1.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1.00	\$ 64,888.05	\$ 64,889.05
District Attorney Drug Forfeiture	\$ 45,552.72	\$ -	\$ -	\$ -	\$ 902.92	\$ -	\$ 44,649.80	\$ 7,031.59	\$ 51,681.39
Hot Check Fee Fund	\$ 16,524.53	\$ -	\$ 1,467.67	\$ -	\$ 1,862.44	\$ -	\$ 16,129.76	\$ -	\$ 16,129.76
Health Services Grants	\$ 16,513.66	\$ 9.86	\$ 37,804.44	\$ -	\$ 6,134.07	\$ -	\$ 48,193.89	\$ 39.46	\$ 48,233.35
Family Health Services	\$ 8,511.57	\$ 1.77	\$ 282,104.46	\$ -	\$ 288,246.39	\$ -	\$ 2,371.41	\$ 421.12	\$ 2,792.53
Juvenile Detention Center	\$ 49,742.79	\$ 18.94	\$ 783,531.18	\$ -	\$ 833,118.68	\$ -	\$ 174.23	\$ 6.03	\$ 180.26
Tobacco Settlement Fund	\$ 1.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1.00	\$ 674,298.59	\$ 674,299.59
Historical Commission Trust Fund	\$ 2,136.00	\$ -	\$ 382.00	\$ -	\$ -	\$ -	\$ 2,518.00	\$ 21,702.11	\$ 24,220.11

### CONSTRUCTION FUNDS:

Certificates of Obligation 1997	\$ 0.01	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 0.01	\$ -	\$ 0.01
Certificates of Obligation 2005	\$ -	\$ -	\$ -	\$ 0.09	\$ -	\$ -	\$ 0.09	\$ -	\$ 0.09
Road Construction Bond 2006	\$ 1.00	\$ -	\$ -	\$ 56,536.73	\$ 56,536.73	\$ -	\$ 1.00	\$ 1,885,686.95	\$ 1,885,686.95
Parks Bond 2008	\$ 1.00	\$ -	\$ -	\$ 11,415.12	\$ 11,415.12	\$ -	\$ 1.00	\$ 4,456,447.80	\$ 4,456,448.80
Certificates of Obligation 2009	\$ 1.16	\$ 0.41	\$ -	\$ 112,005.34	\$ 112,005.50	\$ -	\$ 1.41	\$ 6,402,019.72	\$ 6,402,021.13
Road Construction Bond 2009	\$ 4.62	\$ 0.18	\$ -	\$ 147,150.53	\$ 147,155.15	\$ -	\$ 0.18	\$ 7,058,297.09	\$ 7,058,297.27
Pass Thru Revenue Bond 2009	\$ 2.07	\$ 0.08	\$ -	\$ 341,471.55	\$ 322,992.95	\$ -	\$ 18,480.75	\$ 29,802,330.26	\$ 29,820,811.01
Certificates of Obligation 2010	\$ 1.00	\$ -	\$ -	\$ 2,020,708.40	\$ 2,020,708.40	\$ -	\$ 1.00	\$ 59,945,649.95	\$ 59,945,650.95
TCDP Disaster Relief Blanco	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
LCRA Service Fee Fund	\$ 1.00	\$ -	\$ -	\$ 28,101.25	\$ 28,101.25	\$ -	\$ 1.00	\$ 315,920.62	\$ 315,921.62
Cedar Oaks Mesa	\$ 1.00	\$ -	\$ 4,467.19	\$ -	\$ -	\$ -	\$ 4,468.19	\$ -	\$ 4,468.19

### INTEREST AND SINKING FUNDS:

Hays County I & S	\$ 88,077.10	\$ 9.69	\$ 6,058,039.52	\$ 6,146,115.62	\$ -	\$ -	\$ 10.69	\$ 2,583,639.80	\$ 2,583,650.49
<b>GRAND TOTALS:</b>	\$ 383,564.84	\$ 106.01	\$ 3,678,768.78	\$ 12,913,069.58	\$ 16,806,275.05	\$ -	\$ 189,234.16	\$ 153,035,065.01	\$ 153,204,299.17

Transfers Outstanding:

General Fund to Juvenile Center \$426,000.00

# Hayes County Treasurer's Investment Report

For August 2010

PAGE 1

## SAGE CAPITAL BANK CHECKING

Description	7/31/10 Balance	Interest	Deposits	Debits	8/31/10 Balance
All Funds (see Page 1)	\$ 383,564.84	106.01	16,591,838.36	16,806,275.05	169,234.16

## TEXPOOL

0.2279%

1.000070

Description	7/31/10 Balance	Interest	Deposits	Debits	8/31/10 Balance
General	\$ 16,254,229.20	3,026.48	158,543.57	3,455,800.00	12,959,989.25
Road and Bridge General	\$ 3,532,278.67	650.12	24,580.96	681,841.05	2,875,668.70
Medical and Dental Fund	\$ 760,420.75	147.16	-	-	760,567.91
Sheriff's Drug Forfeiture	\$ 64,875.50	12.55	-	-	64,888.05
D.A. Drug Forfeiture	\$ 6,967.86	1.29	-	-	6,969.15
Health Services Grants	\$ 2.91	-	-	-	2.91
Juvenile Center	\$ 6.03	-	-	-	6.03
Tobacco Settlement Fund	\$ 674,168.08	130.51	-	-	674,298.59
Historical Commission Trust	\$ 14,487.05	2.78	-	-	14,489.83
Certificates of Obligation '05	\$ 4,272.73	0.09	-	4,272.73	-
Road Construction 2006	\$ 1,941,857.67	368.01	-	56,536.73	1,885,688.95
Parks Bond 2008	\$ 1,461,979.53	282.84	-	11,415.12	1,450,847.25
Certificates of Obligation '09	\$ 2,505,740.49	466.00	-	112,005.34	2,394,201.15
Road Construction 2009	\$ 2,195,003.99	407.01	-	147,150.53	2,048,260.47
Pass Thru Revenue 2009	\$ 11,109,862.65	2,104.68	-	341,471.55	10,770,495.78
Certificates of Obligation '10	\$ 61,954,609.44	11,748.91	-	2,020,708.40	59,945,649.95
LCRA Service Fee Fund	\$ 343,959.09	62.78	-	28,101.25	315,920.62
Hayes County I & S	\$ 6,423,177.02	540.90	35,929.27	6,058,039.52	401,607.67
All Funds	109,247,896.66	19,952.11	219,053.80	12,917,342.22	96,569,562.26

## ICT Funds Management

0.0700%

Description	7/31/10 Balance	Interest	Deposits	Debits	8/31/10 Balance
General	\$ 11,256,261.96	706.60	-	-	11,256,968.56
Parks Bond 2008	\$ 1,000,727.79	62.83	-	-	1,000,790.62
Certificates of Obligation '09	\$ 1,000,727.79	62.83	-	-	1,000,790.62
Road Construction 2009	\$ 1,000,727.79	62.83	-	-	1,000,790.62
Pass Thru Revenue 2009	\$ 8,005,821.82	502.56	-	-	8,006,324.38
All Funds	22,264,267.15	1,397.65	-	-	22,265,664.80

## CLASS - MBIA

0.3000%

NAV 1.00

PAGE 2

Description	7/31/10 Balance	Interest	Deposits	Debits	8/31/10 Balance
General	\$ 3,744,153.43	948.98	-	-	3,745,102.41
Parks Bond 2008	\$ 2,004,301.95	507.98	-	-	2,004,809.93
Certificates of Obligation '09	\$ 2,004,301.95	507.98	-	-	2,004,809.93
Road Construction 2009	\$ 2,004,301.95	507.98	-	-	2,004,809.93
Pass Thru Revenue 2009	\$ 6,012,905.46	1,524.02	-	-	6,014,429.48
All Funds	15,769,964.74	3,996.94	-	-	15,773,961.68

LOGIC 0.3226% 1.00018

Description	7/31/10 Balance	Interest	Deposits	Debits	8/31/10 Balance
General	\$ 5,508,747.54	1,509.56	-	-	5,510,257.10
Road and Bridge General	\$ 1,751,255.61	479.90	-	-	1,751,735.51
Medical and Dental Fund	\$ 1,387.75	0.38	-	-	1,388.13
D.A. Drug Forfeiture	\$ 62.42	0.02	-	-	62.44
Health Services Grants	\$ 36.54	0.01	-	-	36.55
Family Health Services	\$ 421.00	0.12	-	-	421.12
Historical Commission Trust	\$ 7,210.30	1.98	-	-	7,212.28
Certificates of Obligation '09	\$ 1,001,943.46	274.56	-	-	1,002,218.02
Road Construction 2009	\$ 2,003,886.94	548.13	-	-	2,004,436.07
Pass Thru Revenue 2009	\$ 5,009,707.81	1,372.81	-	-	5,011,080.62
Hays County I & S	\$ 1,931,600.76	529.32	-	-	1,932,130.08
All Funds	17,216,260.13	4,717.79	-	-	17,220,977.92

## TREASURY BILLS AND NOTES

Description	Price	Yield/ Maturity	Par Value	Balances 7/31/10 Book Value	Market Value	Purchases	Transactions Maturities	Par Value	Balances 8/31/10 Book Value	Market Value
912795U82	99.9583	.1637 8/26/10	100,000.00	99,958.29	99,980.11		100,000.00	200,000.00	199,919.11	199,998.59
912795V73	99.9596	.162 9/2/10	100,000.00	99,958.29	99,980.11		100,000.00	200,000.00	199,919.11	199,998.59
912795UH2	99.9608	.157 10/21/10	200,000.00	199,919.11	199,973.97			250,000.00	249,902.05	249,958.56
912795W49	99.9621	.162 10/28/10	250,000.00	249,902.05	249,921.99			250,000.00	249,902.05	249,958.56
		Hays County I & S	500,000.00	499,810.42	499,824.47			500,000.00	499,810.42	499,897.70
912795W80	99.8604	.157 11/26/10	500,000.00	499,810.42	499,824.47		100,000.00	500,000.00	499,810.42	499,897.70
		General				100,000.00		100,000.00	99,960.39	99,971.73
TOTAL			1,050,000.00	1,049,589.87	1,049,710.54	100,000.00	100,000.00	1,550,000.00	1,049,591.97	1,549,724.28



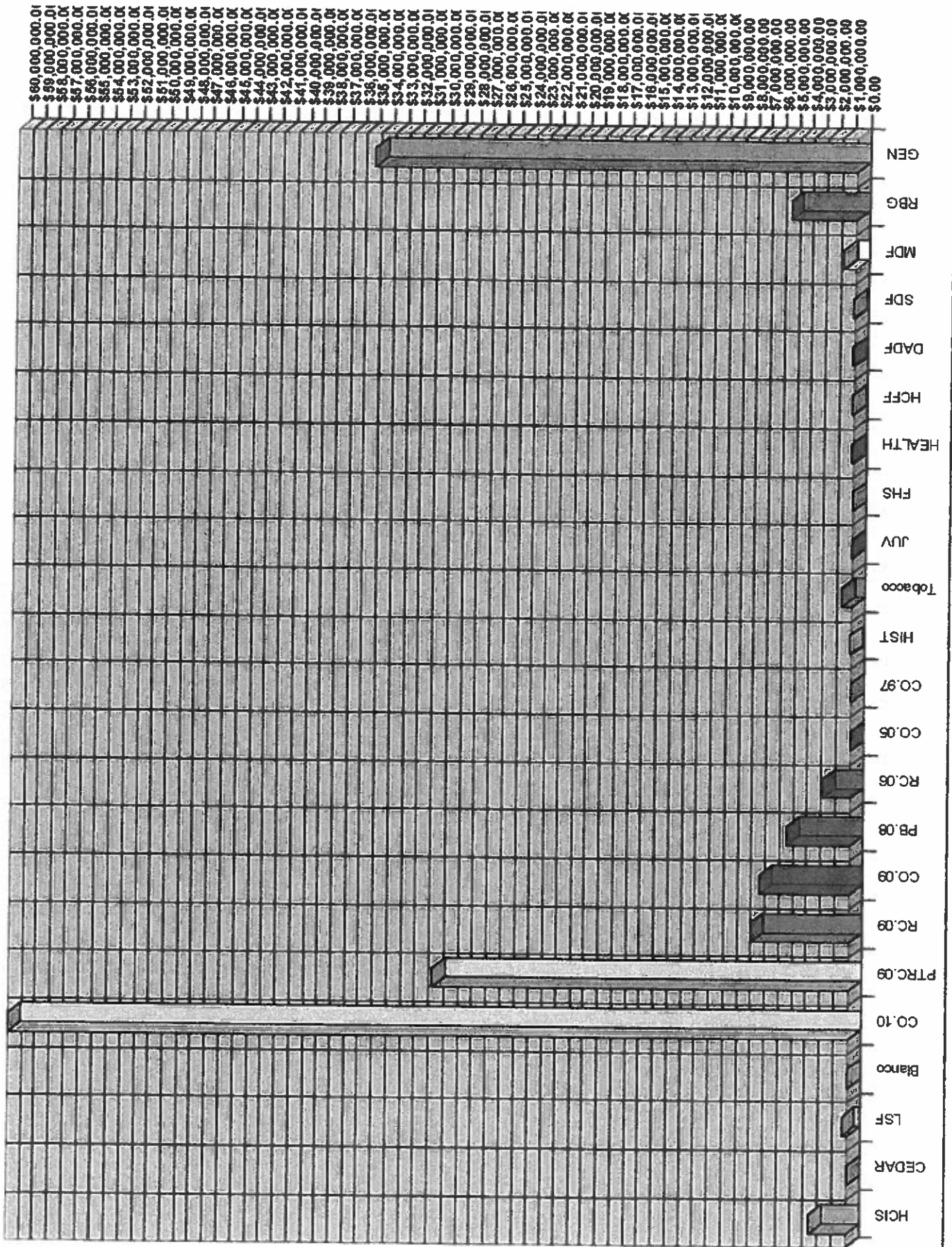
## LINKED DEPOSIT PROGRAM CERTIFICATES OF DEPOSITS

Description	Fund	Yield/ Maturity	Balances 7/31/10			Transactions		Balances 8/31/10		
			Par Value	Book Value	Market Value	Purchases	Maturities	Par Value	Book Value	Market Value
Security State Bank	General	2.72% 11/7/09	4,022.27	4,022.27	4,022.27	-	-	4,022.27	4,022.27	4,022.27
Security State Bank	General	3.06% 6/14/10	13,686.22	13,686.22	13,686.22	-	-	13,686.22	13,686.22	13,686.22
Security State Bank	General	3.14% 6/14/12	21,030.03	21,030.03	21,030.03	-	-	21,030.03	21,030.03	21,030.03
Security State Bank	General	2.94% 7/10/10	16,721.09	16,721.09	16,721.09	-	-	16,721.09	16,721.09	16,721.09
Security State Bank	General	2.99% 7/10/12	12,628.08	12,628.08	12,628.08	-	-	12,628.08	12,628.08	12,628.08
Security State Bank	General	2.56% 1/4/13	9,168.58	9,168.58	9,168.58	-	-	9,168.58	9,168.58	9,168.58
Security State Bank	General	2.99% 1/4/13	13,813.14	13,813.14	13,813.14	-	-	13,813.14	13,813.14	13,813.14
Security State Bank	General	2.99% 1/4/13	11,230.35	11,230.35	11,230.35	-	-	11,230.35	11,230.35	11,230.35
Security State Bank	General	2.99% 1/4/13	14,065.75	14,065.75	14,065.75	-	-	14,065.75	14,065.75	14,065.75
Franklin Bank	General	2.64% 8/8/12	30,888.19	30,888.19	30,888.19	-	-	30,888.19	30,888.19	30,888.19
Franklin Bank	General	1.91% 10/19/11	8,052.68	8,052.68	8,052.68	-	-	8,052.68	8,052.68	8,052.68
<b>TOTAL</b>			155,306.38	155,306.38	155,306.38	-	-	155,306.38	155,306.38	155,306.38
TOTAL Fund Balances			166,086,851.77				153,204,299.17			

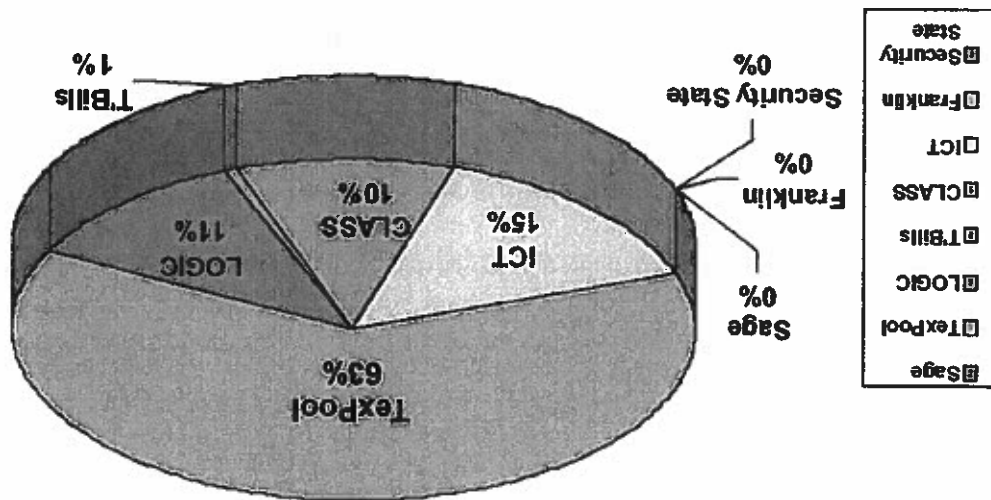
## BENCHMARK

CURRENT 90 DAY TREASURY BILL YIELDING .117%

Fund balances for 8/31/10



# INVESTMENT ALLOCATION TOTALS AUGUST 2010



All maturity dates are less than 180 days. The Treasurer's Office invests with prudence to keep security and liquidity as the primary goals. The strategy used for each fund is based on the terms described in the Hays County Investment Policy. The Treasurer's Office strictly adheres to all laws and statutes concerning the investment of public funds.

*[Signature]*  
 Bill Herzog, Hays County Auditor

*[Signature]*  
 Michele Tuttle, Hays County Treasurer

*[Signature]*  
 Britney Richey, Accountant, Hays County

## *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 2 to the grant contract with the Texas Water Development Board to extend the deadline for completion of the Regional Water/Wastewater Facilities Planning Study to February 28, 2011.

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

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** No additional funds required

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

**REQUESTED BY:** Hauff

**SPONSORED BY:** Sumter

**SUMMARY:**

On August 19, 2008 the Commissioners Court authorized execution of a grant contract with the Texas Water Development Board (TWDB) for funding to conduct a Regional Water/Wastewater Facilities Planning Study for primarily western Hays County. On October 28, 2008 the firm of HDR Engineering, Inc. was selected by the County to conduct the study. Due to several pending issues and actions, including finalization of the Region K and L State Water Plans and groundwater availability questions associated with GMA 9, study completion has been delayed to integrate results into final recommendations of the Water/Wastewater report.

Amendment 2 will extend the study completion/contract termination date to February 28, 2011. This will allow for two required public meetings and preparation of the draft and final reports. There is no change in the funding amount, and no additional funding required from the County.

STATE OF TEXAS

TWDB Contract No. 0804830842

COUNTY OF TRAVIS

TEXAS WATER DEVELOPMENT BOARD

AND

HAYS COUNTY

AMENDMENT NO. 2

This Contract and Agreement made and entered on August 21, 2008 and amended on July 21, 2009, is hereby further amended as follows:

1. Section I, Article I, Item K (Draft Final Report Submission Date) is changed from May 22, 2010 to December 15, 2010.
2. Section I, Article I, Item L (Final Report Deadline (Contract Expiration)) is changed from November 22, 2010 to February 28, 2011.
3. Section II, Article IV. (Compensation, Reimbursement and Repayment), Item 2 shall be revised as follows:

The CONTRACTOR (S) shall submit payments and documentation for reimbursement billing according to the VOUCHER SUBMISSION SCHEDULE and in accordance with the approved task and expense budgets contained in Exhibit C to this CONTRACT. The CONTRACTOR has budget flexibility within task and expense budget categories to the extent that the resulting change in amount in any one task or expense category does not exceed 35% of the total authorized amount by this CONTRACT for the task or category. Larger deviations shall require approval by EXECUTIVE ADMINISTRATOR or designee which will be documented through an Approved Budget Memorandum to the TWDB contract file. The CONTRACTOR will be required to provide written explanation for the overage and reallocation of the task and expense amount.

For all reimbursement billings including any subcontractor's expenses, the EXECUTIVE ADMINISTRATOR must have determined that the REQUIRED INTERLOCAL AGREEMENT (S) and contracts or agreements between the CONTRACTOR(S) and the subcontractor are consistent with the terms of this CONTRACT. The CONTRACTOR(S) is fully responsible for paying all charges by subcontractors prior to reimbursement by the TWDB.

4. All other terms and conditions of TWDB Contract No. 0804830842 shall remain in full force.

IN WITNESS WHEREOF, the parties hereto cause this Contract and Agreement to be duly executed in duplicate.

TEXAS WATER DEVELOPMENT BOARD HAYS COUNTY

\_\_\_\_\_  
Carolyn L. Brittin  
Deputy Executive Administrator  
Water Resources Planning & Information

\_\_\_\_\_  
The Honorable Elizabeth "Liz" Sumter  
Hays County Judge

Date: \_\_\_\_\_

Date: \_\_\_\_\_

## *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: Accept contribution from the Burdine Johnson Foundation for the Historical Jail Restoration project and amend the budget accordingly.**

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED: \$100,000.00**

**LINE ITEM NUMBER OF FUNDS REQUIRED: 144-676-00.4610**

**REQUESTED BY: Kate Johnson**

**SPONSORED BY: Liz Sumter**

**The Historical Commission has been awarded \$100,000 for miscellaneous capital improvements towards the Historical Jail Restoration project.**

**Budget Amendment:**

144-676-00.4610 – contributions:            (100,000)  
144-676-00.5741 – misc capital improv:    100,000

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Accept contribution from the Burdine Johnson Foundation for the Historical Jail Restoration project and amend the budget accordingly.

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$100,000.00

**LINE ITEM NUMBER:** 144-676-00.4610

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:**

**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:** \_\_\_\_\_



## *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 renewal of Bid #2008-B15 Annual Dumpsters Countywide for one (1) additional year as provide for in original bid.**

**CHECK ONE:**

☒ **XCONSENT**

☐ **ACTION**

☐ **EXECUTIVE SESSION**

☐ **WORKSHOP**

☐ **PROCLAMATION**

☐ **PRESENTATION**

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Herzog/Maiorka**

**SPONSORED BY: Sumter**

**SUMMARY: All terms and conditions remain unchanged and in full force and effect as provided in the original bid.**



**OFFICE OF THE COUNTY AUDITOR**

Hays County Purchasing  
111 E. San Antonio Street, Suite 101  
San Marcos, Texas 78666  
512-393-2273  
Fax: 512-393-2276  
[www.co.hays.tx.us](http://www.co.hays.tx.us)

**Bill Herzog, CPA**  
County Auditor  
[bherzog@co.hays.tx.us](mailto:bherzog@co.hays.tx.us)

**Cindy Maiorka, CPPB**  
Purchasing Manager  
[cindym@co.hays.tx.us](mailto:cindym@co.hays.tx.us)

Texas Disposal Services  
P O BOX 17126  
Austin Texas 78760

10/7, 2010

The bid for "Annual Dumpster for Hays County" will expire soon. This letter will serve as notice that Hays County would like to renew your existing bid for one (1) additional year, provided all terms and conditions remain unchanged and in full force and effect as provided in original bid with one condition vendor is now charging a street usage fee of 5%. If you are in agreement with this, please sign below and mail back to Hays County Purchasing Office, 111 E. San Antonio Street, Suite 101, San Marcos, Texas 78666

If you have any questions please feel free to contact me at 512-393-2271.

Please find enclosed the tabulation sheet.

Sincerely,

  
Andrea R. Soto  
Purchasing Specialist

Signature  Date 10/8/10

Printed Name Jay Howard

Company Name Texas Disposal Systems

T.D.S.

**BID SHEET**  
**PRICING SHOULD BE PER HAUL**

**BID: 2008-B15/ANNUAL DUMPSTER CONTRACT**  
**DUE: THURSDAY, JUNE 19, 2008 NO LATER THAN 2:00 P.M.**

DUMPSTER QUANTITY/SIZE	LOCATION	QTY HAULS	PRICE PER HAUL	PRICE ADD'L HAULS
1 EACH/ 4 YARD	Juvenile Probation-Max Smith Bldg 302 W. San Antonio St., San Marcos, TX 78666	1 X Week	\$15.01	\$35.00
1 EACH/ 8 YARD	SM Health Department 401-A Broadway St., San Marcos, TX 78666	1 X Week	\$21.48	\$45.00
★ 1 EACH/ 8 YARD	Civic Center - (off of Clovis Barker Ln) 1249 Civic Center Loop., San Marcos, TX 78666	1 X Week	\$21.48	\$45.00
2 EACH/ 8 YARD Note: slope front dumpster only	Hays County Jail-LEC 1307 Uhland Rd., San Marcos, TX 78666	M-W-F	\$17.56	\$45.00
1 EACH/ 40YARD	Pct.1 Road Dept.- (off of Clovis Barker Ln) 1101 Civic Center Loop, San Marcos, TX 78666	1 X Month	\$464.00	\$374.00
2 EACH/ 8 YARD	Justice Center 110 MLK Dr., San Marcos, TX 78666	2 X Week	\$18.01	\$45.00
1 EACH/ 4 YARD	Extension Of/ Env. Health Dept. 1253 Civic Center Loop, San Marcos, TX 78666	1 X Week	\$15.01	\$35.00
1 EACH/ 40YARD	Hays County Road Department 2171 Yarrington Rd., San Marcos, TX 78666	1 X Week	\$369.00	\$348.00
1 EACH/ 4 YARD	Adult Probation 700 North LBJ, San Marcos, TX 78666	1 X Week	\$24.48	\$35.00
1 EACH/ 8 YARD	Building Maintenance 2019 Clovis Barker Ln., San Marcos, TX 78666	1 X Week	\$21.48	\$45.00
1 EACH/ 8 YARD	Juvenile Detention Center 2250 Clovis Barker Ln., San Marcos, TX 78666	M-W-F	\$22.86	\$45.00
3 EACH/ 8 YARD	Dudley Johnson/ Vetter Park 4444 & 3970 South Old Stagecoach Rd., SM, TX 78666	Every Tues.	\$23.17	\$45.00
1 EACH/ 8 YARD	Precinct 2 Offices 150 E. Lockhart St, Kyle, TX 78640	1 X Week	\$21.48	\$45.00
1 EACH/ 4 YARD	Constable Pct. 2 Office 401 Rebel Rd., Kyle, TX 78640	1 X Week	\$14.01	\$35.00
1 EACH/ 8 YARD	Precinct 3 Offices 14306 R.R. 12, Wimberley, TX 78676	1 X Week	\$22.17	\$45.00
1 EACH/ 8 YARD	Precinct 4 Offices - Stephenson Bldg. 101 Old Fitzhugh Rd., Dripping Springs, TX 78620	1 X Week	\$22.17	\$45.00
1 EACH/ 40YARD	Pct. 4 Road Department (Barn) 20290 FM 150 West, Driftwood, TX 78650	1 X Month	\$320.00	\$430.00

## *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: Amend FY10 Budget of Juvenile Center Fund**

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

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**Amount Required: \$ 22,585.00**

**LINE ITEM NUMBER OF FUNDS REQUIRED: to 070-685-00.5448 Contract Svcs.**

**to 070-685-00.5430 Insurances**

**to 070-685-00.5452 Trash Haul**

**to 070-685-00.5719 Misc Capital Improv**

**from 070-685-00.5091 Salary Adj.**

**REQUESTED BY: B. littlejohn/Auditors Office**

**SPONSORED BY: Sumter**

**SUMMARY:**

**See Budget Amendment**

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Amend FY10 Budget of Juvenile Center Fund

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$22,585.00

**LINE ITEM NUMBER:** to 070-685-00.5448 Contract Svcs.

to 070-685-00.5430 Insurances

to 070-685-00.5452 Trash Haul

to 070-685-00.5719 Misc Capital Improv

from 070-685-00.5091 Salary Adj.

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:** See budget amendment form

**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: Amend FY10 Budget of Parks Fund**

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

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**Amount Required: \$ 1,176.00**

**LINE ITEM NUMBER OF FUNDS REQUIRED: to 140-700-00.5021 Park Staff**  
**to 140-700-00.5061 Longevity**  
**from 140-700-00.5101 Fica/Ret**  
**from 140-700-00.5160 Insurance**

**REQUESTED BY: J. Pinnix/Auditors Office**

**SPONSORED BY: Sumter**

**SUMMARY:**

**See Budget Amendment**

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Amend FY10 Budget of Parks Fund

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$1,176.00

**LINE ITEM NUMBER:** See Budget Amendment Form

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**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:** \_\_\_\_\_

## *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: Amend FY10 Budget of Transfer Station and Jail in General Fund**

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

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**Amount Required: \$ 3,165.00 in Transfer Station**  
**\$66,200.00 In Jail**

**LINE ITEM NUMBER OF FUNDS REQUIRED: to 001-716-00.5452 Trash Haul/Transfer St.**  
**from personnel and other line items**  
**to 001-618-03.5361 Contract Detention/Jail**  
**to 001-618-03.5431 Medical Svcs./Jail**  
**from 001-618-03.5021 Staff/Jail**

**REQUESTED BY: J. Pinnix/S. Brodbeck/Auditors Office**

**SPONSORED BY: Sumter**

**SUMMARY:**

**See Budget Amendment**



# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Amend FY10 Budget of Transfer Station and Jail in General Fund

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$3,165.00

**LINE ITEM NUMBER:** See budget amendment form

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**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:** \_\_\_\_\_

## *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: Amend FY10 Budget of Various Departments in General Fund and other Funds for personnel line items from salary adjustments in Countywide**

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

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**Amount Required: \$ 24,472.00**

**LINE ITEM NUMBER OF FUNDS REQUIRED: from 001-645-00.5091**

**to various line items**

**REQUESTED BY: Auditors Office**

**SPONSORED BY: Sumter**

**SUMMARY:**

**See Budget Amendment**

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Amend FY10 Budget of Various Departments in General Fund and other Funds for personnel line items from salary adjustments in Countywide

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$24,472.00

**LINE ITEM NUMBER:** 001-645-00.5091 to various line items

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:** See attached budget amendment form.

**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:** \_\_\_\_\_

ORDER AMENDING THE COUNTY OF HAYS BUDGET  
FOR FY ENDING SEPTEMBER 30, 2010

THE STATE OF TEXAS  
COUNTY OF HAYS

WHEREAS, on the 19<sup>th</sup> day of October, A.D., 2010, the Commissioners' Court of Hays County, Texas

has determined that a need exists for the reallocation of certain appropriations included in the FY 2010 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, 2010 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 19<sup>th</sup> day of October, 2010.

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. FRITSCHKE  
COUNTY CLERK, HAYS COUNTY, TEXAS

**FUND NO. 070**  
**FUND TITLE: JUVENILE CENTER**

<u>Line Item - Expenditures</u>		Appropriation	<u>Amendment</u>		Appropriation
		before	Increases	Decreases	as
		Amendment			Amended
<b>JUVENILE CENTER (685):</b>					
070-685-00.5340	Insurance	66,200	135		66,335
070-685-00.5452	Trash Hauling	5,580	500		6,080
070-685-00.5448	Contract Svcs	276,070	20,000		296,070
070-685-00.5719	Misc Capital Improvements	80,876	1,950		82,826
070-685-00.5091	Salary Adj	293,395		(22,585)	270,810

Transfer for needed contract svcs., capital improvements from personnel savings

**FUND NO. 001**  
**FUND TITLE: GENERAL FUND**

**TRANSFER STATION (716):**

001-716-00.5452	Trash Hauling	140,000	3,165		143,165
001-716-00.5021	Staff	77,928		(40)	77,888
001-716-00.5061	Longevity	1,705		(697)	1,008
001-716-00.5101	FICA/RET	18,369		(925)	17,444
001-716-00.5160	Insurance	31,203		(1,140)	30,063
001-716-00.5551	Cont. Ed	300		(218)	82
001-716-00.5489	Telephone	3,775		(145)	3,630
				<u>(3,165)</u>	

Transfer personnel, cont. ed, telephone savings to trash hauling.

**JAIL (618-03):**

001-618-03.5361	Contract Detention	631,500	21,700		653,200
001-618-03.5431	Medical Svcs	392,500	50,000		442,500
001-618-03.5021	Staff	4,626,220		(71,700)	4,554,520

Transfer personnel savings to Jail medical svcs & contract detention.

**REVENUE**

			<u>Decreases</u>	<u>Increases</u>	
001-000-00.4309	Indigent Defense Task Force	65,000		9,663	74,663

Budget additional FY10 grant award to help cover expenses already exceeding revenue.

**FUND NO. 140**  
**FUND TITLE: PARKS FUND**

**PARKS ADMINISTRATION (700):**

140-700-00.5021	Staff	23,754	478		24,232
140-700-00.5061	Longevity	0	698		698
140-700-00.5101	FICA/RET	8,503		(20)	8,483
140-700-00.5160	Insurance	13,373		(330)	13,043
140-700-00.5453	Eqpt Maint	24,400		(826)	23,574
				<u>1,176</u>	<u>(1,176)</u>

Transfer eqpt maintenance savings to adjust salary/longevity.

## *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:**

Report to Commissioners Court identifying administrative approvals issued during the month of September, 2010

**TYPE OF ITEM:** Consent

**PREFERRED MEETING DATE REQUESTED:** October 20, 2010

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** Yolanda Sanchez, Office Manager, Hays County Development Services

**SPONSORED BY:** Judge Elizabeth Sumter

**SUMMARY:**

In conformance with Hays County's Development Regulations this report identifies all administrative approvals issued by the department during the month of September, 2010

# HAYS COUNTY DEVELOPMENT AUTHORIZATIONS

## August 2010

In accordance with Sections 701.08.01(B)(2) and 711.03.01(B)(2) of the Hays County Development Regulations, the following Development Authorizations have been issued by the Department based upon and under the authority delegated it by the Commissioners Court.

LI	PERMIT #	PROPERTY OWNER	DATE	LEGAL DESCRIPTION	N/E	PB/PV	FPI/O	RCHI/O	SYSTEM	DEV TYPE	PCT.#
	2010-292	MILDRED WATSON	08/03/10	BURNETTE RANCH SEC 1	N	PV	O	O	STANDARD	SF	3
LI	2010-289	JEFFREY C. FAECKE	08/03/10	2815 B CENTERPOINT	N	PV	O	O	SPRAY	SF	1
	2010-301	CELESTINO ALBARADO	08/03/10	ROLLING OAKS LOT 63-B SEC 3	N	PV	O	O	SPRAY	SF	4
LI	2010-291	WILLIAM & JANIS COWELL	08/04/10	SUNSET CANYON I LOT 438	N	PV	O	O	SPRAY	SF	4
	2010-300	JOYCE CARTER	08/06/10	WHITE WINGS LOT B2A	N	PV	O	O	STANDARD	NSF	3
LI	2010-308	JOSEPH & CYNTHIA BRYANT	08/06/10	PINNACLE RIDGE ESTATES LOT 6A	N	PV	O	O	STANDARD	SF	3
	2010-307	MARK BRADLEY	08/13/10	WOODBROOK LOT 37	N	PB	O	O	SPRAY	SF	2
LI	2010-309	P&C DUNHAM INC	08/13/10	OLD WEST TRAIL LOT 29	N	PB	O	O	SPRAY	SF	2
	2010-336	SHELLY SANFORD	08/19/10	ROAD WIMBERLEY TX 78676	N	PV	O	O	STANDARD	SF	2
LI	2010-329	RHETA PLOCAR	08/20/10	RHETA A PLOCAR	N	PV	O	O	SPRAY	SF	2
	2010-299	ANN FORTESCUE	08/20/10	107 DARLING DRIVE LOT 1	N	RW/WE	O	O	SPRAY	SF	3
LI	2010-229	SHELLY SANFORD	08/23/10	447 CARNEY RANCH ROAD WIMBERLEY	N	RWC	O	O	STANDARD	BARN/AP	3
LI	2010-325	SPENCER PERSKIN	08/23/10	VIEWPOINT ESTATES LOT 5 B	N	PV	O	O	SPRAY	SF	2

LI	PERMIT #	PROPERTY OWNER	DATE	LEGAL DESCRIPTION	N/E	PB/PV	FPI/O	RCHI/O	SYSTEM	DEV TYPE	PCT.#
	2010-257	LENNAR HOMES	08/23/10	RIM ROCK PH 2 SEC 3 BLK A LOT 97	N	PV	O	O	SPRAY	SF	4
	2010-255	LENNAR HOMES	08/23/10	RIM ROCK PH 3 SEC 3 BLK A LOT 63	N	PV	O	O	SPRAY	SF	4
	2010-253	LENNAR HOMES	08/23/10	RIM ROCK PH 3 SEC 3 BLK A LOT 49	N	PV	O	O	SPRAY	SF	4
	2010-324	JOHN TUCKER	08/23/10	COUNTRY ESTATES LOT 27 SEC 2	N	PV	O	O	SPRAY	SF	3
LI	2010-339	EDWARD BREITENBACH	08/30/10	DEER LAKES ESTATES LOT 1	N		O	O	SPRAY	SF	3
	2010-306	MERCEDES HOMES	08/31/10	RIM ROCK LOT 67 BLK A PH 3 SEC 3	N	PB	O	O	SPRAY	SF	4

**LEGEND:**

N/E	New or Existing Development	CO	Commercial
PB/PV	Public or Private Facility	SF	Single Family
FPI/O	In or Out of a Floodplain	NSF	Non-Single Family
RCHI/O	In or Out of a Recharge Zone	MH	Mobile Home
SYSTEM	Type of System		
DEV TYPE	Type of Development		
PCT #	Precinct Number		



Agenda Item Request Form

# Hays County Commissioners' Court

9:00 a.m. Every 2<sup>nd</sup> and 4<sup>th</sup> Tuesday

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

no later than 12:00 noon on the Wednesday following the Commissioners' Court meeting.

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

**AGENDA ITEM:** Payment of invoice to Commercial Kitchen for repairs to oven in the Juvenile Center.

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

**MEETING DATE REQUESTED:** October 19, 2010

**REQUESTED BY:** Brett Littlejohn

**FUNDS REQUIRED:** \$396.81 from 070-685-00-99-017-5391

**SUMMARY:** Payment of invoice to Commercial Kitchen for repairs to an oven in the Juvenile Center.

**AGENDA ITEM – APPROVED BY:**

**COUNTY JUDGE**                      ●

**COUNTY AUDITOR**                      ●

**COMMISSIONER PCT. 1** ●

**COMMISSIONER PCT. 2** ●

**COMMISSIONER PCT. 3** ●

**COMMISSIONER PCT. 4** ●

**ACTION TAKEN / ACTION REQUIRED:**



Thank you for choosing CKPS!  
We Keep You Cookin !

## Invoice

INVOICE NUMBER A117814-IN

INVOICE DATE 9/23/2010

PAGE 1

SALESPERSON 0008

Please Remit to:

P O Box 831128 San Antonio Texas 78283

SOLD TO : 06-HAY5220

HAYS COUNTY JUVENILE CENTER  
2250 CLOVIS BARKER RD.  
San Marcos, TX 78666

SHIP TO: HAYS COUNTY JUVENILE DETENTION  
2250 CLOVIS BARKER  
San Marcos, TX 78666

Confirm To:  
JOHN LITTLE

Payment Type: CHECK

Last 4 CC:

Customer P.O.		Ship VIA		Terms		Net 30 Days	
ITEM NO.	UNIT	ORDERED	SHIPPED	BACK ORD	PRICE	AMOUNT	
GARL G0554-1	EACH	1.00	1.00	0.00	23.00	23.00	
PILOT ASSEMBLY, NAT.			Whse: 008				
CKR 7881	EACH	1.00	1.00	0.00	58.41	58.41	
PILOT BURNER N/LP (A)			Whse: 008				
ROBS 1980-018	EACH	1.00	1.00	0.00	12.40	12.40	
THERMOCOUPLE 18" (A)			Whse: 008				
/SERVICE FEE		1.00	1.00	0.00	68.00	68.00	
Service Fee							
/LABOR	HOUR	2.50	2.50	0.00	94.00	235.00	
Labor							

OCT 01 19

MCJC

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

ALL RETURNS MUST BE WITHIN 30 DAYS OF PURCHASE. ELECTRICAL PART RETURNS  
ARE NOT ACCEPTED. ALL RETURNS MUST BE UNUSED AND IN THE ORIGINAL  
PACKAGING. A 20% RESTOCKING FEE WILL BE APPLIED.

Net Invoice:	396.81
Less Discount:	0.00
Freight:	0.00
Sales Tax:	0.00
Invoice Total:	396.81



**PARTS & SERVICE**

**CERTIFIED**  
**CFEBA.**  
**COMPANY**  
Commercial Food Equipment Service Association

JOB	A-117814	DATE	8-5-10
TECH	008	DISPATCH	270308

CUSTOMER #				Hay 5220			
ORDERED BY				PHONE #			
Suzanna				512-393-5220			
CUST PO#				CRPS PO#			
MFG				EQUIP TYPE			
Garland				Open			
MODEL #		SERIAL #					
PX 36C-6-2626		0109 PM 077R					
RATED		SUPPLIED		AMPS		PHASE	
VOLTAGE							
GAS PRES		4.5		INSTALL DATE:			
TROUBLE REPORTED:							
Pilot Issues							

CASH \_\_\_\_\_ CHECK # \_\_\_\_\_ CREDIT CARD AUTH # \_\_\_\_\_

INITIALS APPROVING EXPEDITED

CLAIMING MFG WARRANTY? or CKPS WARRANTY? FREIGHT \_\_\_\_\_

YES \_\_\_\_\_ NO ☒ / YES \_\_\_\_\_ NO ☒

RED BLUE ORANGE

DESCRIPTION OF WORK PERFORMED:  
Found Pilot burner assy. in bad shape. Poor  
flame to T-Couple.  
Replace whole assembly & T-Couple as needed  
Test operation. All is well.

PARTS USED:				PARTS USED:					
QTY	PART & NUMBER		PRICE EA.	EXTENSION	QTY	PART & NUMBER		PRICE EA.	EXTENSION
1	GARLG-0554-1			23.00					
	Pilot 0554								
1	CKR 7881			58.41					
	Pilot BURNER								
1	ROBS 1730-018			12.40					
	T-couple								
				MISCELLANEOUS: ELEC PLBG HOWR					
TECH	008	5	008					TOTAL PARTS	93.81
DATE	4-5	5	9-23					SERVICE FEE	68.00
TIME IN	1410	parts	1210					TOTAL LABOR	235.00
TIME OUT	1500		1330					S & H	
TOTAL TIME	05	15	125	(35)				TRAVEL	

**TERMS OF SALE:** Payment due upon completion of service unless otherwise agreed to in writing. All collection costs, reasonable attorney fees and court costs incurred in collection of this invoice are payable in full by buyer. Customer gives Commercial Kitchen Parts & Service security interest on the parts and material used in repair of equipment. If invoice is not paid when due, Commercial Kitchen Parts & Service may remove described parts and materials.

**WARRANTY WORK** must be specified by customer when requesting service. Payment for warranty work is the responsibility of the customer unless approved and paid for by the manufacturer.

TACLA018901C

Regulated by the Texas Department of Licensing and Regulation  
P.O. Box 12157, Austin, TX 78711 (800) 803-9202 (512) 463-6599

**SIGNATURE**

PRINTED NAME

DATE \_\_\_\_\_

**Signature indicates completion of service and agreement to pay.**

## *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:**

**Accept Task Force on Indigent Defense additional grant funds and amend the FY2010 budget accordingly.**

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED: \$9,663.00**

**LINE ITEM NUMBER OF FUNDS REQUIRED: 001-000-00.4309**

**REQUESTED BY: Bill Herzog**

**SPONSORED BY: Liz Sumter**

**SUMMARY:**

**The Task Force on Indigent Defense has awarded Hays County an additional \$9,663.00 in the form of an Equalization disbursement for FY2010 in order to help counties improve their indigent defense system.**

**Budget Amendment;**

**001-000-00.4309-- Task Force on Indigent Defense: (9,663.00)**

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Accept Task Force on Indigent Defense additional grant funds and amend the budget accordingly.

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$9,663.00

**LINE ITEM NUMBER:**001-000-00.4309

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:** See budget amendment for details.

**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:**\_\_\_\_\_

## *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:** Ratify the execution of the renewal of the FY11/12 State Case Registry (SCR) Contract and Hays County Incident Report Plan with the Office of the Attorney General, Child Support Division.

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

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Adair

**SPONSORED BY:** SUMTER

**SUMMARY:** Renewal of annual contract and plan for receipt of grant funds.

***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: Call for a Public Hearing on November 9, 2010 to establish traffic regulations (a load limit of 17,500 lbs. axle or tandem) for the San Marcos River bridge on Old Bastrop Hwy, CR266, as recommendation by TxDOT**

<b>TYPE OF AGENDA ITEM</b>	<b>Subdivision</b>	<b>Road</b>	<b>Staff Recommendation</b>
----------------------------	--------------------	-------------	-----------------------------

<b>PREFERRED MEETING DATE REQUESTED: October 19, 2010</b>
---

<b>AMOUNT REQUIRED: none</b>
------------------------------

<b>LINE ITEM NUMBER OF FUNDS REQUIRED: N/A</b>
--

<b>REQUESTED BY: Jerry Borcharding</b>
--

<b>SPONSORED BY: Commissioner Ingalsbe</b>
--

<b>SUMMARY: TxDOT inspects all Off-System bridges within Hays County. They have submitted a report on the load limit requirements for the bridge on Old Bastrop Hwy, CR266 over the San Marcos River. TxDOT needs an official approval and recommendation date for installation of the signs for enforcement and to update the National Bridge Inventory database. The new classification weight limit for the current bridge is 17,500 lbs. axle or tandem. (see attached)</b>
---

<b>STAFF REVIEW/COMMENTS</b>
------------------------------

<b>ENVIRONMENTAL HEALTH DIRECTOR:</b>
---------------------------------------

<b>ROAD DIRECTOR:</b>
-----------------------

<b>STAFF RECOMMENDATIONS:</b>
-------------------------------

## *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:**

**10-26-1 La Moraia Estates Subdivision (1 Lot). Discussion and possible action to consider waiver of preliminary plan; approve of final plat.**

**TYPE OF ITEM: ACTION**

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED: N/A**

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

**REQUESTED BY: Garza**

**SPONSORED BY: Ingalsbe**

#### **SUMMARY:**

**The proposed La Moraia Estates subdivision consists of one 6 acre lot located off of Heidenreich Lane in Precinct 1. The lot was created as a result of an exemption subdivision and has been sold outside of the original family and now requires a plat under Hays County and State rules. The lot has 313 feet of direct frontage and is the planned location of a single family home site. Although it is located in the City of Kyle's ETJ, it is over 5 acres and therefore outside their plat requirements.**

**A request has been made to waive preliminary plan and move straight to final plat because the owners of the property found out about the plat requirement during the time they approached Hays County for permits. They have patiently waited a number of months for the plat to be completed, reviewed, and approved. This lot will be served by individual an on-site sewage facility and public groundwater supply system.**



**LA MORAIA ESTATES**  
**A SUBDIVISION IN**  
**HAYS COUNTY, TEXAS**

STATE OF TEXAS  
COUNTY OF HAYS

KNOW ALL MEN BY THESE PRESENTS: WE, VALENTIN I. SALAZAR AND WIFE MARIA A. SALAZAR, OWNERS OF A RECORD 6.00 ACRE TRACT OF LAND, OUT OF THE ALBERT PACE SURVEY IN HAYS COUNTY, TEXAS, AS CONVEYED TO US BY DEED DATED MAR. 1, 2004, AND RECORDED IN VOLUME 2413, PAGE 888, OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS, DO HEREBY SUBDIVIDE 8.00 ACRES OF LAND TO BE KNOWN AS "LA MORAIA ESTATES" IN ACCORDANCE WITH THE PLAT SHOWN HEREON, SUBJECT TO ANY AND ALL EASEMENTS AND RESTRICTIONS HERETOFORE GRANTED AND DO HEREBY DEDICATE TO THE OWNERS OF THE PROPERTY THE USE OF THE STREETS AND EASEMENTS SHOWN HEREON.

IN WITNESS WHEREOF: VALENTIN I. SALAZAR AND MARIA A. SALAZAR  
HAS CAUSED THESE PRESENTS TO BE EXECUTED, AND THERE UNTO DULY AUTHORIZED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2010.

\_\_\_\_\_  
VALENTIN I. SALAZAR  
OWNER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
MARIA A. SALAZAR  
OWNER

\_\_\_\_\_  
DATE

STATE OF TEXAS  
COUNTY OF HAYS

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED VALENTIN I. SALAZAR, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION HEREIN STATED.

\_\_\_\_\_  
NOTARY PUBLIC IN AND FOR  
COUNTY, TEXAS  
COMMISSION EXPIRES \_\_\_\_\_  
PRINT NAME \_\_\_\_\_

STATE OF TEXAS  
COUNTY OF HAYS

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED MARIA A. SALAZAR, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT SHE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION HEREIN STATED.

\_\_\_\_\_  
NOTARY PUBLIC IN AND FOR  
COUNTY, TEXAS  
COMMISSION EXPIRES \_\_\_\_\_  
PRINT NAME \_\_\_\_\_

APPROVAL OF THIS PRELIMINARY PLAN DOES NOT CONSTITUTE APPROVAL OF ANY DEVIATION FROM THE COUNTY'S LAND DEVELOPMENT REGULATIONS IN THE FINAL PLAT, CONSTRUCTION PLAN OR SITE PLAN STAGE, UNLESS SUCH DEVIATIONS HAVE BEEN SPECIFICALLY REQUESTED IN WRITING AND SUBSEQUENTLY APPROVED IN WRITING BY THE COUNTY. SUCH APPROVALS DO NOT RELIEVE THE ENGINEER OF THE OBLIGATION TO MODIFY THE DESIGN OF THE PROJECT IF IT DOES NOT MEET ALL OTHER COUNTY LAND DEVELOPMENT REGULATIONS OR IF IT IS SUBSEQUENTLY DETERMINED THAT THE DESIGN WOULD ADVERSELY IMPACT THE PUBLIC'S SAFETY, HEALTH, WELFARE OR PROPERTY.

**ENVIRONMENTAL HEALTH NOTES:**

NO STRUCTURE IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL CONNECTED TO AN INDIVIDUAL WATER SUPPLY OR A STATE APPROVED COMMUNITY WATER SYSTEM OR TO SCHEDULED WATER SUPPLY AND WATER QUALITY. PROTECTIVE PROPERTY OWNERS ARE CAUTIONED BY THE COUNTY TO QUESTION THE SELLER CONCERNING DRINKING WATER AVAILABILITY. RAIN WATER COLLECTION IS ENCOURAGED AND IN SOME AREAS MAY OFFER THE BEST FEASIBLE WATER SOURCE.

NO STRUCTURE IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL CONNECTED TO A PUBLIC SEWER SYSTEM OR TO AN ON-SITE WASTEWATER SYSTEM WHICH HAS BEEN APPROVED AND PERMITTED BY HAYS COUNTY ENVIRONMENTAL HEALTH.

NO CONSTRUCTION OR OTHER DEVELOPMENT WITHIN THIS SUBDIVISION MAY BEGIN UNTIL ALL HAYS COUNTY DEVELOPMENT PERMIT REQUIREMENTS HAVE BEEN MET.

\_\_\_\_\_  
JERRY BOWENBERG, DIRECTOR  
RESOURCE, PROTECTION, TRANSPORTATION  
AND PLANNING  
HAYS COUNTY ENVIRONMENTAL HEALTH

\_\_\_\_\_  
DATE

\_\_\_\_\_  
TONY POPE, P.E., C.F.M.  
HAYS COUNTY RESOURCE PROTECTION,  
TRANSPORTATION AND PLANNING  
FLOODPLAIN ADMINISTRATION

\_\_\_\_\_  
DATE

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. 2010, THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS, PASSED AN ORDER AUTHORIZING THE FILING FOR RECORD OF THIS PLAT, AND SAID ORDER HAS BEEN ENTERED IN THE MINUTES OF SAID COURT IN BOOK \_\_\_\_\_, PAGE \_\_\_\_\_.

WITNESS MY HAND AND SEAL OF OFFICE, THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2010.

\_\_\_\_\_  
ELIZABETH SUMTER  
COUNTY CLERK  
HAYS COUNTY, TEXAS

\_\_\_\_\_  
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 THE FOREGOING INSTRUMENT IN WRITING WITH ITS CERTIFICATE OF AUTHENTICATION WAS FILED FOR RECORD IN MY OFFICE ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2010, AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M. IN THE PLAT RECORDS OF HAYS COUNTY, TEXAS, IN BOOK \_\_\_\_\_, PAGE(S) \_\_\_\_\_.

WITNESS MY HAND AND SEAL OF OFFICE, THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2010.

\_\_\_\_\_  
LINDA FRITSCH  
COUNTY CLERK  
HAYS COUNTY, TEXAS

**DRIVEWAY NOTES:**

IN ORDER TO PROVIDE SAFE USE OF ROADWAYS AND PRESERVE THE CONDITIONS OF PUBLIC ROADWAYS, NO DRIVEWAY CONSTRUCTED ON ANY LOT WITHIN THIS SUBDIVISION SHALL BE PERMITTED ACCESS ONTO A PUBLICLY DEDICATED ROADWAY UNLESS (a) A DRIVEWAY PERMIT HAS BEEN ISSUED BY THE ROAD DEPARTMENT OF HAYS COUNTY AND (b) THE DRIVEWAY SATISFIES THE MINIMUM SPACING REQUIREMENTS FOR DRIVEWAYS SET FORTH IN SECTION 7.23 OF THE HAYS COUNTY SUBDIVISION REGULATIONS.

IN APPROVING THIS PLAT BY THE COMMISSIONERS 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 PUBLIC THOROUGHFARES, OR IN CONNECTION THEREWITH SHALL BE THE RESPONSIBILITY OF THE OWNER AND/OR DEVELOPER OF THIS TRACT OF LAND COVERED BY THIS PLAT IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS PRESCRIBED BY THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS AND THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS, ASSUMES NO OBLIGATION TO BUILD STREETS, ROADS, OR OTHER PUBLIC THOROUGHFARES SHOWN ON THIS PLAT OR OF CONSTRUCTING ANY BRIDGES OR CULVERTS IN CONNECTION THEREWITH.

STATE OF TEXAS  
COUNTY OF HAYS

KNOW ALL MEN BY THESE PRESENTS, THAT I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS PLAT COMPLIES WITH THE SURVEY RELATED REQUIREMENTS OF THE HAYS COUNTY SUBDIVISION SPECIFICATIONS AND FURTHER CERTIFY THAT THIS PLAT IS TRUE AND CORRECTLY MADE AND IS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND AND THAT THE CORNER MONUMENTS WERE PROPERLY PLACED UNDER MY SUPERVISION.

\_\_\_\_\_  
DANIEL B. (BOCKY) EDWARDS  
REGISTERED PROFESSIONAL LAND SURVEYOR  
STATE OF TEXAS NO. 5472  
P.O.B. 950  
WIMBERLEY, TEXAS 78676  
512-847-3827

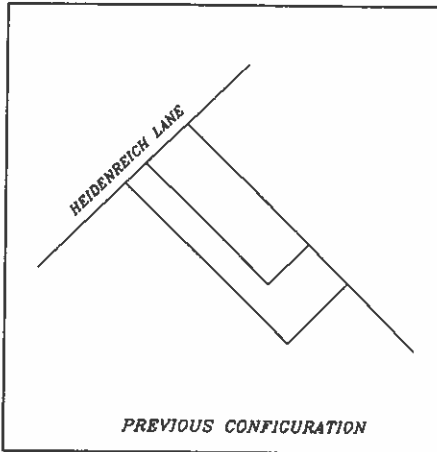
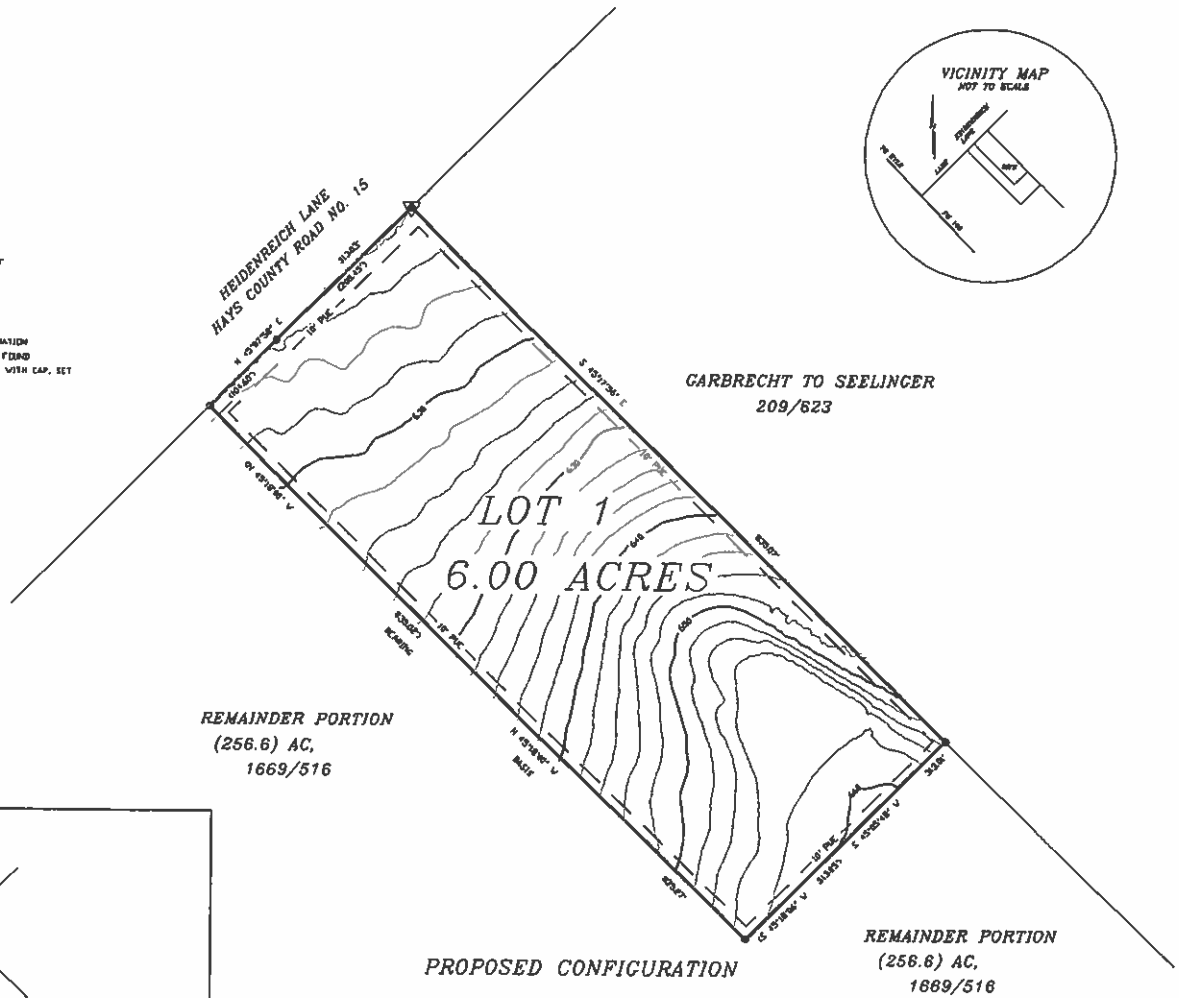
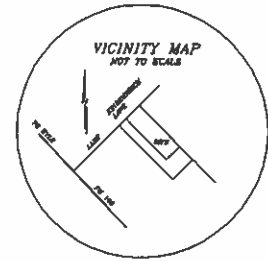
\_\_\_\_\_  
DATE

**LA MORAIA ESTATES**  
A SUBDIVISION IN  
HAYS COUNTY, TEXAS

SCALE: 1" = 100'  
AUGUST, 2009

**LEGEND**

( ) RECORD INFORMATION  
● 1/2" IRON ROD FOUND  
○ 3/8" IRON ROD WITH CAP, SET  
▲ AXEL FOUND



**NOTES:**

- 1) THIS LOT IS NOT IN THE E.T.J. ANY MUNICIPALITY.
- 2) ACCORDING TO THE NATIONAL FLOOD INSURANCE RATE MAP COMMUNITY PANEL NO. 48209C0405F, DATED SEP. 2, 2005, THIS LOT IS LOCATED IN ZONE X AND IS NOT IN THE 100-YEAR FLOODPLAIN.
- 3) THIS SUBDIVISION IS NOT WITHIN THE BOUNDARIES OF THE EDWARDS AQUIFER RECHARGE ZONE.
- 4) THIS SUBDIVISION IS NOT WITHIN THE BOUNDARIES OF THE CONTRIBUTING ZONE OF THE BARTON CREEK SEGMENT OF THE EDWARDS AQUIFER.
- 5) THIS SUBDIVISION IS IN THE BOUNDARIES OF THE HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT.
- 7) THE FOLLOWING PUBLIC UTILITY EASEMENTS ARE HEREBY GRANTED:
  - a) 20' ALONG ALL ROAD RIGHT-OF-WAYS, AND
  - b) 10' ALONG ALL OTHER LOT LINES.
- 9) THIS SUBDIVISION IS IN THE BOUNDARIES OF THE CALDWELL-HAYS ESD #1.
- 4) THIS SUBDIVISION IS WITHIN THE BOUNDARIES OF THE PLUM CREEK CONSERVATION DISTRICT.

**OWNER/DEVELOPER**  
VALENTIN I. SALAZAR AND  
MARIA A. SALAZAR  
405 SEMINOLE DRIVE  
AUSTIN, TEXAS 78745

**SURVEYOR**  
DANIEL R. (ROCKY) EDWARDS  
HAYS COUNTY LAND SURVEYING  
P.O. BOX 991  
VIMBERLEY, TEXAS 78676  
512-847-3827

TOTAL NO. LOTS	1
TOTAL AREA LOTS	6.00 ACRES
PROPOSED LAND USE	RESIDENTIAL
AVERAGE LOT AREA	6.00 ACRES
NO. LOTS BETWEEN 2 AC. AND 5 AC.	0
NO. LOTS LARGER THAN 5 AC. AND SMALLER THAN 10 AC.	1
ELECTRIC SERVICE	P. E. C.
TELEPHONE SERVICE	VERIZON
WATER SUPPLY	CLEARWATER WATER SUPPLY
WASTEWATER	INDIVIDUAL ON-SITE SEWAGE FACILITIES

## *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:**

**10-27-1 Replat of Lot 3, Oak Mesa Subdivision (3 Lots). Discussion and possible action to consider a variance from section 5.07 of the Hays County Development Regulations.**

**TYPE OF ITEM: ACTION**

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED: N/A**

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

**REQUESTED BY: Clint Garza**

**SPONSORED BY: Pct 2 Commissioner Jeff Barton**

**SUMMARY:**

The original developer of the Oak Mesa subdivision has begun the process of purchasing a lot back inside the division. It consists of 4 plated lots located off F.M. 150 in Precinct 2. The original lots were platted in 1993 and are all between 21.5 and 23.3 acres in size. The access to the division is via a 60 ft. private roadway easement which is classified as a shared access driveway under our rules. There are currently 3 parcels located off of the easement that do not have direct frontage to a public road and the creation of any additional lots would require the complete improvement and construction of a private/public roadway.

The proposed resubdivision will divide lot 3 from 22 acres into 3 new lots equaling 10, 7, and 5 acres in size. The owners have requested a variance from our local rules in lieu of constructing a county spec roadway. The total number of lots off of the shared access driveway if the variance is approved is 7 with 5 not having direct frontage to a permitted roadway.

## *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 a grant award from the Bureau of Justice Assistance (BJA) for the Bulletproof Vest Partnership (BVP) in the amount of \$1,712.06 and amend the budget accordingly.

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

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** \$856.03 (50% of project amount)

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Hauff

**SPONSORED BY:** Conley

**SUMMARY:**

On May 25, 2010 the Commissioners Court authorized submission of a grant application to the Bureau of Justice Assistance (BJA), Bulletproof Vest Partnership (BVP) in the amount of \$43,071.00 for 49 bulletproof vests, to include \$21,535.50 in grant funds with a required county match of the same amount (50/50 program). After submitting the electronic application to BVP on May 28, 2010 our eligibility decreased to \$7,987.50 for a total of 10 bulletproof vests. On October 8, 2010 we received notice that our Agency did receive an award from the Bulletproof Vest Partnership FY2010, further reducing the total project amount to \$1,712.06, or \$856.03 in available grant funds.

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Discussion and possible action to accept a grant award from the Bureau of Justice Assistance (BJA) for the Bulletproof Vest Partnership (BVP) in the amount of \$1,712.06 and amend the budget accordingly.

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$856.03 (50% of project amount)

**LINE ITEM NUMBER:** 001-618-99-001.5717

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:** No budget amendment is required

**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:** \_\_\_\_\_

## Margaret Buentello

---

**From:** Jeff Hauff  
**Sent:** Friday, October 08, 2010 7:44 AM  
**To:** Margaret Buentello; Jessica Carey; Vickie Wilhelm  
**Subject:** FW: Bulletproof Vest Partnership FY 2010 Award Announcement

FYI

---

**From:** owner-bvp-list@ojp.usdoj.gov [mailto:owner-bvp-list@ojp.usdoj.gov] **On Behalf Of** BVP  
**Sent:** Thursday, October 07, 2010 10:46 AM  
**To:** BVP-list  
**Subject:** Bulletproof Vest Partnership FY 2010 Award Announcement

The Bureau of Justice Assistance (BJA) is pleased to inform you that your agency will receive an award under the Fiscal Year (FY) 2010 Bulletproof Vest Partnership (BVP) solicitation. These funds have been posted to your account in the BVP system. For questions regarding the BVP Program or your award, please do not hesitate to contact the BVP Help Desk at [vests@usdoj.gov](mailto:vests@usdoj.gov) or 1-877-758-3787.

A complete list of FY 2010 BVP awards is available at: <http://www.ojp.usdoj.gov/bvpbasi/>

The FY 2010 award funds may be used for National Institute of Justice (NIJ) compliant armored vests which were ordered on or after April 1, 2010. The deadline to request payments from the FY 2010 award funds is August 31, 2012, or until all available 2010 awards funds have been requested.

BJA is also announcing a financial hardship waiver request for all FY 2010 BVP funds. Previously, a jurisdiction was only able to request up to 50% the cost of a vest with their available BVP funds. Now, during the payment request process, jurisdictions may request a waiver and receive up to 100% of the cost of each vest submitted for reimbursement.

Jurisdictions requesting a waiver of the 50% match requirement may not use BVP funds toward the purchase of any vest with a total unit cost greater than \$1,200; excluding taxes, shipping and handling fees (if any) to maximize funding for all eligible jurisdictions.

Additionally, jurisdictions requesting a waiver have to meet criteria of financial or natural disaster hardship. The jurisdictions have to cite the source of their financial hardship during the waiver request process. Jurisdictions will be expected to keep documentation substantiating the financial hardship for four years and realize the waiver requests are open to Bureau of Justice Assistance and Office of the Inspector General audits.

Finally, all applicant jurisdictions, requesting a waiver of the 50% match, would be required to certify that the jurisdiction's Chief Executive Officer formally accepts the request for the waiver and confirms the waiver justification provided. The certification must list the highest elected official from the requesting jurisdiction in order to be approved. Thank You.

BVP Program Support Team

Section Status &gt; Current Status &gt; Application Details

OMB #1121-0235  
(Expires: 10/31/2006)**Application Profile**

Jurisdiction's Vest Replacement Cycle : 5 Years  
 Unspent BVP Funds Obligated for Vest Purchases: \$0.00  
 Emergency Replacement Needs: 0

**Application Details**

NIJ#	Quantity	Unit Price	Extended Cost	Tax Shipping and Handling	Total Cost
BA-3A00S-SM01	10	\$798.75	\$7,987.50	\$0.00	\$7,987.50
<b>Grand Totals</b>	<b>10</b>		<b>\$7,987.50</b>	<b>\$0.00</b>	<b>\$7,987.50</b>

**Award Summary for FY2010 Regular Fund**

Funds Type	Eligible Amount	Award	Date Approved	Status
Regular Fund	\$7,987.50	\$1,712.06	09/17/10	Approved By BVP
<b>Grand Totals:</b>	<b>\$7,987.50</b>	<b>\$1,712.06</b>		

Return

## *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 replacement of remaining rooftop HVAC units at the Law Enforcement Center pursuant to evaluation of best value for the County in response to Request for Proposal Number RFP 2010-P07 LEC-HVAC.

**TYPE OF ITEM:** Discussion/Action

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** \$257,000

**LINE ITEM NUMBER OF FUNDS REQUIRED:** 001-645-00.5741 Countywide Miscellaneous Capital Improvements

**REQUESTED BY:** Conley/Ingalsbe

**SPONSORED BY:** Conley/Ingalsbe

**SUMMARY:**

The Commissioners' Court approved \$2 Million for immediately needed Jail Renovations on August 23. Subsequently, the County issued an RFP for Rooftop HVAC Replacement as the first phase of this work. Proposals were received on September 24 and were evaluated by a committee composed of County personnel and staff from Broaddus & Associates. The selection committee recommended JE Dunn's proposal as the one providing the best value for the County

**JUSTIFICATION:**

JE Dunn scored highest on the evaluation per the criteria stated in the RFP and has provided the lowest cost bid.



# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Discussion and Possible Action to authorize replacement of remaining rooftop HVAC units at the Law Enforcement Center pursuant to evaluation of best value for the County in response to Request for Proposal Number RFP 2010-P07 LEC-HVAC.

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$257,000.00

**LINE ITEM NUMBER:** 001-645-00.5741 Miscellaneous Capital Improvements

**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:** \_\_\_\_\_



**Proposal Scoring Criteria**

**RFP 2010-P07 LEC-HVAC**  
**Hays County Law Enforcement Center Rooftop HVAC Replacement**  
**San Marcos, TX**

Follow-up Information re: Subjects Discussed in Interview	JE Dunn	Brath	Barecky	Notes
<b>Fan Coil Unit</b>	\$ 3,419	\$ -	\$ -	Included in Brath's original price; Included in Barecky's original price
<b>Extended Warranty:</b>				
10 Years Parts & Labor: 26 RTUs + 1 Split System Entire System	\$ 35,994	\$ 27,000	\$ 33,990	JE Dunn: Entire Unit; confirm scope of Brath's, Barecky's warranty
10 Years Parts & Labor: 26 RTUs + 1 Split System Compressor Only	\$ 25,299			JE Dunn: Compressor Only
10 Years Parts Only: 26 RTUs + 1 Split System		\$ 22,950		
10 Years Parts & Labor: 5 Additional RTUs		\$ 5,850		
10 Years Parts Only: 5 Additional RTUs		\$ 4,150		
<b>"TC" Model versus "PG" Model</b>				
<b>Value Engineering</b>				
Unistrut Racks to mount Disconnects	\$ -	\$ -		Included in Brath's original price
Remount Existing Transformers in New Disconnects	\$ -	\$ -		Included in Brath's original price
Check Existing Power (Voltage, etc.) at Units	\$ -	\$ -		Included in Brath's original price
Delivery of Stock Units 2 Weeks After Approved Submittal	\$ -	\$ -		Included in Brath's original price
Delivery of Remaining Units 6 Weeks After Approved Submittal	\$ -	\$ -		Included in Brath's original price
Transformers	\$ -	\$ -		Included in Brath's original price
Field Wire Single-Phase Fan Motors	\$ (13,492)			JE Dunn: Credit
Lennox instead of Carrier		\$ -		2-week lead for 22 units, 5-6 weeks for 4 units
Base bid, rounded	\$ 231,000	\$ 264,000	\$ 239,000	
<b>Total</b>	\$ 256,921	\$ 291,000	\$ 272,990	Subject to confirmation of extent of warranty coverage

**HAYS COUNTY**  
**Law Enforcement Center Rooftop HVAC Replacement**  
**RFP 2010-P07 LEC-HVAC**

**BROADBUSH & ASSOCIATES**  
*Architect/Engineer/Interior Designer*

**INTERVIEW COMMITTEE RANK SUMMARY MATRIX**

EVALUATION SUMMARY	RESPONDENTS		
	Jim Dunn	Drab	Barclay
Evaluator #1	85.00	79.00	71.00
Evaluator #2	85.00	84.00	76.00
Evaluator #3	75.00	70.00	70.00
Evaluator #4	72.00	72.00	70.00
<b>TOTAL</b>	317.00	305.00	287.00
<b>Average Score</b>	79.25	76.25	71.75

## *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 direct Broaddus & Associates to assist in preparing and issuing a Request for Qualifications (RFQ) and a Request for Proposals (RFP) for Design-Build Services to address immediately needed jail renovations at the Law Enforcement Center.

**TYPE OF ITEM:** Discussion/Action

**PREFERRED MEETING DATE REQUESTED:** October 12, 2010

**AMOUNT REQUIRED:** \$2,000,000

**LINE ITEM NUMBER OF FUNDS REQUIRED:** TBD (Jail Immediate Needs budget allocation)

**REQUESTED BY:** Conley/Ingalsbe

**SPONSORED BY:** Conley/Ingalsbe

**SUMMARY:**

The Commissioners' Court approved \$2 Million for Jail Renovations on August 23. These renovations are outlined in the Existing Facilities Assessment prepared by Broaddus & Associates. Summary budget and scheduled are attached.

**JUSTIFICATION:**

This scope of work has been identified by the Sheriff's Office as critical to continued operation of the Jail facility.

# *Agenda Item Routing Form*

**DESCRIPTION OF Item:** Discussion and Possible Action to direct Broaddus & Associates to assist in preparing and issuing a Request for Qualifications (RFQ) and a Request for Proposals (RFP) for Design-Build Services to address immediately needed jail renovations at the Law Enforcement Center.

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

## **COUNTY AUDITOR**

**Typically Requires 1 Business Day Review**

**AMOUNT:** \$2,000,000

**LINE ITEM NUMBER:** 001-645-00.5741 Miscellaneous Capital Improvements

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:**

Bill Herzog

## **SPECIAL COUNSEL**

**Typically Requires 9 Business Day Review**

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

**COMMENTS:**

## **COMMISSIONERS' COURT**

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

## **COUNTY JUDGE**

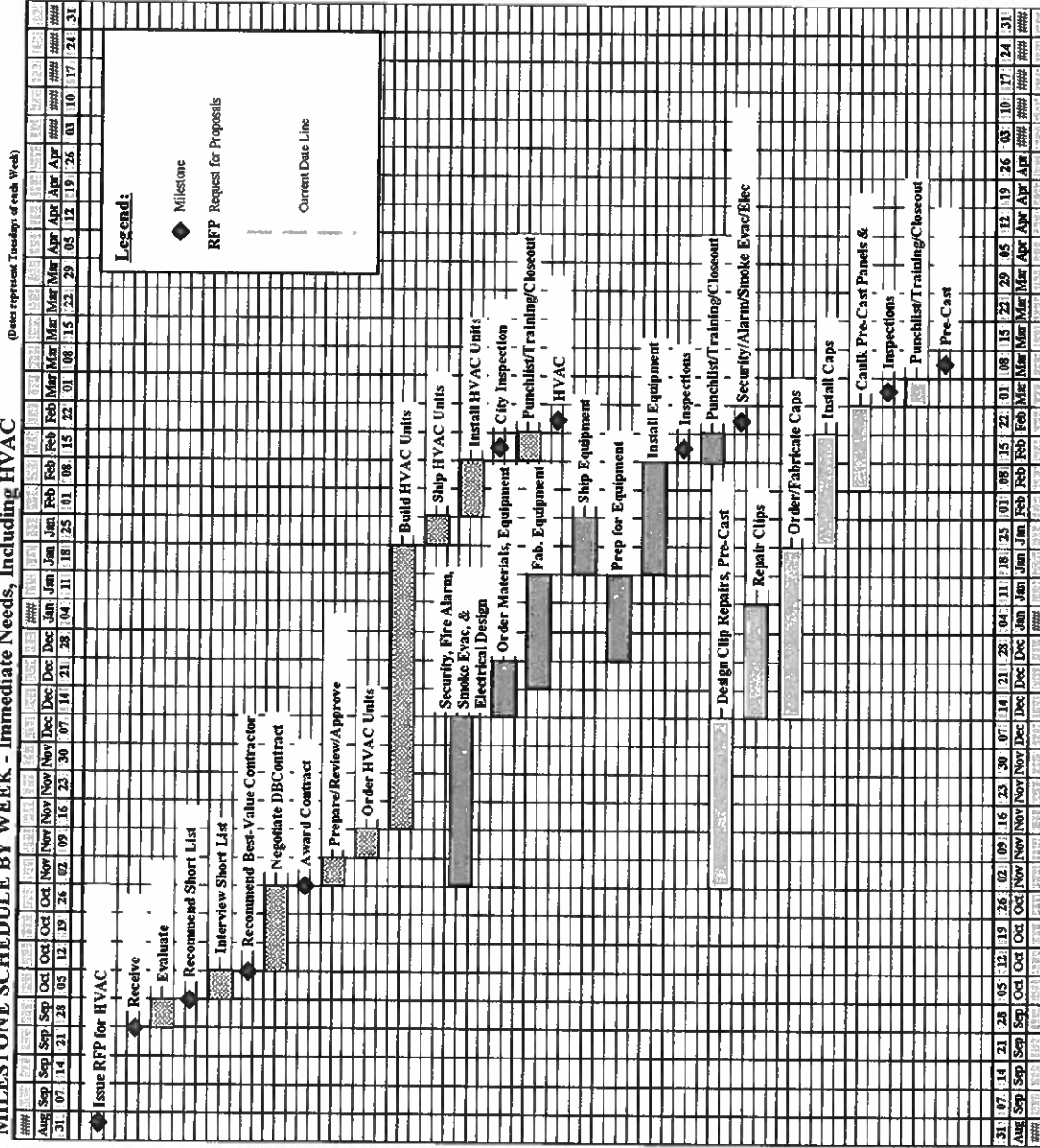
*Signature Required if Approved*

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

Contract Number: Project Number:

Hayes County

MILESTONE SCHEDULE BY WEEK - Immediate Needs, Including HVAC



**Hays County Sheriff's Office  
Law Enforcement Center  
Immediate Renovation Needs  
Preliminary Budget Estimates**

Description	Number	Unit	Unit Value	Cost	Note
Replace Existing Security Cameras & Monitors	100	camera	4,600	\$ 460,000	
Repair/Replace Fire Alarm System	1	allowance	500,000	\$ 500,000	
Replace Existing HVAC Units	32	each	15,000	\$ 480,000	
Re-wire Smoke Evacuation System	1	allowance	100,000	\$ 100,000	
Provide ADA Compliant Toilet and Shower at Infirmary	1	allowance	25,000	\$ 25,000	
Repair Structural Clips, Exterior	350	each	100	\$ 35,000	
Patch Pre-Cast Panels at Clips	350	each	200	\$ 70,000	
Clean & Re-caulk Pre-cast Panels	175	each	150	\$ 27,000	
Upgrade Light Fixtures to Detention Grade	1	allowance	256,000	\$ 256,000	
			<b>Sub-Total</b>	<b>\$ 1,950,000</b>	Rounded
Soft Costs	1	allowance	50,000	\$ 50,000	Rounded
			<b>Total</b>	<b>\$ 2,000,000</b>	Rounded

## *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

- (a) **AGENDA ITEM:** *Discussion and possible action to adopt a resolution support of the Transportation Policy Board of the Capital Area Metropolitan Planning Organization to approve the 2035 Mobility Plan and Transportation Improvement Program amendments regarding the FM 1626 North, FM 1626 South, IH 35 Phase 2A and IH 35 Phase 2B projects.*

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

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY:** Commissioner Will Conley/Commissioner Jeff Barton

**SUMMARY:**

**Please see the attached resolution.**





## RESOLUTION

**WHEREAS**, the FM 1626 North, FM 1626 South, IH 35 Phase 2A and IH 35 Phase 2B projects are elements of the pass-through finance program being developed by Hays County in cooperatin with the Texas Department of Transportation; and

**WHEREAS**, these projects are critical to safety, mobility, access and operational efficiencies in the Hays County regional transportation network for the area's residents, employees and visitors; and

**WHEREAS**, these projects are under various phases of project development;

**WHEREAS**, Hays County will provide construction funding for these projects as part of the pass-through finance program; and

**WHEREAS**, the Capital Area Metropolitan Planning Organization (CAMPO) is progressing amendments to the 2035 Regional Transportation Plan and Transportation Improvement Program; and

**WHEREAS**, amending the 2035 Regional Transportation Plan and Transportation Improvement Program to update project information regarding the FM 1626 North and FM 1626 South projects and to include and update project information regarding the IH 35 Phase 2A and IH 35 Phase 2B projects would be consistent with the goals of Hays County and CAMPO to assure a safe and efficient regional transportation network in Hays County.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS:**

- (a) That the Commissioners Court of Hays County, Texas urges the Transportation Policy Board of the Capital Area Metropolitan Planning Organization approve the 2035 Mobility Plan and Transportation Improvement Program amendments regarding the FM 1626 North, FM 1626 South, IH 35 Phase 2A and IH 35 Phase 2B projects.

**PASSED AND APPROVED** this 19<sup>th</sup> day of October, 2010.

\_\_\_\_\_  
Liz 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

\_\_\_\_\_  
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 approve the Advanced Funding Agreement to construct a left turn lane and shoulders on SH 21 at CR 127. The funding of construction to be programmed under the American Recovery and Reinvestment Act of 2009 (ARRA) and Surface Transportation Program.

**TYPE OF ITEM:** Action

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** Estimated cost \$0

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

**REQUESTED BY:** Pct 2 Commissioner Jeff Barton

**SPONSORED BY:** Pct 2 Commissioner Jeff Barton

**SUMMARY:** To construct a left turn lane and shoulders on CR 21 at the CR 127 intersection. The American Recovery and Reinvestment Act (ARRA) of 2009 funding will be applied first to the construction bid items cost of the project to the maximum participation amount of \$646,732.95. The balance of the construction costs will be funded under the Surface Transportation Program (STP) with 80% of the eligible costs to be federally funded and 20% of the eligible costs to be funded by the State. Hays County would be responsible for all non-federal or non-State participation costs associated with the project. The County does not expect to incur any costs for the above-mentioned project.

This agenda item cleans up paperwork from the original stimulus award. The SH21/High Road project was a back up to the CAMPO stimulus priority list; later it was elevated to full funding. This has been discussed several times in Commissioners Court. However, as we researched the record in anticipation of executing contract documents, we discovered that the Court has never formally voted to accept the agreement and funding.

See attached back up information of the Advanced Funding Agreement, Amendment #1, executed July 19, 2010 and Attachment C-1.



# **Texas Department of Transportation**

P.O. DRAWER 15426 • AUSTIN, TEXAS 78761-5426 • (512) 832-7000

September 9, 2010

Hays County  
CSJ: 0471-02-062  
SH 21 at CR 127 (High Road)

The Honorable Elizabeth Sumter  
County Judge  
Hays County  
111 E. San Antonio St., #300  
San Marcos, Texas 78666

Dear Judge Sumter:

Enclosed are two originals of Amendment No. 1 to the Advance Funding Agreement executed July 19, 2010, for the above project to construct a left turn lane and shoulders on SH 21 at CR 127. The amendment revises the funding of construction to be programmed under the American Recovery and Reinvestment Act of 2009 (ARRA) and Surface Transportation Program.

Please sign, date and return both documents to this office for further execution. An executed Amendment will be returned to you for your records.

If you have any questions, please contact me at (512) 832-7050.

Sincerely,



Patricia L. Crews-Weight, P.E.  
Director of Design - AUS

Attachments

cc: Jeff Barton, Hays County Commissioner, Precinct 2

STATE OF TEXAS     §  
COUNTY OF TRAVIS   §

 **ORIGINAL**

**ADVANCE FUNDING AGREEMENT  
AMENDMENT #1**

**THIS AMENDMENT IS MADE BY AND BETWEEN** the State of Texas, acting through the Texas Department of Transportation, hereinafter called the State, and Hays County, acting by and through its duly authorized officials, hereinafter called the Local Government.

**WITNESSETH**

**WHEREAS**, the State and the Local Government executed a contract on the 19<sup>th</sup> day of July, 2010, to effectuate their agreement to construct a left turn lane and shoulders on SH 21 at the CR 127 intersection; and,

**WHEREAS**, the Local Government developed this project with American Recovery and Reinvestment Act of 2009 (ARRA) federal funding and to assure full usage of ARRA funding has since accepted Surface Transportation Program (STP) federal dollars to supplement the ARRA funding to fund construction bid item costs.

**WHEREAS**, it has become necessary to amend that contract;

**NOW THEREFORE**, in consideration of the premises and of the mutual covenants and agreements of the parties hereto, the State and the Local Government do agree as follows:

**A G R E E M E N T**

**Article 1. Description of Amended Items**

Attachment C of the original contract is deleted in its entirety and replaced with Attachment C-1 contained herein.

All other provisions of the original contract are unchanged and remain in full force and effect.

**Article 2. Signatory Warranty**

The signatories to this amendment warrant that each has the authority to enter into this agreement on behalf of the organization they represent.

**IN WITNESS WHEREOF, THE STATE AND THE LOCAL GOVERNMENT** have executed duplicate counterparts to effectuate this agreement.

**THE LOCAL GOVERNMENT**

\_\_\_\_\_  
Hays County  
Name of Local Government  
  
By: \_\_\_\_\_  
Signature  
  
\_\_\_\_\_  
Elizabeth Sumter  
Printed Name  
  
\_\_\_\_\_  
Hays County Judge  
Title  
  
\_\_\_\_\_  
Date

**THE STATE OF TEXAS**

Executed for the Executive Director and approved for the Texas Transportation Commission for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Texas Transportation Commission.

By: \_\_\_\_\_  
Janice Mullenix  
Director of Contract Services  
Texas Department of Transportation  
  
\_\_\_\_\_  
Date

## ATTACHMENT C-1

The Local Government will participate in the cost of construction of a left turn lane and widening shoulders on SH 21 at the CR 127 intersection. The American Recovery and Reinvestment Act of 2009 funding (ARRA) will be applied first to the construction bid items cost of the project to the maximum participation amount of \$646,732.95. The balance of the construction costs will be funded under the Surface Transportation Program (STP) with 80% of the eligible costs to be federally funded and 20% of the eligible costs to be funded by the State. The maximum federal STP participation amount is \$19,661.20. The Local Government will be responsible for all non-federal or non-State participation costs associated with the Project, including any overruns in excess of the approved federal maximum participation amount. The State has estimated the project to be as follows:

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Construction (ARRA Only)	\$646,790.95	100%	\$646,790.95	0%	\$0	0%	\$0
Construction (STP-MM)	\$24,518.50	80%	\$19,614.80	20%	\$4,903.70	0%	\$0
Subtotal	\$671,309.45		\$666,405.75		\$4,903.70		\$0
Construction Phase Direct State Costs 14.5%	\$97,339.87	80%	\$77,871.90	20%	\$19,467.97	0%	\$0
Indirect State Costs	\$0	0%	\$0	0%	\$0	0%	\$0
TOTAL	\$768,649.32	0%	\$744,277.65	0%	\$24,371.67	0%	\$0

Estimated Total Participation by Local Government = \$0

This is an estimate only; final participation amounts will be based on actual charges to the project.

## *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 allow the 4-H Club the free use of the Hays County Civic Center, for Horse Project Educational Events, on designated dates.**

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED: N/A**

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

**REQUESTED BY: Richard Parrish**

**SPONSORED BY: Debbie Ingalsbe**

**SUMMARY: Please see attached back up.**

1253 Civic Center Loop  
San Marcos, Texas 78666  
(512) 393-2120  
October 6, 2010

Commissioner Debbie Ingalsbe  
111 E San Antonio St., Ste 204  
San Marcos, Texas 78666

Dear Commissioner Ingalsbe,

I have visited with Barry Nelson at the Hays County Civic Center concerning Hays County 4-H usage of the facility for 4-H Horse Project educational events. Barry has asked that I submit the list of dates that we would like to use the Civic Center to you for approval from the Commissioners Court. In the past, we have been able to use the Hays County Civic Center for free. We are requesting the same again this year. We will be working with Barry concerning potential equipment or improvements that our program can provide for the Civic Center. The Hays County 4-H Horse Project would like to request the use of the Hays County Civic Center for the following dates:

<b>Date</b>	<b>Event</b>
November 8, 2010	Monday Night Riding Series
November 15, 2010	Monday Night Riding Series
December 6, 2010	Monday Night Riding Series
December 13, 2010	Monday Night Riding Series
December 20, 2010	Monday Night Riding Series
December 27, 2010	Monday Night Riding Series
January 3, 2011	Monday Night Riding Series
January 8, 2011	Critique (Practice) Horse Show
January 10, 2011	Monday Night Riding Series
January 17, 2011	Monday Night Riding Series
February 14, 2011	Monday Night Riding Series
February 26, 2011	Horse Show #1
February 28, 2011	Monday Night Riding Series
March 14, 2011	Monday Night Riding Series
March 21, 2011	Monday Night Riding Series
April 4, 2011	Monday Night Riding Series
April 11, 2011	Monday Night Riding Series
April 18, 2011	Monday Night Riding Series
April 25, 2011	Monday Night Riding Series
April 30, 2011	Horse Show #2

Thank you for your consideration of this request. Questions can be directed to me at the Extension Office.

Sincerely,



Richard Parrish  
County Extension Agent, Agriculture/Natural Resources  
Hays County

## *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 Spring Lake Preserve Access Interlocal Agreement between Hays County, The City of San Marcos and Texas State University-San Marcos.**

**TYPE OF ITEM: ACTION**

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED: N/A**

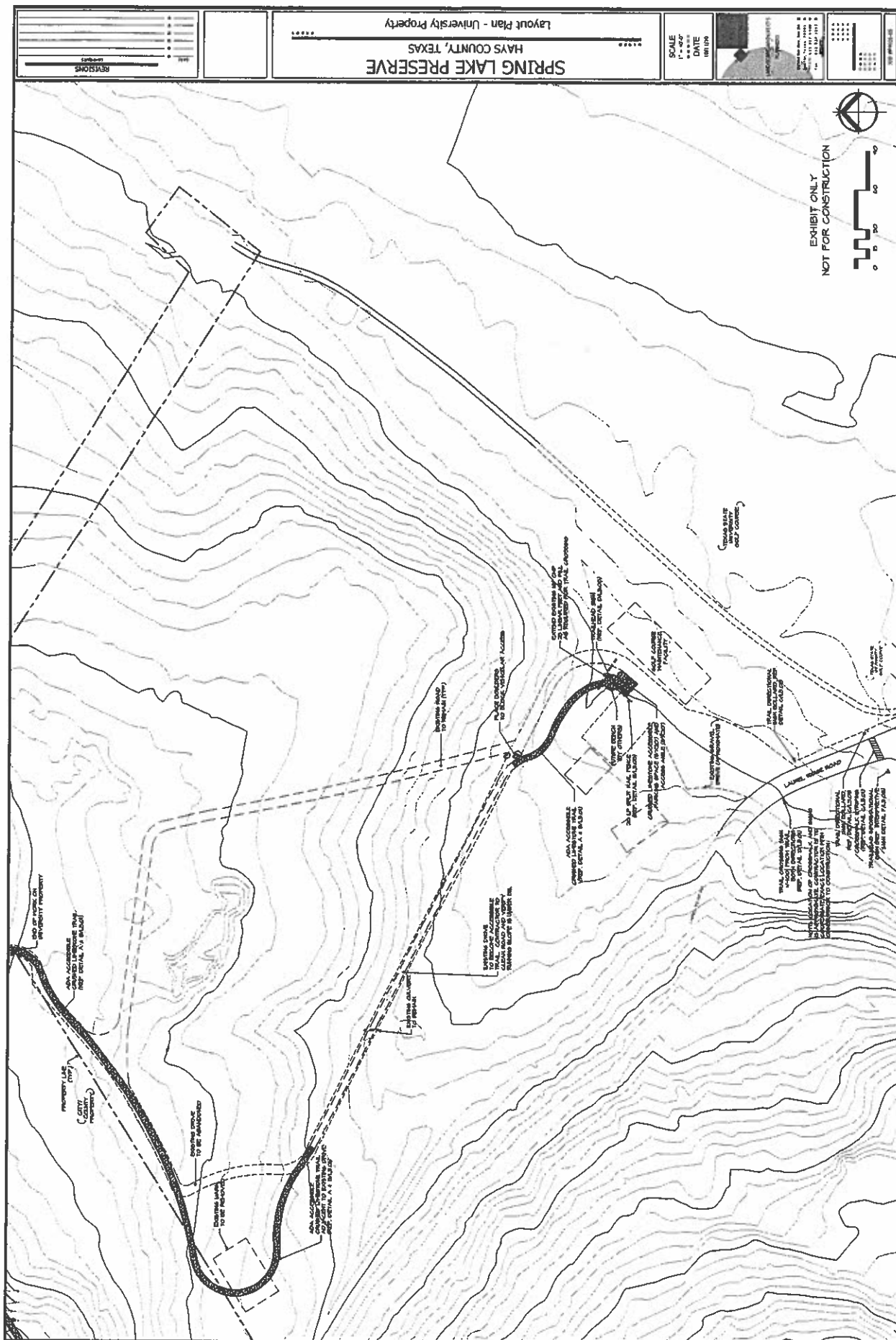
**LINE ITEM NUMBER OF FUNDS REQUIRED: N/A**

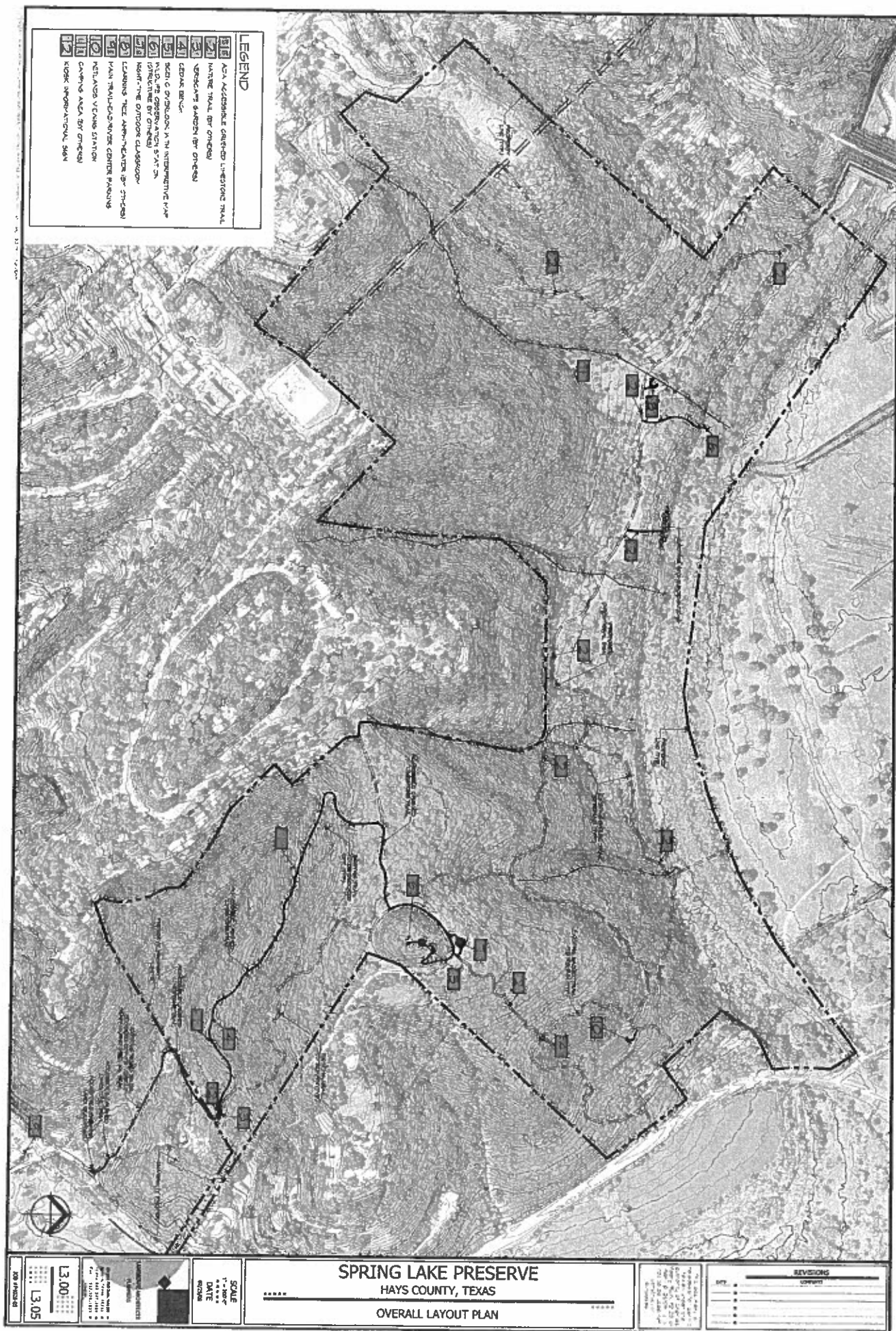
**REQUESTED BY: CONLEY/FORD**

**SPONSORED BY: CONLEY/FORD**

**SUMMARY: This project is being conducted in partnership with the City of San Marcos and Texas State University. Improvements to the property will include ADA and primitive trail development, interpretive signage, benches, and other site amenities. Other improvements will be provided in-kind through City of San Marcos and Texas State University forces. No County matching funds are required for this project. This agreement formalizes the arrangement between all parties.**







## **INTERLOCAL AGREEMENT**

This INTERLOCAL AGREEMENT (the "Agreement") is made as of the \_\_\_\_ day of \_\_\_\_\_, 2010 (the "Effective Date"), by and between The City of San Marcos ("City"), Hays County, Texas (Hays County) and Texas State University-San Marcos ("Texas State"). City and Texas State are hereinafter collectively referred to as "the Parties" or "the Parties to this Agreement."

### **ARTICLE I: Recitals.**

**WHEREAS**, City owns a public park known as the Spring Lake Preserve; and

**WHEREAS**, pursuant to an interlocal agreement with the City, Hays County intends to design, finance and develop a hiking trail and related improvements, including access and parking improvements to enhance public use of Spring Lake Preserve (the "Project") as illustrated on the attached exhibit "A"; and

**WHEREAS**, due to the physical constraints of the Spring Lake Preserve, there are limited public access points and space for public parking and other improvements related to the Project; and

**WHEREAS**, the area of the Spring Lake Preserve within which the City and Hays County seek to execute the Project is adjacent to land owned by Texas State as shown in Exhibit "A" (the "Access Area"); and

**WHEREAS**, City and Hays County seek to utilize the Access Area for the installation of a drive, parking facilities and trail (the "Access Area Improvements", as described and depicted in Exhibit "B") connecting to the Spring Lake Preserve in connection with the Project; and

**WHEREAS**, Texas State wishes to accommodate City and Hays County in executing the Project and has determined that the Project will enhance its property and serve its constituents and, therefore, wishes to allow City and Hays County to utilize the Access Area for and assist in paying for the installation and operation of the Access Area Improvements.

**NOW THEREFORE**, in consideration of the mutual promises and covenants contained herein, and intending to be legally bound hereby, City, Hays County and Texas State hereby agree as follows:

### **ARTICLE II: Terms and Conditions.**

2.1. Installation of Improvements. Hays County shall complete installation of the Access Area Improvements on or before September 1, 2011. Before Hays County begins work on the Access Area Improvements it shall provide at least three days' written notice to Texas State and shall not begin work until it receives a notice to proceed from Texas State. The Access Area Improvements shall be installed in substantial accordance with the specifications attached in Exhibit "C" and also as shown in Exhibit "B" and any supplemental plans approved by the parties.

2.2. Compliance with Laws. Hays County and City agree to comply with all applicable federal, state and local laws, construction and safety codes, and other regulations in the construction, maintenance and operation of the Access Area Improvements.

2.3. Public Use. The Parties agree that public access will be permitted in the Access Area and public use of the Access Area Improvements will be on the same terms and under the same rules and ordinances applicable to other City public parks and park facilities.

2.4. Jurisdiction. The Parties agree that Texas State and City shall have concurrent law enforcement jurisdiction over the Access Area, subject to any restrictions under applicable laws of the state of Texas.

2.5. Ingress and Egress. The Parties agree that the City and Hays County shall have the additional right of access over, across and along Texas State existing private roadways connecting the Access Area to public roadways. It is understood that Texas State may close the roadways during flood events and other circumstances to protect the travelling public.

2.6 Condition of Land. City and Hays County accept the Access Area for the uses related to the Project in its present condition. City and Hays County acknowledge that Texas State makes no representations or warranties regarding its title to the Access Area, the condition of the Access Area, and the presence or absence of hazardous materials or other contaminants on or in the Access Area.

2.7 Payment for Improvements. Texas State agrees to reimburse Hays County in an amount not to exceed \$36,750.00 toward the cost of the Access Area Improvements upon their completion and acceptance by Hays County. Reimbursement to Hays County under this paragraph shall be due and payable within 30 days of the receipt of an invoice from Hays County therefor.

### **ARTICLE III: Term and Termination.**

3.1 Term. This Agreement shall be for a term of not less than 20 years from the Effective Date. Unless either party provides notice of termination at least 180 days before the end of the term, the Agreement shall renew automatically for consecutive one year periods.

3.2 Disposition of Improvements. Upon termination of this Agreement, all Access Area Improvements, except for removable fixtures and personal property shall remain and become the property of Texas State and City and Hays County shall have no obligation to remove such improvements or to restore the Access Area to its condition existing before the installation of such improvements.

### **ARTICLE IV: Interlocal Agreement.**

4.1. This Agreement complies with Chapter 791 of the Texas Government Code, known as the Interlocal Cooperation Act.

4.2. The Parties recognize that, by executing this Agreement, they are each fulfilling functions that they are authorized to perform individually.

4.3. Each individual signing, below, has been duly authorized by the governing body of the Party for which he/she is signing.

4.3. Any payment made by a Party to this Agreement must be made in current funds that are available to the paying Party at the time this Agreement is executed.

## **ARTICLE V: Indemnification**

**5.1** To the extent permitted by applicable law and without waiving any immunity or limitations on liability granted by applicable law, each party hereto (the "Indemnifying Party") agrees to indemnify, defend and hold harmless the other party (the "Indemnified Party") against and from any and all losses, expenses, damages, claims, demands, judgments and liabilities, including reasonable attorneys' fees and costs of litigation, incurred by the Indemnified Party as a result of the activities of the Indemnifying Party on or within the Access Area.

## **ARTICLE VI: Miscellaneous.**

**6.1. Notices.** All notices, demands, comments, consents, authorizations, and approvals required, permitted or mentioned in this Lease shall be in writing and if being sent shall be sent by certified mail, return receipt requested, addressed, postage prepaid, or to be delivered by a nationally recognized overnight delivery service, for example Federal Express, to the addresses set out below, or other addresses as may hereafter be designated by the Parties by notice to the other Party.

To City: City Manager  
San Marcos City Hall  
630 E. Hopkins  
San Marcos, Texas 78666

To Texas State: Vice President for Finance and Support Services  
Texas State University-San Marcos  
601 University Drive  
San Marcos, Texas 78666

To Hays County: Hays County Judge  
Hays County Courthouse  
111 East San Antonio Street  
San Marcos, Texas 78666

**6.2 Compliance with Laws.** Each Party agrees to comply with all laws, regulations, rules, and ordinances applicable to this Agreement and/or applicable to the parties performing the terms and conditions of this Agreement.

**6.3 Severability.** If any Section or provision of this Agreement is held to be invalid or void, the other Sections and provisions of this Agreement shall remain in full force and effect to the greatest extent as is possible, and all remaining Sections or provisions of this Agreement shall be construed so that they are as consistent with the parties' intents as possible.

**6.4 Counterparts.** This Agreement may be executed in several counterparts, all of which taken together shall constitute one single agreement between the parties.

**6.5 Laws and Venue.** This Agreement shall be governed by the laws of the State of Texas. Any lawsuit, claim, or action, whether in law or in equity, arising from this Agreement will be brought in Hays County, Texas.

**6.6 Disputes.** The parties will use the procedures in Chapter 2260 of the Texas Government Code to resolve any disputes arising under this Agreement.

6.6 Assignment. No party to this Agreement may assign its duties, interests, rights, benefits and/or obligations under this Agreement, in whole or in part, without the other parties' prior written consent thereto.

6.7 Entire Agreement. This Agreement (including any and all Exhibits attached hereto) constitutes the entire agreement between the parties hereto with respect to the subject matter hereof. Any amendments to this Agreement must be made in writing and signed by the parties to this Agreement prior to the performance of any terms or conditions contained in said amendments.

EXECUTED to be effective as of the Effective Date.

**TEXAS STATE UNIVERSITY-  
SAN MARCOS**

**CITY OF SAN MARCOS, TEXAS**

\_\_\_\_\_  
William A. Nance, Vice President  
Finance and Support Services

\_\_\_\_\_  
Laurie Moyer, Interim City Manager

**HAYS COUNTY**

\_\_\_\_\_  
Liz Sumter, County Judge

**EXHIBIT "A"**  
**Project Site and University Property Area**  
***(following page)***

**EXHIBIT “B”**  
**Location and Description of Improvements**  
*(following page)*



**EXHIBIT "C"**  
**Specifications for Improvements**

Starting from the River Center Parking Lot the following is to be constructed:

- 1) **Trailhead Informational Sign:** This sign will be placed near the River Center parking area and describe the Spring Lake Preserve and direct users to the Preserve entrance.
- 2) **Crosswalk Striping/Trail Crossing Signs:** Crosswalk Striping will be added across Laurel Ridge Drive to direct users where to cross the road. Road Trail crossing signs will inform drivers that pedestrian crossing is ahead.
- 3) **Two Trail Directional Sign Bollards:** These small signs will direct users to the Spring Lake Preserve Entrance.
- 4) **One Accessible Parking Space with accessible parking sign:** One 8'x20' parking space with 8'x20' access aisle will be constructed of crushed limestone at the beginning of the trail.
- 5) **Split Rail Fence:** Twenty linear feet of split rail fence will be constructed to delineate the accessible parking area.
- 6) **Trailhead Sign:** A sign will be installed near the parking space providing Spring Lake Preserve information, rules and a map.
- 7) **Addition of Drain Pipe:** Twenty-five linear feet of 18" metal drain pipe will be installed to accommodate the parking area and trailhead.
- 8) **Limestone Gravel Trail:** Approximately 750 linear feet limestone gravel trail will be constructed to the Preserve property limits. The trail will be six feet wide and ADA/TAS accessible.
- 9) **Existing Road Cleaning/Closing:** Approximately 450 linear feet of existing paved road will be cleaned of debris to act as apportion of the trail to the Preserve. Limestone boulders will be placed at the end of the road to block vehicular traffic from entering the trail.

## *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 a Temporary Construction License for a segment of Mt Gainor on a parcel owned by Routt Investments, Ltd & Carkes Ltd.

**TYPE OF ITEM:** ACTION

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** na

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Borcharding

**SPONSORED BY:** FORD

**SUMMARY:** See temporary construction easement document attached.



BOWEN TRACT

PROPOSED ROW

BOUNDARY FENCE

APPROXIMATE 120 SQUARE FOOT TEMPORARY CONSTRUCTION EASEMENT

6'

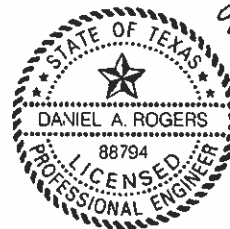
40'

EXISTING FENCE

SMITH TRACT

*Daniel A. Rogers*

9-29-10



ROGERS DESIGN SERVICES  
FIRM # 9994

*Rogers*  
*Design*  
*Services*

MOUNT GAINOR ROAD

PROPOSED TEMPORARY CONSTRUCTION EASEMENT

HAYS COUNTY

DATE: 9/29/2010		SHEET 1 OF 1	
PROJECT NO.	ROADWAY	SHEET NO.	
	MT. GAINOR RD.		

## **TEMPORARY CONSTRUCTION LICENSE**

### **KNOW ALL MEN BY THESE PRESENTS:**

That Route Investments, Ltd. and Carkes, Ltd., both Texas limited partnerships, collectively referred to as, "Grantor", in consideration of \$10.00 and other good and valuable consideration paid Hays County, a political subdivision of the State of Texas ("County"), does hereby grant to County, its agents, contractors, successors and assigns, a temporary construction license for the purpose of staging and facilitating work being performed on Mount Gainor Road in, along, upon and across the property located in the County of Hays, State of Texas, more fully described in Exhibit "A" attached hereto and made a part hereof for any and all purposes.

For the above-recited consideration and the mutual covenants and conditions herein contained, the parties further agree as follows: 1) County is hereby given permission to remove one (1) tree from the property, the location and identification of which shall be mutually agreed upon by the Parties in advance of the tree's removal, and 2) County is hereby given permission to move the fence that runs along Mount Gainor Road adjacent to the construction area, and permanently locate the fence by mutual agreement of the Parties.

Following completion of work within the temporary construction license area described in Exhibit "A", if County has removed or damaged improvements, vegetation, or landscaping within said license area or otherwise on Grantor's property (except as might be mutually agreed upon by the Parties above), County shall, at its expense, restore properties injured by County's activities to the substantially the same condition as existed previous to County's entry upon the particular property.

TO THE EXTENT PERMITTED BY LAW, COUNTY WILL INDEMNIFY AND HOLD HARMLESS GRANTOR, AND ITS DIRECTORS, OFFICERS, EMPLOYEES, AGENTS, SHAREHOLDERS, SUBSIDIARIES, AND AFFILIATES (COLLECTIVELY, THE "INDEMNIFIED PERSONS", AND WILL REIMBURSE THE INDEMNIFIED PERSONS, FOR ANY LOSS, LIABILITY, CLAIM, DAMAGE, EXPENSE (INCLUDING COSTS OF INVESTIGATION AND DEFENSE AND REASONABLE ATTORNEY'S FEES AND EXPENSES), ARISING FROM THIRD-PARTY CLAIMS (COLLECTIVELY, "DAMAGES") AND IN CONNECTION WITH ANY NEGLIGENT OR WILLFUL ACT OR OMISSION OF COUNTY AND ITS AGENTS.

This Temporary Construction License shall be in full force and effect at all times during the accomplishment and completion of the construction activities described above. Said Temporary Construction License shall terminate and the license land area shall revert to the Grantor, their heirs, and assigns, and all interest conveyed herein shall cease on the 30<sup>th</sup> day of September, 2011, or on the date of completion of construction of the highway facility activities described above, whichever occurs first.

(SIGNATURES FOLLOW ON THE NEXT PAGE)

IN WITNESS WHEREOF, the parties hereto have executed this Temporary Construction License this \_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Route Investments, Ltd.

\_\_\_\_\_  
Carkes, Ltd.

---

**Acknowledgement**

State of Texas  
County of Hays

This Temporary Construction License was acknowledged before me on \_\_\_\_\_  
\_\_\_\_\_ by \_\_\_\_\_, a duly authorized representative of Route  
Investments, Ltd.

\_\_\_\_\_  
Notary Public's Signature

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**Acknowledgement**

State of Texas  
County of Hays

This Temporary Construction License was acknowledged before me on \_\_\_\_\_  
\_\_\_\_\_ by \_\_\_\_\_, a duly authorized representative Carkes, Ltd.

\_\_\_\_\_  
Notary Public's Signature

## *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: Executive Session pursuant to 551.072 of the Texas Government Code, to discuss the purchase of Jacobs Well Natural area and Westridge Joint Venture property. Possible action may follow in open court.**

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

**PREFERRED MEETING DATE REQUESTED: October 19, 2010**

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY: SUMTER**

**SUMMARY:**

## *Agenda Item Request Form*

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

**AGENDA ITEM:** Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, or value of real property related to the Nicholson Ranch Acquisition. Possible action may follow in open Court.

**TYPE OF ITEM:** Executive

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** FORD

**SPONSORED BY:** FORD

**SUMMARY:** Summary to be provided in Executive Session.

## *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:** Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, or value of real property related to ROW acquisition of Parcel 14/14E of CSJ 0285-03-049. Possible action may follow in open Court.

**TYPE OF ITEM:** ACTION

**PREFERRED MEETING DATE REQUESTED:** October 19, 2010

**AMOUNT REQUIRED:** TBD

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** CONLEY

**SPONSORED BY:** CONLEY

**SUMMARY:** Summary to be provided in Executive Session.