

**Commissioners Court -February 9, 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 **9TH day of February, 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**

PUBLIC COMMENTS

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

CONSENT ITEMS

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

1	3	Approve payments of county invoices. HERZOG
2	4-8	Approve Commissioner Court Minutes of February 2, 2010. SUMTER/FRITSCHKE
3	9-13	Approve renewal Agreement between Hays County Personal Health Department and the Hays County Food Bank. SUMTER/HARGRAVES
4	14-16	Approve Institutional OSSF Permit located at 12330 West US 290, Austin in Precinct 4. FORD/PRATT
5	17-20	Approve Out of State Training Travel request for Lynn Lueders in the Sheriff's Department. INGALSBE/FICKE
	21-24	Accept report identifying administrative approvals issued during the month of January, 2010. SUMTER/SANCHEZ

MISCELLANEOUS

6	25-32	Discussion and possible action to approve the purchase of an eight (8) foot, lift-type mower/shredder deck in the amount of \$4,032.94 from John Deere. INGALSBE/BORCHERDING
7	33-35	Discussion and possible action to purchase the City of Wimberley's used City Marshall's fully equipped 2007 Chevy Tahoe for \$19,000.00 and amend the budget accordingly. CONLEY
8	36-40	Discussion and possible action to authorize the County Judge to execute Change Order #3 with Du-Mor Enterprises for the Cedar Oak Mesa Water System Improvement Project, Phase I, for a reduction of \$13,000.00. CONLEY/HAUFF
9	41-42	Discussion and possible action to authorize Personal Health Immunization grant transfer of funds in the amount of \$500.00 from Postage to Travel and amend the budget accordingly. SUMTER/HARGRAVES
10	43-44	Discussion and possible action to authorize the Personal Health Department to transfer funds in the amount of \$1,000.00 from Vaccines to Continuing Ed and amend the budget accordingly. SUMTER/HARGRAVES
11	45	Discussion and possible action to eliminate one (1) position of Environmental Health Specialist I from the Environmental Health budget in accordance with the departmental reorganization approved on December 22, 2009. SUMTER/BORCHERDING
12	46-49	Discussion and possible action to authorize the County Judge to execute Change Order #1 to the construction contract with Lowden Excavating, Inc. in the amount of \$38,516.80 for the Five Mile Dam Park, Phase 2 (Irrigation) project. INGALSBE/HAUFF
13	50	Discussion and possible action to amend the waiting period for Hays County benefits. INGALSBE/TUTTLE/BAEN
14	51-53	Discussion and possible action to amend the budget for collecting imagery data. SUMTER/WRIGHT

15	54-55	Discussion and possible action to contract with a Web graphics design specialist for an overall review and refinement of the user interface design and content structure for the new Hays County Web site. FORD
16	56-58	Discussion and possible action to authorize the purchase of three Ozone Action Day flags from the Clean Air Partners program. FORD
17	59-60	Discussion and possible action to make provide funding to the Hill Country Alliance for the development of materials to be used at the first annual Rainwater Revival to be held on Saturday, May 8, 2010, at Roger Hanks Park in Dripping Springs. FORD
18	61-62	Discussion and possible action to authorize the purchase of ROW in relation to the construction of the McGregor Lane bridge. FORD
19	63	Discussion regarding timetables and procedures for the evaluation of property submittals related to the county's call for parks and habitat conservation lands, when proposals will be released to the public, and how to involve stakeholders, including conservation groups, local governments, state and federal agencies, and the county's Shooting Sports Task Force. Update will be provided by Jeff Hauff, Grants Administrator. BARTON

STANDING AGENDA ITEM

20	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. SUMTER
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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.

21	64	Executive Session pursuant to 551.071 of the Texas Government Code: consultation with counsel regarding existing and/or contemplated litigation related to claims by Jeanne Schafer and Christopher Ybarra. Possible action may follow in open Court. SUMTER
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ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 5TH day of February, 2010

COMMISSIONERS COURT, HAYS COUNTY, TEXAS

CLERK OF THE COURT

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

Agenda Item Request Form

Hays County Commissioners' Court

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: 2/9/10

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 FEBRUARY 2, 2010

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

PREFERRED MEETING DATE REQUESTED: FEBRUARY 9, 2010

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: FRITSCHÉ

SPONSORED BY: SUMTER

SUMMARY:



FEBRUARY 2, 2010

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STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 2ND DAY OF FEBRUARY 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. FRITSCH	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

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

PUBLIC COMMENT

Alan Cameron made public comment regarding tribute to Captain Paul Pena.

26804 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve payments of county invoices in the amount of \$870,348.84 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

26805 APPROVE COMMISSIONER COURT MINUTES OF JANUARY 26, 2010

Commissioner Ford requested changes to the minutes on Resolution #26797 to add "a JP designee" and #26798 to include the court recommended "to negotiate a contract with the Nature Conservancy". A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve Commissioner Court Minutes of January 26, 2010 as presented by the County Clerk with requested changes. All voting "Aye". MOTION PASSED

26806 APPROVE RENEWAL AGREEMENT BETWEEN HAYS CISD AND THE HAYS COUNTY PERSONAL HEALTH DEPARTMENT TO PROVIDE FOR THE USE OF THE DISTRICT'S FACILITIES IN CASE OF A PUBLIC HEALTH EMERGENCY

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve Renewal Agreement between Hays CISD and the Hays County Personal Health Department to provide for the use of the District's Facilities in case of a public health emergency. All voting "Aye". MOTION PASSED

26807 APPROVE AN AGREEMENT BETWEEN THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER NURSING SCHOOL AND THE HAYS COUNTY PERSONAL HEALTH DEPARTMENT

A motion was made by Commissioner Barton, seconded by Commissioner Ingalsbe to approve an Agreement between the University of Texas Health Science Center Nursing School and the Hays County Personal Health Department. All voting "Aye". MOTION PASSED

26808 RESUBDIVISION OF A 10.13 ACRE PORTION OF LAND, RIVER OAKS OF WIMBERLEY, UNIT 1, SECTION 2 [08-3-58 - 3 LOTS] CALL FOR PUBLIC HEARING ON FEBRUARY 23, 2010 [T1-88]

Programs Manager Clint Garza gave staff recommendation to call for public hearing on February 23, 2010. A motion was made by Commissioner Conley, seconded by Commissioner Ford to call for a public hearing on February 23, 2010 for a resubdivision of a 10.13 acre portion of land, River Oaks of Wimberley Unit 1 Section 2. All voting "Aye". MOTION PASSED

**26809 POLO CLUB CENTER SUBDIVISION LOT 1 [10-4-1 – 1 LOT] APPROVE FINAL PLAT**

[T1-124] Programs Manager Clint Garza gave staff recommendation for final plat approval. Commissioner Barton recused himself from voting on this item due to his interest in the firm representing the development. A motion was made by Commissioner Ford, seconded by Commissioner Conley to approve final plat of the Polo Club Center Subdivision Lot 1. Commissioner Ingalsbe, Commissioner Conley, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Barton abstained. MOTION PASSED

26810 ACCEPT THE ANNUAL RACIAL PROFILE REPORT FROM CONSTABLE AYRES PRECINCT 3 [T1-142]

Constable Darrell Ayres spoke of changes to the racial profiling law this year. A motion was made by Commissioner Conley, seconded by Commissioner Ford to accept the Annual Racial Profile Report from Constable Ayres Precinct 3. All voting "Aye". MOTION PASSED

26811 APPOINT A SMALL CITY REPRESENTATIVE TO THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION [T1-372]

A motion was made by Commissioner Barton, seconded by Commissioner Conley to appoint Bob Flocke as the small city representative and Ron Fletcher as the alternate representative to the Capital Area Metropolitan Planning Organization. All voting "Aye". MOTION PASSED

26812 APPOINT A COMMISSIONER TO THE BOARD OF THE CALDWELL/HAYS COUNTY EMERGENCY SERVICES DISTRICT NUMBER 1 [T1-397]

A motion was made by Commissioner Barton, seconded by Commissioner Ford to appoint Richard Beaman to replace William A. Neneley as Commissioner on the Board of the Caldwell/Hays County Emergency Services District Number 1 – term to expire December 31, 2012. All voting "Aye". MOTION PASSED

26813 PAY \$1600 TO KATHLEEN MOONEY FOR A WATERLINE EASEMENT AT THE GREEN ACRES BRIDGE PROJECT SITE [T1-470]

A motion was made by Commissioner Conley, seconded by Commissioner Ford to pay \$1,600 to Kathleen Mooney for a Waterline Easement at the Green Acres Bridge Project Site contingent upon legal requirements. All voting "Aye". MOTION PASSED

26814 AFFIRM A CHARGE FROM THE COMMISSIONERS COURT TO THE TASK FORCE ON RECORDS MANAGEMENT FOR HAYS COUNTY [T1-570]

Commissioner Ford stated that she has asked Lisa Wright to join the Task Force because of prior experience she has regarding records management issues. The charge for the Task Force will be as follows: 1) Review all county office's preservation requirements; 2) Review each department's compliance with the State Library rules and obtain copies of preservation plans; 3) Consult as needed with experts in the field regarding proper procedures for preserving county records.; 4) Study costs associated with records preservation and funding sources; 5) Make recommendations regarding the need for a records management officer and/or department; 6) Make recommendations regarding the scope of a county records department; 7) Make recommendations regarding Long-Term records management plan for the County, including viable formats; 8) Look at number of duplicative hard-copy convenience documents throughout County and address reduction strategies and/or electronic access points. The Task Force shall submit copies of its final report and recommendations as soon as possible, but no later than May 31, 2010. This date has been chosen so that the work of the Task Force can be considered when the Commissioner's Court begins budget workshops. Copies of the final report should be sent to the County Judge and all the Commissioners. A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to affirm a charge from the Commissioners Court to the Task Force on Records Management for Hays County. All voting "Aye". MOTION PASSED



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26815 DISCUSSION AND ACTION REGARDING THE SITUATIONAL NEEDS OF THE INTERIM VETERANS SERVICE OFFICER INCLUDING TRANSPORTATION, EQUIPMENT AND PERSONNEL [T1-606]

Mike Mendoza, Interim Veterans Service officer, spoke of needs for the veterans service office. Currently veterans are being transported daily (5 days per week) to the veteran's hospital - 3 days by contract driver and 2 days by VA Officer. Mr. Mendoza would like to not have the Veterans Service Officer drive veterans to the hospital but to be available to assist veterans in the office and to make presentations countywide. Human Resources Director Dee Dee Baen spoke of contract driver position being open at this time. Court would like to continue operation of this office "as is" until a report and recommendations are received from the Veterans Task Force. CARTS may be an option for transporting veterans.

A motion was made by Commissioner Ford, seconded by Commissioner Barton to approve purchase of a shredder for the Veterans Service Office in an amount not to exceed \$250. All voting "Aye". MOTION PASSED

[T1-1718] A motion was made by Commissioner Ford, seconded by Commissioner Ingalsbe to immediately post driver position as a temporary position. Commissioner Ingalsbe, Commissioner Barton, Commissioner Ford, and Judge Sumter voting "Aye". Commissioner Conley not present to vote. MOTION PASSED

26816 ALLOW COMMISSIONER INGALSBE TO NEGOTIATE AN AGREEMENT WITH THE CITY OF SAN MARCOS REGARDING THE EMERGENCY REPAIR OF RAILROAD CROSSINGS ON MCCARTY LANE, POSEY ROAD, AND CENTERPOINT ROAD AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE AGREEMENT [T1-1482]

Commissioner Ingalsbe spoke of meeting with the railroad company and the City of San Marcos - county will supply material and City will provide equipment and labor. A motion was made by Commissioner Conley, seconded by Commissioner Barton to allow Commissioner Ingalsbe to negotiate an Agreement with the City of San Marcos regarding the Emergency repair of Railroad Crossings on McCarty Lane, Posey Road, and Centerpoint Road and authorize the County Judge to execute the Agreement in an amount not to exceed \$25,000 out of the Road Department budget. All voting "Aye". MOTION PASSED

DISCUSSION TO REQUEST FOR PURCHASE OF THE CITY OF WIMBERLEY'S USED CITY MARSHAL'S FULLY EQUIPPED 2008 CHEVY TAHOE FOR \$16,000.00 AND AMEND THE BUDGET ACCORDINGLY

[T1-243] Constable Ayres spoke of possible vehicle replacement (2009 Dodge Durango) that was involved in an accident last week. He spoke of correction on information regarding the proposed replacement vehicle: it is a 2007 Chevy Tahoe (with fully equipped police package) for \$19,000 with 14,000 miles on it.

Clerk's Note: Agenda item #15 RE: APPROVE A SALARY INCREASE FOR BILL GEPHART IN THE RECYCLING AND SOLID WASTE DEPARTMENT was PULLED.

26817 APPROVE AWARD OF BID#2010-B01 FISCHER STORE ROAD WIDENING AND INTERSECTION IMPROVEMENTS FOR THE RPTP DEPARTMENT TO SMITH CONTRACTING CO. INC., AUTHORIZE THE COUNTY JUDGE TO SIGN CONTRACT AND AMEND THE BUDGET ACCORDINGLY [T1-1568]

RPTP Director Jerry Borcharding gave staff recommendation to award contract to Smith Contracting Company with additional funds to come out of the materials line item of the Road Dept. A motion was made by Commissioner Conley, seconded by Judge Sumter to approve award of Bid #2010-B01 Fischer Store Road widening and Intersection Improvements for the RPTP Department to Smith Contracting Co. Inc., authorize the County Judge to sign Contract and amend the budget accordingly in the amount of \$29,165.50 from the materials line item. All voting "Aye". MOTION PASSED

26818 APPROVE ADDITIONAL FUNDS FOR CONTINUING EDUCATION FOR JUSTICE OF THE PEACE PCT 1-1 AND AMEND THE BUDGET ACCORDING [T1-1651]

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to approve additional funds for continuing education for Justice of the Peace Pct 1-1 and amend the budget accordingly. All voting "Aye". MOTION PASSED



26819 APPROVE THE PURCHASE OF AN ANTIQUE DISPLAY CABINET FROM AN AUCTION NOT TO EXCEED \$1000.00 AND AMEND THE BUDGET ACCORDINGLY

[T1-1659] A motion was made by Judge Sumter, seconded by Commissioner Conley to approve the purchase of an antique display cabinet from an auction not to exceed \$1,000 and amend the Historical Commission budget accordingly. All voting "Aye". MOTION PASSED

PURSUANT TO OPEN MEETINGS ACT, TEXAS GOVERNMENT CODE 551.074, EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS AND TO DELIBERATE THE EVALUATION OF ALL INDIVIDUAL DEPARTMENT HEADS [T1-1685]

Court convened into closed executive session at 11:00 a.m. and reconvened into open meeting at 1:02 p.m. No action taken.

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 [T1-1140]

Bob Hinkle (Broadus & Associates) gave an update regarding progress of the government center. Phil Buterbaugh (Broadus & Associates) gave an update regarding progress at the jail (demolition of the kitchen). Brenda Jenkins (Broadus & Associates) spoke of mobile kitchen at the jail. She advised that pictures, etc. will be presented to the Texas Jail Commission to show that progress is being made at the jail. Special Counsel Mark Kennedy spoke. Brenda Jenkins spoke of RTP Dept. facility improvements. Commissioner Barton spoke of criminal justice analysis provided to members of the court and requesting input.

Court was adjourned.

I, LINDA C. FRITSCH, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on FEBRUARY 2, 2010.



LINDA C. FRITSCH, 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: Renewal of the Agreement between Hays County Personal Health Department and the Hays County Food Bank.

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

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

PREFERRED MEETING DATE REQUESTED: 02/09/10

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED:

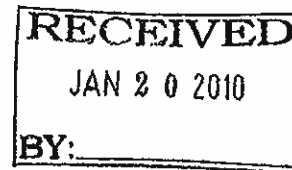
REQUESTED BY: Priscilla Hargraves

SPONSORED BY: Judge Sumter

SUMMARY:

This is a renewal of an existing collaboration between Hays County Personal Health Department and the Hays County Food Bank. The Food Bank provides information and referrals for their clients. The PHD works together with the Food Bank on seasonal projects i.e. Food drives, Thanksgiving dinner and Christmas assistance.

January 11, 2010



Dear Friends of the Food Bank,

Enclosed you will find a Letter of Agreement packet for participating agencies for 2010-2011. Our partnership with our member agencies is a big part of our success in feeding hungry people in our community. Last year the Food Bank distributed more than 600,000 pounds of food to their clients and helped an average of 4,035 times a month at no charge. We serve as a valuable resource to your clients and agency.

We have various sources for the food that we provide to member agencies. These sources, including the Capital Area Food Bank of Austin, require that we ensure all food is distributed according to the guidelines listed in the enclosed Letter of Agreement. Capital Area is affiliated with Feeding America, an organization that solicits food from donors on a national scale. Because the food is given for charitable purposes with a tax write-off, guidelines for distribution are established by the IRS and the USDA. We appreciate your cooperation in observing these rules when picking up food from the Food Bank and educating your staff regarding these procedures.

Please note additional requirements for this year, items 14 & 15 in the Letter of Agreement. These regulations will help us educate the community about the partnerships of the Food Bank. Last year, we passed along over \$500,000 worth of food to our member agencies at no charge. And while we have been doing this for many years, surveys indicate that the general public, agency staff, and food recipients are not aware of this important contribution. Your cooperation in helping us publicize these efforts will be greatly appreciated.

Please read through this packet carefully, complete and return the required forms to us as soon as possible. A copy of the agreement will be mailed to you for your records.

If you have any questions, please contact Becky Bradley @ 392-8300 or email @ bbradley@haysfoodbank.org.

Thank you for helping us feed hungry people. We look forward to a long and beneficial relationship with our partner agencies.

Sincerely,

A handwritten signature in cursive script that reads "Jerry Gracy".

Jerry Gracy
Executive Director

Hays County Food Bank
220 Herndon St. • San Marcos, TX • 78666
Phone: 512.392.8300 • Fax: 512.392.5286
www.HaysFoodBank.org

**HAYS COUNTY FOOD BANK, INC.
LETTER OF AGREEMENT**



A Letter of Agreement between the Hays County Food Bank, Inc. and

(Name of Participating Agency)

The Hays County Food Bank agrees to:

1. Provide food as available at no charge to participating agencies.
2. Provide and maintain a central facility for food storage and distribution.
3. Provide regular reports to participating agencies of inventory received upon request. All client and agency information will be kept confidential, except for the necessities associated with conducting HCFB business.
4. Reserve the right to inspect distribution sites of member agencies as it may relate to enforcement of Food Bank distribution guidelines.
5. Reserve the right to discontinue service to any agency in violation of this agreement.

Participating Agency agrees to:

1. Provide the Hays County Food Bank with a completed Letter of Agreement and Agency Information Form as requested.
2. Designate authorized persons to pick up food from the Food Bank, educate staff of Food Bank procedures for picking up food, and notify the Food Bank of any changes.
3. Provide client information as requested. Only families on submitted list will be served. All information will remain confidential and will be used for verification and tracking purposes only.
4. Observe agency's assigned pick up schedule and notify us of any changes at least one day in advance. Emergency food box orders must be received at least ONE DAY prior to pick up and picked up by 4:00 PM.
5. Ensure that all food received reaches the people for whom it is intended. Food cannot be given to anyone but qualified clients, and cannot be sold, bartered, or used for fundraising purposes.
6. All food must be given free of charge, with no restrictions put upon receipt. Agencies may not require recipients to participate in a religious or political service of any kind, neither can it limit services to church or political membership. Clients may not be required to vote or render any service in return for receiving food.
7. The receiving agency is responsible to ensure that all food is distributed without discrimination in respect to race, religion, political affiliation, national origin, disability, or any other such standard.
8. Volunteers or staff of the participating agency who require food will observe the same qualifications and procedures established for the general public with no preferential treatment given. Volunteers or staff may not be given any advantage over other clients in either, the amount of food received and/or selection of meats or other types of food offered.
9. Provide coolers with ice for the transportation of meats and other items that require refrigeration. Coolers must be kept clean and disinfected often. If no cooler is available, the Food Bank reserves the right to refuse to provide frozen meat if food safety guidelines will be violated, especially during the summer months.
10. Ensure bags are delivered to clients as prepared by food bank staff. It is against food bank policy to open bags and to rearrange contents once the bags leave the Food Bank.
11. Ensure that food will be distributed completely the day it is received. If a bag is undeliverable for any reason, the food left over will be distributed on a need basis with larger families given priority. No food will be saved and any excess will be returned to the Food Bank.
12. Provide adequate transportation and personnel to pick up and load the agency's food at the Food Bank.

13. It is against Food Bank policy for agencies to send or bring clients directly to the Food Bank to pick up food. Agencies will call to arrange emergency boxes as needed.
14. Display the Hays County Food Bank's logo at the bottom of the homepage of the agency's website, if applicable. Place the Hays County Food Bank's sticker on the front door of your main office. If your agency has a public distribution of food, place yard sign at the main entrance to the distribution location every time food is given out and on Sunday mornings if agency is a church.. Digital logo, door sticker, and yard sign will be provided for you by the Food Bank.
15. Help promote Hays County Food Bank events throughout the year.

DISCLAIMER STATEMENT

Participating agency understands that all food will be duly inspected by Food Bank staff and culled before distribution. Agency representative will inspect food upon receipt to verify that it is acceptable for human consumption. After food passes into the hands of the agency, the agency becomes responsible to monitor quality of food and cull spoiled product as necessary.

- The surplus food is received "as is";
- The Hays County Food Bank and the original donor expressly disclaim any implied warranties of the marketability or fitness for a particular use. There have been no express warranties in relation to this gift of food. Said receiving agency releases both the original donor and the Hays County Food Bank from any liability resulting from the condition of the donated food and further agrees to indemnify and hold the Hays County Food Bank and the original donor free and harmless against all and any liabilities, damages, losses, claims, causes of action and suits of law or in equity or any obligation whatsoever out of or attributed to any action of said receiving agency or any personnel employed by said receiving agency in connection with its storage, distribution and/or use of the donated food; and
- Said receiving agency will not sell or offer for sale any of the said food.

Name of Agency: Hays County Personal Health Department

Mailing Address: 401 A Broadway City/State/Zip: San Marcos, TX 78666

Physical Address if different from above: SAME

Telephone #: (512) 393-5520 Fax #: (512) 393-5530

Website: _____ Email: concepcion.cantu@co.hays.tx.us

Signature/Title of Agency Representative: _____ Date: _____

Signature/Title of Food Bank Representative: _____ Date: _____



**HAYS COUNTY FOOD BANK
AGENCY INFORMATION FORM**

YEAR 2010 - 2011

Name of Agency: Hays County Personal Health Department

Contact Person/Title: Connie Cantu / Social Worker Phone: (512) 393-5520

Days and hours of operation: Mon 8-7 / Tues-Thur 8-5 / Fri 8-3 CLOSED 12-1 FOR LUNCH EACH DAY!

If additional space is necessary, please attach a separate sheet and indicate the number of the question continued.

1. Does the agency have tax exempt status and a letter of determination from the IRS?
☒ Yes - Date: 01/25/2006 ☐ No
 2. Does the agency have non-profit status with the State of Texas and a current certificate of good standing? ☒ Yes ☐ No
 3. Federal IRS Employer Identification Number - 746002241
 4. Do you receive food from other sources? ☐ Yes ☒ No
If yes, from whom? _____
 5. Do you receive USDA commodities? ☐ Yes ☒ No
 6. What services do you provide to your clients in addition to food?
Well-Child Exams, Immunizations, Maternity, Family Planning, TB Program,
STD Exams, Blood Pressure Checks, Cholesterol & Diabetes Check & Acute Care.
 7. What is the average number of families and individuals that you serve per week?
_____ Families _____ Individuals AS NEEDED
 8. Refrigerator? ☐ Yes ☐ No How many - _____ Cubic Feet - _____
Freezer? ☐ Yes ☐ No How many - _____ Cubic Feet - _____
 9. List staff members authorized to pick up food for your agency at the Hays County Food Bank:
Connie Cantu, Graciela Cisneros & Margie Rodriguez

- Signature/Title of Agency Representative: _____

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: *(Since there is nothing unusual or controversial about this Commercial OSSF permit application, it is recommended that it be placed on the Consent Agenda)*

Action to Authorize Institutional OSSF Permit for a commercial tile and stone sales office that is operating out of an existing three bedroom home that the owners a living in located at 12330 W US 290, Austin, TX 78737, in Precinct 4.

CIRCLE ONE ACTION ITEM	Subdivision	Road	Staff Recommendation
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PREFERRED MEETING DATE REQUESTED: February 4, 2010

AMOUNT REQUIRED: NA

LINE ITEM NUMBER OF FUNDS REQUIRED: NA

REQUESTED BY: Bob Pratt, R.S., Resource Protection, Transportation & Planning.

SPONSORED BY: Commissioner Ford, Precinct 4
--

SUMMARY: Mr. Glen Humphreys is proposing an OSSF to serve a commercial tile and stone sales office that is operating out of an existing three bedroom home. The owners are living in the house. This property is located at 12330 W. US 290, Austin, TX in Precinct 4. The property is 4.913 acres.
--

It is an Aerobic Treatment Unit with surface irrigation designed by Jonothan Maass, R.S. The On Site Sewage Facility is designed for a maximum wastewater flow of 300 gpd. Water is supplied by a public water supply. The property also has two water wells.

STAFF REVIEW/COMMENTS

Resource Protection, Transportation & Planning Director: Recommend approval.

ROAD DIRECTOR: NA

STAFF RECOMMENDATIONS: Recommend approval. No variances to the Hays County OSSF Rules were required/granted.

SITE PROFILE

Page 1
2/1/2010

OSSF Permit #: 2010-15

TYPES OF PERMITS: ☒ OSSF permit

PROPERTY ADDRESS: 12330 HWY 290 WEST, AUSTIN TX 78737

NAME OF OWNER: GLEN HUMPHREYS

MAILING ADDRESS: 10208 HILL COUNTRY SKYLINE DRIPPING SPRINGS TX 78620

Work Phone:

Cell:

Home Phone:

Fax:

throoms: 2

Septic Type: Residential

Reason: New

2499 Sq Ft

3 Bedrooms

Purchased: 1/19/2010

Revision:

License Date:

Field: 5652

Plans: 1/2/2010

Final Inspection:

Printed:

0 0 0 0

Authorization:

Approved By:

Installed:

Other Information:

☐ Rainwater Collection

☐ City limits

☐ Public Sewer

☐ ETJ

☒ Well

☐ Water saving fixtures

☐ Public Water

☐ Recharge zone

☐ Meter / Timer Required

WaterSupply Company:

Record Set:

Volume:

Page:

HAYS COUNTY

Lot/Tract:

Block:

Lot size: 4.913

Precinct/Zone: 4

Abstract Number: 245

Affidavit File Date:

Survey: William S. Holton

Grid/Section:

Subdivision:

Reference:

Evaluator's Information:

Site Evaluator: MAASS, JON

Type of soil: 3

Soil Date: 1/2/2010

300 GPD

System Information:

Manufacturer: ECOLOGICAL TANKS, INC.

Distributor:

Designer: MAASS, JON

Installer: MAASS, JON

Treatment Type: Aerobic

Disinfectant: Tablet Chlorine

Flood Plain Permit:

Disposal: Surface Application

Drainfield: 0 x 0 x 0 - 0

Flood Plain Status:

Brand / Model

Serial Number

Date

Flood Plain Date:

System: AquaSafe

Flood Plain Certificate:

Aerator:

Flood Plain Complete:

Discharge:

Expiration Date:

Service and Maintenance Information

Routine Maintenance Required

☐ Active Service

☐ Electronic Monitoring

Service Provider:

Date Maintenance Contract Started:

Insp./year: 3

Date Maintenance Contract Expires:

Location of System:

GPS Latitude: N

GPS Longitude: W

Map Code:

Legal Description:



WILLIAM S HOLTON SURVEY
4.913 AC

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 Out of State Training Travel Request for Lynn Lueders in the Sheriff's Department.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: \$700.00

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-618-00-5551

REQUESTED BY: LT. Ficke, Hays County Sheriff's Office

SPONSORED BY: Ingalsbe

SUMMARY:

K-9 Detective Lynn Lueders is interested in attending the National Narcotic Detector Dog Association Conference in Shreveport, LA on April 19 – 23, 2010.

Funds are available within the Sheriff's Office budget under continuing education.

Agenda Item Routing Form

DESCRIPTION OF Item: Approve Out of State Training Travel Request for Lynn Lueders in the Sheriff's Department

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$700.00 001-618-00-5551

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: _____

**2010 NNDDA National Training Conference
Shreveport, LA**

April 19 through April 23, 2010

Check www.nndda.org for updates to the Conference

<u>HOST HOTEL</u> Holiday Inn Airport Plaza 5555 Financial Plaza, Shreveport, LA 71129 Phone 318-688-3000 Room Rate \$80.00 NNDDA CODE: DSP	Mail Form and Payment TO: Ronnie La Grone 379 C. R. 105 Carthage, TX. 75633 Home: 903-693-9587
---	--

LAST NAME	FIRST	M. I.	Social Security #	Date of Birth
<i>bueders</i>	<i>Lynn</i>	-	<i>458-68-9361</i>	<i>12-08-41</i>

ADDRESS	CITY	State	ZIP
<i>1307 Ukland Rd</i>	<i>San Marcos</i>	<i>TX</i>	<i>78666</i>

PUBLISHED Phone #	WORK Phone #	HOME Phone #
<i>(512) 753-2170</i>	<i>(512) 738-1854</i>	<i>(512) 738-1854</i>

AGENCY NAME	ADDRESS	CITY	State	ZIP
<i>Hays Co. S.O.</i>	<i>1307 Ukland Rd</i>	<i>San Marcos</i>	<i>TX</i>	<i>78666</i>

MY NNDDA MEMBERSHIP WAS PAID Date: <i>Jan. 2010</i>	I'll pay my Membership at Nationals <input type="checkbox"/> (\$30.00) \$ _____
---	---

Private Security Name	DEA Number	DEA Expiration	I'll pay at Nationals
			<input type="checkbox"/> (\$50.00) \$ _____

Name of K-9	NNDDA Book #	Last Date Certified	I'll Certify at Nationals
(1) <i>CONI</i>	<i>46137</i>		<input type="checkbox"/> (\$25.00) \$ _____
(2)			<input type="checkbox"/> (\$25.00) \$ _____

PRE REGISTRATION CONFERENCE FEE	Form and Funds must be received by April 1, 2010	<i>\$50.00</i> \$275.00.
--	---	--

*If your department can not ensure the fees reaching us
by deadline registration for the conference is \$350.00*

CONFERENCE FEE \$ 350.00

YOUR Conference T-Shirt Size *LW*

TOTAL \$ *50.00*

FOR ADMINISTRATIVE USE ONLY	
Pre-paid Fees Received _____	Fees still owned _____
Additional Comments: _____	Initials _____



NNDDA National Training Conference Tentative Itinerary Shreveport, LA, April 19th through April 23rd, 2010

April 18th (Sunday)

Certifying Official's Meeting	0900-1100 hours
Early Registration	1300-1700 hours
Hospitality Room	1800-2100 hours

April 19th (Monday)

Late Registration	0730-0830 hours
Opening Ceremonies & General Meeting	0900-1200 hours
Classroom Training	1300-1700 hours

April 20th (Tuesday)

Training Sites & Certification	0900-1700 hours
--------------------------------	-----------------

April 21st (Wednesday)

Training Sites & Certification	0900-1700 hours
--------------------------------	-----------------

April 22nd (Thursday)

Classroom Training	0800-1700 hours
K-9 Troubleshooting Problems Site	0900-1200 hours

April 23rd (Friday)

Narcotic Competition	TBA to Finish
Awards Banquet	1900-2200 hours

Narcotic Training Sites

Tractor and Trailers	Scratch Drills	Masking orders
	Automobiles	Luggage
New Dogs	Hi-Med-Low Finds	Passive Alerts

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 January, 2010

TYPE OF ITEM: Consent

PREFERRED MEETING DATE REQUESTED: February 9, 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 January, 2010

ORIZATIONS

lopment Regulations, the following Development

PB/PV	FPI/O	RCH/O	SYSTEM	DEV TYPE	PCT.#
PB	OUT		STANDAR D	SF	3
PV	OUT	O	SPRAY	SF	4
PV	OUT	O	SPRAY	SF	4
PV	OUT	O	LPD	CO	2
RW	OUT	O	SPRAY	SF	4
PB	OUT	O	SPRAY	SF	4
PB	OUT	O	SPRAY	SF	4
PB	OUT	O	STANDARD	SF	2
PB	OUT	O	LPD	MH	1
PV	OUT	O	SPRAY	SF	4
RW	OUT	O	LPD	SF	4
PV	OUT	O	STANDARD	SF	3
PV	OUT	O	SPRAY	SF	3
PV	OUT	O	SPRAY	SF	2
PV	OUT	O	SPRAY	MH	2
PV	OUT	O	SPRAY	MH	4
PB	OUT	O	SPRAY	MH	2
PV	OUT	O	SPRAY	MH	3
PV	OUT	O	SPRAY	SF	3

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
RCH/O	In or Out of a Recharge Zone	MH	Mobile Home
SYSTEM	Type of System		
DEV TYPE	Type of Development		
PCT #	Precinct Number		

HAYS COUNTY DEVELOPMENT AUTHORITY

January 2010

In accordance with Sections 701.08.01(B)(2) and 711.03.01(B)(2) of the Hays County Development Code

LI	PERMIT #	PROPERTY OWNER	DATE	LEGAL DESCRIPTION	N/E
	2009-432	BRANDON BRASHER	01/11/10	3979 MT.SHARP ROAD	N
	2009-451	RONALD MAZZARELLA	01/11/10	RIVER MOUNTAIN RANCH LOT 213 SEC 2	N
	2009-325	STEPHANIE WOTTRICH	01/12/10	GRANDY CYPRESS @ ONION CREEK LOT 8	N
	2009-455	KYLE ENTERPRISES LLC	01/13/10	KYLE INDUSTRIAL PARK LOT 11	N
LI	2010-6	RAYFORD SILKWOOD, ANND BRENNAN	01/14/10	TWIN CREEK ADDITION LOT 12	N
	2010-4	CHARLES SCHUBERT	01/14/10	GOLDENWOOD WEST IV LOT 117	N
	2009-443	CLAUDIA ONEY, WILLIAM PAIGE	01/14/10	SUNSET CANYON LOT 286	N
	2010-7	JUVENAL FLORES	01/14/10	GREEN PASTURES LOT 10 BLK A SEC 1	N
	2010-13	MARIO ALDANA	01/14/10	2921 HWY 21	N
	2009-448	JERRY MCKEE	01/19/10	LOS RANCHOS LOT 8B	N
	2009-446	RAYMOND MICK	01/21/10	RAYMOND MICK	N
	2009-450	CHARLENE O'SHEA	01/22/10	1050 MT.OLIVE SCHOOL ROAD	N
	2009-30	RICHARD ROTOLO	01/22/10	RIVER OAKS OF WIMBERLEY LOT 25-26 UNIT 1	N
	2010-3	DAVID PETERSON	01/22/10	2008 POST OAK PATH	N
	2010-5	OLIVIO RODRIGUEZ	01/25/10	280 RED BIRD DRIVE BUDA TX 78610	N
	2010-16	GLEN HUMPHREYS	01/25/10	12330 HWY 290 WEST AUSTIN TX 78737	N
	2009-341	MAGDALENO RIQUEJO	01/28/10	P.O. BOX 2298 KYLE TX 78640	N
	2010-14	ROSA LAURA JUNCO	01/28/10	5055 B WAYSIDE DRIVE WIMBERLEY TX 78676	N
	2010-20	MARK SMITH	01/29/10	1307 BROWN STREET SAN MARCOS TX 78666	N

LEGEND:

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 purchase of an eight (8) foot, lift-type mower/shredder deck in the amount of \$4,032.94 from John Deere.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: \$4,032.94

LINE ITEM NUMBER OF FUNDS REQUIRED: 020-710-00-5714

REQUESTED BY: Borcharding

SPONSORED BY: Ingalsbe

SUMMARY:

This request is to approve the purchase of a shredder/cutter deck for one of the tractor mowers in the Road & Bridge Division of RPTP received this year. This piece of equipment will be attached to a new tractor mower and will be funded with savings from other Heavy Equipment line item purchased for FY 2010.

Agenda Item Routing Form

DESCRIPTION OF Item: Approve the purchase of an eight (8) foot, lift-type mower/shredder deck in the amount of \$4,032.94 from John Deere

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$4,032.94 020-710-00-5714

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: _____

REQUEST TO PURCHASE (8') EIGHT FOOT SHREDDER

Quotes from the different brands:

Bush Hog = 4250.00

Rhino = 4000.00

~~John Deere~~ = 4032.94 ~~⊗~~

Our recommendation of the three shredders would be the John Deere.

The John Deere shredder deck is constructed of 1/4" steel and will cut 2" brush.

Bush Hog and Rhino decks are constructed of 10 gauge steel and will only cut 1" brush.

The John Deere shredder is on the state bid and the funds would come from line item 020-710-00.5714

TO:

Hayes County Road & Bridge**DIETZ TRACTOR COMPANY**

James Dietz

547 IH 10 E.

Seguin, Texas 78155

Fax: (830) 372-4232

Shop: (830) 401-0000

Phone Number:

512.738-0751

Payable upon receipt in Guadalupe County. No guarantee other than listed.

Date:

01/24/10

UNITS

DESCRIPTION

AMOUNT

1

New Bush Hog 3008 3pt Shredder
Front Churn Guard
3pt Hitter\$ 4,250⁰⁰

Sign _____

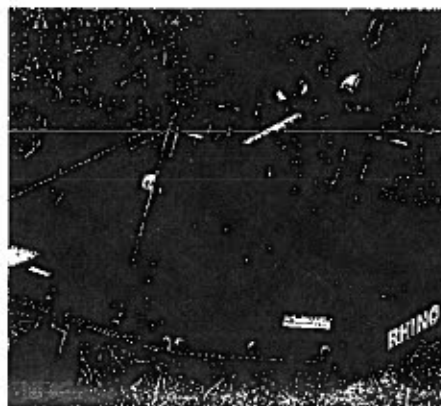
Buyer _____

Sign _____

Seller _____

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SE SERIES MEDIUM DUTY

[Home](#) » [Multispindle](#) » SE Series Medium Duty


SPECIFICATIONS FEATURES & BENEFITS

	SE8	SE10
Cutting Width	94"	118"
Cutting Height	1-1/4"-12"	1-1/4"-12"
Hitch	CAT II Lift, Semi-Mount, Pull	CAT II-III QH, Semi-Mount, Pull
Horsepower Required (Min.) - Lift	45	55
Horsepower Required (Min.) - Semi-Mount	40	50
Horsepower Required (Min.) - Pull	30	45
Gearbox Rating - Center	100	100
Gearbox Rating - Outboard	70	70
Output Shaft Diameter	2"	2"
Blade Tip Speed (540RPM)	12,066 FPM	15,770 FPM
Cutting Capacity (Max.)	1"	1"
Deck Thickness	10 Ga.	10 Ga.


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JOHN DEERE

TRACTOR CITY
3030 N. AUSTIN STREET.
SEGUIN, TX 78155
Phone: 830-379-5477
Fax: 830-379-2693

Quote Id : 4071885

Quote Summary

Prepared For: HAYS COUNTY ROAD & BRIDGE TX	Prepared By: SCOTT MANN 3030 N. AUSTIN STREET SEGUIN, TX 78155 manns@stictx.com	Quote ID: 4071885 Created On: January 26, 2010 Last Modified On: January 26, 2010 Expiration Date: February 2, 2010
---	--	--

Equipment Summary	Selling Price	Qty	Extended
John Deere MX8 LIFT TYPE CD CUTTER 540	\$ 4,032.94 X	1 =	\$ 4,032.94
Equipment Total			\$ 4,032.94

Quote Summary	
Equipment	\$ 4,032.94
Trade In	
Subtotal	\$ 4,032.94
Total	\$ 4,032.94
Down Payment	
Rental Applied	
Balance Due	\$ 4,032.94

Salesperson: X _____

Accepted By: X _____

CONFIDENTIAL

MX7

Cutting width	7 ft. (2.1 m)
Cutting height	1 to 9.5 ft. (0.3 to 2.9 m)
Overall width	7 ft. 4 in. (2.2 m)
Overall length	10 ft. 5 in. (3.2 m)
LT-type	

Body depth	0.5 ft. (0.15 m)
Deck thickness	0.28 ft. (0.08 m)
Upper deck	0.14 ft. (0.04 m)
Lower deck	0.14 ft. (0.04 m)
Skirt thickness	0.24 ft. (0.07 m)

Drive/shield protection	
Traction to cutter gears	Self-adjusting clutch
Center to outer gears	Stock-assembly shafts

Gearcase power rating	
540 rpm center (forward)	54 hp (40 kW)
540 rpm outer (back)	92 hp (68 kW)

Bladeholder	Round pin (stump-punch)
Blades (standard)	Section, 1/4 in. (3.18 mm)
Blade-tip speed	17,540 ft./min. (5,347 m/s)
540 rpm	

Brush cutting capacity	2 ft. (0.6 m)
Hitch category	
LT-type	Cat. 2, 3 or 3N

Minimum tractor PTO power	
LT-type	40 hp (30 kW)

Weight (less attachments)	
LT-type	1,302 lb. (594 kg)

Tires	
LT-type (4-bolt, laminated)	15.5x27.5 in. (391x655 mm)

MX8

Cutting width	8 ft. (2.4 m)
Cutting height	1 to 12 ft. (0.3 to 3.7 m)
Overall width	8 ft. 6 in. (2.6 m)
Overall length	
LT-type	

Body depth	0.5 ft. (0.15 m)
Deck thickness	0.28 ft. (0.08 m)
Upper deck	0.14 ft. (0.04 m)
Lower deck	0.14 ft. (0.04 m)
Skirt thickness	0.24 ft. (0.07 m)

Drive/shield protection	
Traction to cutter gears	Self-adjusting clutch
Center to outer gears	Stock-assembly shafts

Gearcase power rating	
540 rpm center (forward)	54 hp (40 kW)
540 rpm outer (back)	92 hp (68 kW)

Bladeholder	Round pin (stump-punch)
Blades (standard)	Section, 1/4 in. (3.18 mm)
Blade-tip speed	15,120 ft./min. (4,580 m/s)
540 rpm	

Brush cutting capacity	2 ft. (0.6 m)
Hitch category	
LT-type	Cat. 2, 3 or 3N

Minimum tractor PTO power	
LT-type	30 hp (22 kW)

Weight (less attachments)	
LT-type	1,670 lb. (758 kg)

Tires	
LT-type (4-bolt, laminated)	15.5x27 in. (394x686 mm)

MX10

Cutting width	10 ft. 6 in. (3.2 m)
Cutting height	1 to 12 ft. (0.3 to 3.7 m)
Overall width	10 ft. 6 in. (3.2 m)
Overall length	
LT-type	

Body depth	0.5 ft. (0.15 m)
Deck thickness	0.28 ft. (0.08 m)
Upper deck	0.14 ft. (0.04 m)
Lower deck	0.14 ft. (0.04 m)
Skirt thickness	0.24 ft. (0.07 m)

Drive/shield protection	
Traction to cutter gears	Self-adjusting clutch
Center to outer gears	Stock-assembly shafts

Gearcase power rating	
540 rpm center (forward)	81 hp (61 kW)
540 rpm outer (back)	111 hp (82 kW)

Bladeholder	Round pin (stump-punch)
Blades (standard)	Section, 1/4 in. (3.18 mm)
Blade-tip speed	16,644 ft./min. (5,083 m/s)
540 rpm	

Brush cutting capacity	2 ft. (0.6 m)
Hitch category	
LT-type	Cat. 2, 3 or 3N

Minimum tractor PTO power	
LT-type	60 hp (45 kW)

Weight (less attachments)	
LT-type	1,948 lb. (884 kg)

Tires	
LT-type (4-bolt, laminated)	15.5x35 in. (394x889 mm)



Pull-type models help you fly through fields with long rows and few obstacles. The hitch makes it easy to attach/detach. A parallel-lift linkage (standard) helps keep the cutter level through all heights, without tilting, for a cleaner cut. Adjustable wheel spacing is standard.



Semi-mount models attach to the tractor's lower draft links; the rear of the cutter is set the same as on pull-type models. These cutters are easier to attach/detach than lift-type models, yet feature more maneuverability than pull-type cutters.



Semi-mount hydraulic offset cutters are the right choice for orchards, groves, vineyards, or fields bordered with low-hanging trees. The cutter can be offset up to 13 inches to the right or left, for easier trimming next to trunks and spring pruning.

MODEL	Lift-type	Pull-type	Semi-mount	Semi-mount hydraulic offset
RC1048, RC1060, RC1072	X			
MX5, MX6, MX7		X		
MX3		X	X	X
MX10		X	X	X

	A	B	C	D	E	F
A - 15x3.75 in. solid rubber						RC1048, RC1060, RC1072
B - 15x3.75 in. laminated (hub/gray)						RC1048, RC1060, RC1072
C - 15x3.75 in. laminated (hub/yellow)						MX5, MX6
D - 21x7x12 in. 16PR severe-duty ag (4-bolt)						MX8, MX10 (pull-type)
E - 15.5x2.5 in. laminated (4-bolt)						MX8, MX10 (pull-type)
F - 15.5x3.75 in. laminated (4-bolt)						MX8, MX10 (all other)

Ewald Tractor.

AH1200
TA96 4995.00

SE8 4,000.00 - 8'

DHE SLL96
3395.00

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Clerk's office

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

Phone (512) 393-7330 Fax (512) 393-7337

AGENDA ITEM: Discussion and possible action to purchase the City of Wimberley's used City Marshall's fully equipped 2007 Chevy Tahoe for \$19,000.00.

Consent, Action, Executive Session, Etc. –

MEETING DATE REQUESTED: 2/9/10

REQUESTED BY: Will Conley

FUNDS REQUIRED:

SUMMARY:

This item was discussed in court last Tuesday and is back on the agenda for action this week. This vehicle has 14,700 miles on the odometer. This vehicle will replace the vehicle that was involved in an accident and rendered a total loss by the insurance company. This vehicle is fully equipped for law enforcement use.

AGENDA ITEM – APPROVED BY:

COUNTY JUDGE

COUNTY AUDITOR

COMMISSIONER PCT. 1

COMMISSIONER PCT. 2

COMMISSIONER PCT. 3

COMMISSIONER PCT. 4

ACTION TAKEN / ACTION REQUIRED:

Agenda Item Routing Form

DESCRIPTION OF Item: Purchase the City of Wimberley's used City Marshall's fully equipped 2007 Chevy Tahoe for \$19,000.00 and amend the budget accordingly.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$19,000 001-637-00.5715

COUNTY PURCHASING GUIDELINES FOLLOWED: ____ N/A ____

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: ____

To Amend the Budget Accordingly Here is the List of Accessories and Details of the Vehicle Constable Precinct 3 would like to Purchase

Accessory	Price	Total Price
Radar Unit	\$900.00	\$ 900.00
Camera	\$2,500.00	\$ 2,500.00
Cage	\$400.00	\$ 400.00
Radio	\$2,500.00	\$ 2,500.00
Light Bar	\$1,800.00	\$ 1,800.00
Console	\$200.00	\$ 200.00
Siren Control Box and PA System	\$348.00	\$ 348.00
Speaker	\$130.00	\$ 130.00
Flashing LEDS	\$60.00 ea	\$ 120.00
Grill Guard	\$400.00	\$ 400.00
Computer Stand	\$200.00	\$ 200.00
		Total \$9,498.00

The vehicle is a 2007 Fully Loaded All Electric Police Package Chevy Tahoe with 14,700 miles on it. I have inspected the vehicle visually, the vehicle and everything in it is in Excellent Condition. The asking price is \$19,000 which includes all of the Accessories listed above. We are currently waiting on reimbursement from Progressive Insurance.

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 Change Order #3 with Du-Mor Enterprises for the Cedar Oak Mesa Water System Improvement Project, Phase I, for a deduction of \$13,000.00.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: NA – a deduction in the contract price.

LINE ITEM NUMBER OF FUNDS REQUIRED: 146-753-99-045.5611

REQUESTED BY: Hauff

SPONSORED BY: Conley

SUMMARY:

Du-Mor Enterprises, Inc. was awarded a contract for construction services for water line improvements (Phase 1) in the Cedar Oak Mesa area near Wimberley by Commissioners Court action on June 16, 2009. The original contract amount was for \$141,410.00. Change Order #1, authorized by Commissioners Court on September 29, 2009 in the amount of \$19,730.00, was for additional costs involved in replacement of the service lines to 50 residences. Change Order #2, authorized by Commissioners Court on December 22, 2009 was for the installation of a concrete cap at River Road and in the amount of \$1,500.00, resulting in a total contract amount of \$162,640.00. This Change Order (#3) is for a deduction to the contract price, in the amount of \$13,000.00, for pavement repairs that cannot be completed at this time due to low seasonal temperatures. Temporary base material has been installed in the roadway cuts until weather conditions improve and are conducive to such repairs. The asphalt repairs will be made at a later date and be covered by available funding for this project. This Change Order is the final modification to the contract with Du-Mor Enterprises and project close-out is underway. The final contract price is \$149,640.00.

This project is funded by a grant from the Texas Department of Rural Affairs (formerly Office of Rural Community Affairs) and matching monies from the Cedar Oak Mesa Water Supply Corporation. No County funds are allocated to or necessary for this project.

A1103

**Office of Rural Community Affairs
Construction Contract Change Order Approval Request**

Owner (Contractor Locality): (Name & Address) Jeff Hauff, Grant Administration Hays County 111 E. San Antonio St., Ste. 303 San Marcos, Texas 78666 Phone #: 512-393-2211		Contract For (project description): Hays County Cedar Oak Mesa WSC Water Line Improvements		Date 1/18/2010 Project No. 35017	
Contractor: (Name & Address) Du-Mor Enterprises 7626 Grissom Rd. San Antonio, Texas 78251 Agreement Date: 06/25/09 Phone #: 210-684-7211		Engineer: (Name & Address) Hejl, Lee & Associates, Inc. 321 Ed Schmidt Blvd. Suite 100 Hutto, Tx. 78634 Phone #: 512-642-3292 Engineer's Project No. 35017		TxCDBG Contract No. 728190 Change Order No. 3 (Final)	
You are hereby requested to comply with the following changes from the contract plans and specifications:					
Item No.	Description of Changes-Quantities, Units, Unit Prices, Change in Completion Scheduled, Etc.	Decrease in Contract Price	Increase in Contract Price		
	Asphalt pavement repair	\$ 13,000.00			
	(See Attached Spreadsheet)				
Change in Contract Price			Change in Contract Time		
Original Contract Price: \$ 141,410.00			Original Contract Time: 210 days		
Previous Change Order No. 1 to No. 2 \$ 21,230.00			Net Change From Previous Change Orders 0 days		
Contract Price Prior to this Change Order \$ 162,640.00			Contract Time Prior to this Change Order 210 days		
Net Increase/Decrease of this Change Order \$ (13,000.00)			Net Increase/Decrease of this Change Order 0 days		
Contract Price With all Approved Change Orders \$ 149,640.00			Contract Time With all Approved Change Orders 210 days		
Cumulative % Change in Contract Price: 5.82 %					

TxCDBG reimbursement of costs approved by this change order is subject to approval by the Office.

RECOMMENDED:

By: Hejl, Lee & Associates, Inc.
 ENGINEER (Authorized Signature)

Date: 01-18-10

APPROVED:

By Hays County
 OWNER (Authorized Signature)

Date: _____

ACCEPTED:

By: Du-mor Enterprises
 CONTRACTOR (Authorized Signature)

Date: 01-21-10

Change Order No. 3 (Final)

38

HAYS COUNTY
CEDAR OAKS MESA WATER LINE IMPROVEMENTS
CHANGE ORDER # 3 (FINAL)
 TCDP CONTRACT NO. 728190
 HLA PROJECT NO. 35017
 CONTRACTOR: DU-MOR ENTERPRISES

UPDATED: 11/9/09

NO.	DESCRIPTION	UNIT	UNIT PRICE	Original Contract		Change Order # 1		Change Order # 2		Change Order # 3 (Final)		Revised Contract	
				QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT
1	8" PVC C-900 WATER LINE, INCLUDING FITTINGS	L.F.	\$ 25.00	2,420	\$ 60,500.00							2,420	\$ 60,500.00
2	6" PVC C-900 WATER LINE, INCLUDING FITTINGS	L.F.	22.00	350	7,700.00							350	7,700.00
3	8" GATE VALVE, INCLUDING VALVE BOX, RISER, STEM, AND LID	EA.	995.00	4	3,980.00							4	3,980.00
4	6" GATE VALVE, INCLUDING VALVE BOX, RISER, STEM, AND LID	EA.	700.00	3	2,100.00							3	2,100.00
5	2" GATE VALVE, INCLUDING VALVE BOX, RISER, STEM, AND LID	EA.	425.00	1	425.00							1	425.00
6	FIRE HYDRANT ASSEMBLY, INCLUDING LEAD PIPE, VALVE AND FITTINGS	EA.	3,300.00	6	19,800.00							6	19,800.00
7	CONNECT TO EXISTING WATER LINE, INCLUDING FITTINGS	EA.	700.00	6	4,200.00							6	4,200.00
8	RECONNECT EXISTING WATER SERVICE, INCLUDING PIPE, VALVES AND FITTINGS	EA.	350.00	35	12,250.00	(15.00)	(12,250.00)						
9	LOCATE AND ABANDON EXISTING WATER LINES	L.S.	625.00	1	625.00							1	625.00
10	EXCAVATION SAFETY SYSTEM, ALL DEPTH	L.F.	1.00	2,770	2,770.00							2,770	2,770.00
11	TRAFFIC CONTROLS AND BARRICADES	L.S.	1,300.00	1	1,300.00							1	1,300.00
12	ASPHALT PAVEMENT REPAIR	L.F.	7.00	2,640	18,480.00							2,640	18,480.00
13	TREE PROTECTION, TRIMMING AND REMOVAL	L.S.	1,565.00	1	1,565.00							1	1,565.00
14	RELOCATE EXIST. UTILITIES, FENCES, MAILBOXES, SIGNS AND OTHER MISCELLANEOUS ITEMS AS NECESSARY	L.S.	2,000.00	1	2,000.00							1	2,000.00
15	PERMANENT/TEMPORARY EROSION CONTROL, INCLUDING SILT FENCE AND ROCK BERM	L.S.	2,150.00	1	2,150.00							1	2,150.00
16	CLEANUP, RESTORATION, AND REVEGETATION	L.S.	1,565.00	1	1,565.00							1	1,565.00
17	1" DUAL SERVICE, LONG	EA.	1,165.00			13	15,145.00					13	15,145.00
18	1" DUAL SERVICE, SHORT	EA.	825.00			9	7,425.00					9	7,425.00
19	3" LONG SINGLE SERVICE	EA.	950.00			3	2,850.00					3	2,850.00
20	1" SHORT SINGLE SERVICE	EA.	700.00			3	2,100.00					3	2,100.00
21	STREET REPAIR	L.F.	7.00			580	4,060.00					580	4,060.00
22	DENSITY TESTING	L.S.	400.00			1	400.00					1	400.00
23	RIVER ROAD CONCRETE CAP	L.S.						1	1,500.00			1	1,500.00
24	ASPHALT PAVEMENT REPAIR	L.S.								1	(13,000.00)	1	(13,000.00)
TOTAL AMOUNT BID					\$ 141,410.00		\$ 15,730.00		\$ 1,500.00		\$ (13,000.00)		\$ 149,640.00

Recommended By:

REA, LEE & ASSOCIATES INC.

Date:

01-18-10

Accepted By:

DU-MOR ENTERPRISES

Date:

01-21-10

Approved By:

HAYS COUNTY

Date:



January 7, 2010

Hejl, Lee & Associates, Inc.
Attn: Dan Hejl
321 Ed Schmidt Blvd, Suite 100
Hutto, TX 78634

Dear Dan;

Enclosed you will find the final billing for Cedar Oaks Mesa. Please deduct \$13,000 for the asphalt repairs. This amount you can give back to us in the Spring or pass on to the next phase.

Please let me know if you have any questions. I appreciate your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Troy Hargroder", is written over the word "Sincerely,".

Troy Hargroder
Vice President
Du-Mor Enterprises, Inc
210-684-7211

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 Personal Health Immunization grant transfer of funds in the amount of \$500.00 from Postage to Travel and amend the budget accordingly.

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

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

PREFERRED MEETING DATE REQUESTED: 02/09/10

AMOUNT REQUIRED: \$500.00

LINE ITEM NUMBER OF FUNDS REQUIRED: Transfer from 120-675-99-018.5212 to 120-675-99-018.5501

REQUESTED BY: Priscilla Hargraves

SPONSORED BY: Judge Sumter

SUMMARY:

Transfer of funds is necessary due to the depletion of funds in the travel account. These funds will be used to pay back funds transferred to cover travel expenses and use of Bioterrorism vehicle. Funds transferred will be from 120-675-99-018.5212 to 120-675-99-018.5501.

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize Personal Health Immunization grant transfer of funds in the amount of \$500.00 from Postage to Travel and amend the budget accordingly.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$500.00 Transfer 120-675-99-018.5212 to 120-675-99-018.5501

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

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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 Personal Health Dept operating to transfer funds in the amount of \$1,000.00 from Vaccines to Continuing Ed and amend the budget accordingly.

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

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

PREFERRED MEETING DATE REQUESTED: 02/09/10

AMOUNT REQUIRED: \$1,000.00

LINE ITEM NUMBER OF FUNDS REQUIRED: Transfer from 120-675-00.5230 to 120-675-00.5551

REQUESTED BY: Priscilla Hargraves

SPONSORED BY: Judge Sumter

SUMMARY:

Transfer of funds is necessary for future workshops for staff training. Funds will be transferred from 120-675-00.5230 to 120-675-00.5551

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the Personal Health Dept operating to transfer funds in the amount of \$1,000.00 from Vaccines to Continuing Ed and amend the budget accordingly.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$1,000.00 Transfer from 120-675-00.5230 to 120-675-00.5551

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: Consideration of and action on eliminating one (1) position of Environmental Health Specialist I from the Environmental Health budget in accordance with the departmental reorganization approved on December 22, 2009.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-710-99-037-5021

REQUESTED BY: Jerry Borcharding, Director of RPTP

SPONSORED BY: Judge Sumter

SUMMARY:

Background: On December 22, 2009, the Commissioners Court approved a reorganization of the Resource Protection, Transportation, and Planning (RPTP) Department which provided for the creation of the Development Services Division (formerly known as Environmental Health), which includes planning, septic inspections, subdivision review, floodplain review and enforcement, environmental health enforcement, geographic information systems, and 911 addressing.

Various positions within the Division were modified and grouped in such a manner so as to result in greater efficiency and accountability. As part of the redistribution of responsibilities, the Department recommends the elimination of one (1) position of Environmental Health Specialist I.

Possible Actions: Consider and act on eliminating one (1) position of Environmental Health Specialist I from the Environmental Health budget in accordance with the departmental reorganization.

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 Change Order #1 to the construction contract with Lowden Excavating, Inc. in the amount of \$38,516.80 for the Five Mile Dam Park, Phase 2 (Irrigation) project.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: \$38,516.80

LINE ITEM NUMBER OF FUNDS REQUIRED: 147-757-97-041.5611

REQUESTED BY: Hauff

SPONSORED BY: Ingalsbe

SUMMARY:

On August 11, 2009 Hays County awarded the bid (#2009-B17), in the amount of \$155,828.45, for Five Mile Dam Park, Phase 2 (Irrigation) construction to Lowden Excavating, Inc. Work has begun at the park with the installation of irrigation lines and preparation of the field areas to establish turf.

The current Change Order (#1) reflects a modification to install grass sprigs rather than applying hydromulch to the field areas, in order to have the fields ready for pending soccer tournament play in the fall of 2010. This has been requested by the City of San Marcos. Also, a delay in Phase II construction was encountered due to the completion of Phase I work, and a Notice to Proceed was not issued for this project until Monday, October 26, 2009, thereby exceeding contract time requirements. Additional funds have been requested due to an increase in material costs during this period. This amount has been reviewed by the design firm and determined to be fair and equitable. The total contract price will now be \$194,345.25, which is just below the 25% cap on additional work that can be applied to this contract per County purchasing requirements.

While the contract with Lowden Excavating, Inc. for the Irrigation project is with the County, this project is being conducted in partnership with the City of San Marcos. Funding for Phase 2 development at Five Mile Dam Park is being provided by the City of San Marcos, and construction project oversight is primarily by the City along with approvals for contract amount changes. The project team, including Hays County staff, meets regularly to coordinate and discuss issues associated with construction activities at Five Mile Dam Park. The City of San Marcos has approved the Change Order.

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the County Judge to execute Change Order #1 to the construction contract with Lowden Excavating, Inc. in the amount of \$38,516.80 for the Five Mile Dam Park, Phase 2 (Irrigation) project.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$38,516.80 147-757-97-041.5611

COUNTY PURCHASING GUIDELINES FOLLOWED: ____ Yes ____

PAYMENT TERMS ACCEPTABLE: ____ Yes ____

COMMENTS: This will be just under 25% of the original contract which is the maximum amount of increase we can approve on a contract without bidding the additional work.

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: ____

CHANGE ORDER # 1
CITY OF SAN MARCOS, TEXAS
HAYS COUNTY
Bid #2009-B16

PROJECT: Five Mile Dam Phase 2 (Irrigation)

CONTRACTOR:

ORIGINAL CONTRACT DATE: 10/27/09

CHANGE ORDER DATE:

WORK TO BE ADDED TO OR DELETED FROM SCOPE OF SERVICES

Install Celebration Sprigs in lieu of common Bermuda hydromulch \$35,516.80.
Add \$3000 to base bid for increase material cost suffered during contracting delays

The original contract sum was:	\$	<u>155828.45</u>
Net amount of previous change orders:	\$	<u>0</u>
Total amount of this change order:	\$	<u>38516.80</u>
Revised contract amount:	\$	<u>194345.25</u>

Previous contract time of completion (substantial/final)	<u>180</u>	Days
Net increase/decrease in contract time of completion	<u>21</u>	Days
Revised contract time of completion (substantial/final)	<u>201</u>	Days

Recommended by:

Engineer:

by: Chel
Christopher Joy, Land Design Partners

Date: 2.3.10

~~CHARLES MARRY~~

Requested by Charles Marry

Contractor: Lowden Excavating, Inc.

by: LAFETTE LOWERY
Printed Name, Project Manager

Date: 2.1.10

Approved by:

City of San Marcos:

by: Jimmy Venable
Jimmy Venable, San Marcos Parks

Date: 2-3-10

Approved by:

Hays County, TX:

by: _____
Elizabeth Sumter, County Judge

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: Discussion and possible action to clarify the waiting period for Hays County benefits.

CHECK ONE: CONSENT ☒ ACTION EXECUTIVE SESSION

WORKSHOP ☐ PROCLAMATION ☐ PRESENTATION

PREFERRED MEETING DATE REQUESTED: Tuesday, February 16, 2010

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Tuttle/Baen

SPONSORED BY: Ingalsbe

SUMMARY: Currently, the Summary Plan Description (SPD) reads: Employees are eligible on the first day of the month following 60 days of full time employment.

We wish to change this to read 55 days of full time employment.

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: Consideration of and action on revising the budget for collecting imagery data.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: \$27,000.00

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-710-08.5712

REQUESTED BY: Lisa A. Wright, Deputy Director of Development Services/Senior Planner

SPONSORED BY: Judge Sumter

SUMMARY:

Background: Two years ago, the CAPCOG GIS Planning Council (GIS PC) selected MJ Harden as the contractor for new air photos in the CAPCOG region – the GeoMap 2010 project; however, on January 13, 2010, we were informed of the cancellation of the project. Development Services has budgeted \$20,000 this year for new air photos, with the amount based on our area of interest (AOI = 752 sq. mi.) at a cost of \$25/ sq. mi.

Hays and Williamson are the only two counties still interested in new air photos, and our combined AOI is approximately 2,000 square miles. The contractor is willing to fly both counties at a substantially discounted price per square mile of \$35 compared to \$80 under the CAPCOG contract. Collecting imagery for Hays County alone at \$35/sq. mi. would cost \$26,320.00; however, the contractor will reduce the cost to \$25/sq. mi. for areas exceeding 2,500 square miles. Based on this rate, we could also collect imagery for the area in Guadalupe County served by San Marcos/Hays County EMS, and a two mile buffer around the rest of the County (a combined expanded AOI of 2,530 sq. mi.), for \$25,750.

Possible Actions: Approve a budget increase of \$7,000.00 to collect imagery data for Hays County, that part of Guadalupe County served by San Marcos/Hays County EMS, and a two mile buffer around the rest of Hays County. The additional \$1,250 will allow for minor area adjustments, if necessary.

Attachments: Map of proposed imagery area.

Agenda Item Routing Form

DESCRIPTION OF Item: Revising the budget for collecting imagery data.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$27,000.00 001-710-08.5712

COUNTY PURCHASING GUIDELINES FOLLOWED: Unknown

PAYMENT TERMS ACCEPTABLE: Unknown

COMMENTS: This will require a budget amendment from 5712(computer equipment) to 5448(contract services).

SPECIAL COUNSEL

Typically Requires 9 Business Day Review

CONTRACT TERMS ACCEPTABLE: _____

COMMENTS:

COMMISSIONERS' COURT

APPROVED/DISAPPROVED AND DATE: _____

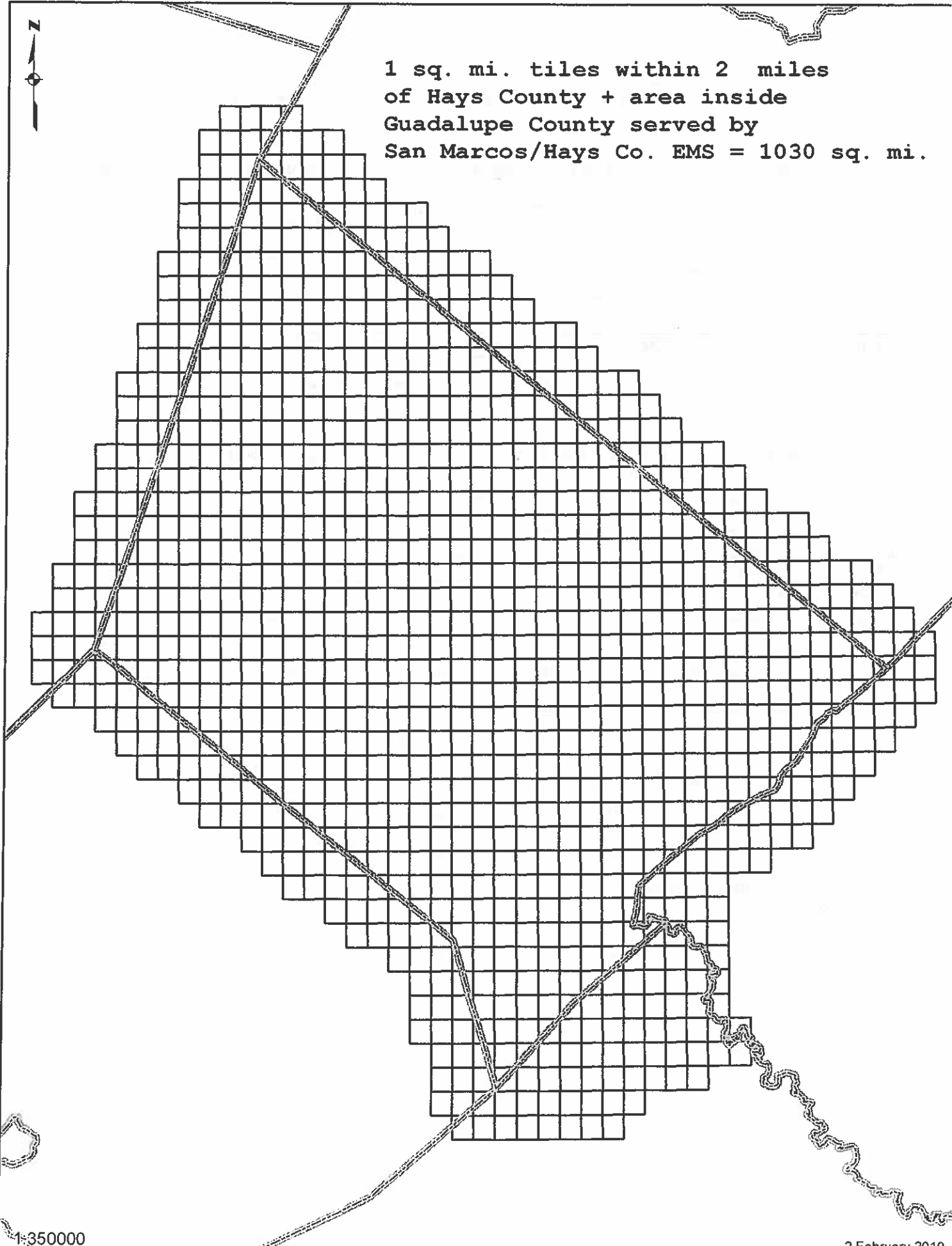
COUNTY JUDGE

Signature Required if Approved

DATE CONTRACT SIGNED: _____



1 sq. mi. tiles within 2 miles
of Hays County + area inside
Guadalupe County served by
San Marcos/Hays Co. EMS = 1030 sq. mi.



1:350000

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 contract with a Web graphics design specialist for an overall review and refinement of the user interface design and content structure for the new Hays County Web site.

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

PRESENTATION

PREFERRED MEETING DATE REQUESTED: Tuesday, February 9, 2010

AMOUNT REQUIRED: not to exceed \$10,000

LINE ITEM NUMBER OF FUNDS REQUIRED: IT? Contingency?

REQUESTED BY:

SPONSORED BY: FORD

SUMMARY: In order to ensure that we are moving forward with the best design and user interface for the revised Hays County Web site, we propose to contract with a graphics designer or company who specializes in Web and information design. We will ask them to review the overall look and feel for the site, as well as the organizational structure and interface. Additionally, we will ensure that design/structure recommendations are compatible with PHP front-end/MSQL back-end format that has already been established. We will work with purchasing dept to advertise for this work and will proceed with best-suited and -skilled person or team. Selection team will be Karen Ford, Dee Dee Baen, Laureen Chernow and Rafael Marquez.

Agenda Item Routing Form

DESCRIPTION OF Item: Contract with a Web graphics design specialist for an overall review and refinement of the user interface design and content structure for the new Hays County Web site.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$10,000.00 001-645-00.5399 (contingencies)

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: Discussion and possible action to authorize the purchase of three Ozone Action Day flags from the Clean Air Partners program.

CHECK ONE: **CONSENT** **xACTION** **EXECUTIVE SESSION**

☐ **WORKSHOP** ☐ **PROCLAMATION** ☐

PRESENTATION

PREFERRED MEETING DATE REQUESTED: Tuesday, February 9, 2010

AMOUNT REQUIRED: 3 @ \$90/each = \$270.00

LINE ITEM NUMBER OF FUNDS REQUIRED: contingency

REQUESTED BY:

SPONSORED BY: FORD

SUMMARY:

Hays County became a Clean Air Partner with the Clean Air Force of Central Texas in 2009. As we prepare for the upcoming ozone season and another Big Push effort to help reduce our 2010 ozone levels, these flags (see attached) are a good way to raise awareness within our communities and among our employees. We have proposed the purchase of three flags (3x5) to be flown on Ozone Action Days at Courthouse, Pct 4 Building and Yarrington yard. We are hopeful there may be other offices or precincts who would like to order signs as well.

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the purchase of three Ozone Action Day flags from the Clean Air Partners program.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$270.00 **CONTINGENCY** 001-645-00.5399

COUNTY PURCHASING GUIDELINES FOLLOWED: ____ N/A ____

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: ____



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 make a donation to the Hill Country Alliance for use in development and support of the first annual Rainwater Revival to be held on Saturday, May 8, 2010, at Roger Hanks Park in Dripping Springs, TX.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: \$10,000.00

LINE ITEM NUMBER OF FUNDS REQUIRED: 171 691-00-5301

REQUESTED BY:

SPONSORED BY: Ford

SUMMARY:

This event is the brainchild of the Hays County Water Conservation Working Group, an ad hoc task force organized by Karen Ford and approved by the Court in early 2009. An off-shoot rainwater festival Planning Committee began organizing in late 2009. Funds for event will be raised through sponsorships, vendor and food booth fees, and tours of area rainwater harvest installations. The purpose of the event is to create a festival-like atmosphere to educate, promote and celebrate one of the oldest forms of water supply and conservation – rainwater collection. This event includes a day-long schedule of presentations by professionals and users of rainwater from across Texas. There will be water conservation-related business vendor booths, rainwater system displays and plenty of experts to provide guidance, information and services. There will also be food and drink booths and fun stuff for the kids!

Hill Country Alliance is the chosen 501(c)(3) umbrella organization for funding collection and management. This initial funding from Hays County will be used to develop the logo, event branding, sponsor/vendor packets and early promotional materials. Hays County will be listed as a premier sponsor of the event.

Agenda Item Routing Form

DESCRIPTION OF Item: Make a donation to the Hill Country Alliance for use in development and support of the first annual Rainwater Revival to be held on Saturday, May 8, 2010, at Roger Hanks Park in Dripping Springs, TX.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$10,000.00 171-691-00-5301

COUNTY PURCHASING GUIDELINES FOLLOWED: ____ N/A ____

PAYMENT TERMS ACCEPTABLE: ____ Yes ____

COMMENTS: This is from LCRA funds.

Bill Herzog

SPECIAL COUNSEL

Typically Requires 9 Business Day Review

CONTRACT TERMS ACCEPTABLE: ____

COMMENTS:

COMMISSIONERS' COURT

APPROVED/DISAPPROVED AND DATE: ____

COUNTY JUDGE

Signature Required if Approved

DATE CONTRACT SIGNED: ____

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible action to authorize the purchase of ROW in relation to the construction of the McGregor Lane bridge.

CHECK ONE: **CONSENT** **xACTION** **EXECUTIVE SESSION**

☐ **WORKSHOP** ☐ **PROCLAMATION** ☐

PRESENTATION

PREFERRED MEETING DATE REQUESTED: Tuesday, February 9, 2010

AMOUNT REQUIRED: : \$4,080.00

LINE ITEM NUMBER OF FUNDS REQUIRED

REQUESTED BY:

SPONSORED BY: FORD

SUMMARY:

There are two parcels on the east side of McGregor Lane that require a purchase of right of way to accommodate the improvements to McGregor Lane bridge. The Hill Country Conservancy (HCC) holds a conservation easement on both properties. The land total sought for acquisition is 0.204.

Following is the breakdown of our purchase offer based on agreed upon percentages and a market value of \$20K/acre. We hold an appraisal on one of the properties in question (total 350 acres), dated Dec 2008, in the amount of \$13,000/acre. Due to the small land parcel being acquired and other known land values in the area, and with a desire to keep overall transaction costs low, all parties have agreed to the land valuation. In addition to the ROW, we anticipate county will pay all closing costs, Title Policy, relocation of the fences and possibly some expenses incurred by the HCC. Further, we are negotiating construction easements on the West side of McGregor Lane with two other property owners and will return to court at a later date requesting approval of those fees.

<u>LAND VOL. (owner)</u>	<u>PER ACRE VALUATION</u>		<u>OFFER PRICE</u>
0.133 acres (Walker)	\$20,000 per acre	@ 42.33%	\$ 1,125.98
0.071 acres (Toro)	\$20,000 per acre	@ 42.33%	\$ 601.09
0.204 acres (HCC)	\$20,000 per acre	@57.67%	\$ 2,352.93

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the purchase of ROW in relation to the construction of the McGregor Lane bridge.

PREFERRED MEETING DATE REQUESTED: February 9, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT AND FUND LINE ITEM NUMBER: \$4,080.00 020-710-00.5386

COUNTY PURCHASING GUIDELINES FOLLOWED: _____TBD_____

PAYMENT TERMS ACCEPTABLE: _____Yes_____

COMMENTS: There is a total of \$15,000 budgeted for ROW for this project.

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

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

AGENDA: Discussion, with possible action to give instruction to staff, regarding timetables and procedures for the evaluation of property submittals related to the county's call for parks and habitat conservation lands, including discussion about when proposals will be released to the public and how to involve stakeholders, including conservation groups, local governments, state and federal agencies, and the county's Shooting Sports Task Force.

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

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: n/a

LINE ITEM NUMBER OF FUNDS REQUIRED: n/a

REQUESTED BY: Barton

SUMMARY: Before Christmas the Court discussed how to handle proposals. I suggested they be made public, and that we reach out to include stakeholders early. The Court decided instead to defer action until after we brought on someone to help with property evaluations. We've now decided to hire the Nature Conservancy for that work. We still haven't had discussion about if and when proposals will be made public.

At the time, there seemed to be consensus on the Court that we should at least share proposals with the Shooting Sports Task Force early in the process, to save time and to incorporate their ideas into the decision-making. Judge Sumter wanted to defer that decision also. I was expecting it to come back as an agenda item; and, I thought we had agreement to provide our partner agencies and the Task Force with basic information as soon as our parks committee had made an initial review. That hasn't happened, and clearly there is confusion about who's doing what, and seeing what, when.

I'd like to see us be more clear and transparent about next steps. I think we have a good partner in the Conservancy. They need some direction. So does staff. We may also want to provide comment or direction for stakeholders. For example, I want to continue to emphasize that water preservation and habitat conservation are the paramount goals – that neither these goals nor the present proposals are married to a sports range, but also that we're open to collaboration should the opportunity present itself. We want to emphasize that whatever we do, we want to see existing neighborhoods protected from obnoxious traffic and noise. I don't think this needs a great deal of discussion, but perhaps a short update and – if there is agreement on the Court – some direction to staff, committees and task forces.

Agenda Item Request Form

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AGENDA ITEM: Executive Session pursuant to 551.071 of the Texas Government Code: consultation with counsel regarding existing and/or contemplated litigation related to claims by Jeanne Schafer and Christopher Ybarra.

Possible action may follow in open Court.

TYPE OF ITEM: Executive

PREFERRED MEETING DATE REQUESTED: February 9, 2010

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: SUMTER

SPONSORED BY: SUMTER

SUMMARY: Summary to be provided in Executive Session.