

**Commissioners Court -May 25, 2010
NOTICE OF A MEETING OF THE
COMMISSIONERS COURT OF HAYS COUNTY, TEXAS**



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNONS TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners Court will hold a meeting at **9:00 A.M.** on the **25TH day of May, 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	3	Presentation of retirement gift to Ed Cooper. SUMTER/BAEN
2	4-5	Adopt a Proclamation declaring May 23 rd to the 29 th as Hurricane Preparedness Week. SUMTER

PUBLIC COMMENTS

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

CONSENT ITEMS

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

3	6	Approve payments of county invoices. HERZOG
4	7-12	Approve Commissioner Court Minutes of May 18, 2010. SUMTER/FRITSCH
5	13-15	Accept donated funds in the amount of \$500.00 to the Sheriffs Office and deposit in to line item 052-618-00.4610 (Contributions) and amend the budget accordingly. SUMTER/RATLIFF
6	16-21	Approve specifications and authorize Purchasing to advertise RFP #2010-P14, a Request for Qualifications, for a professional energy audit/analysis for Hays County buildings. FORD/HAUFF
7	22-23	Approve amendment to purchasing policy to include debarred vendor language on all RFP & bid documents. SUMTER/HERZOG
8	24	Approve cancellation of Commissioner's Court meeting for June 22, 2010. INGALSBE
9	25-26	Authorize the County Judge to submit an application to the U.S. Department of Justice, from the Bureau of Justice Assistance (BJA) for funding from the Bulletproof Vest Partnership (BVP) program for up to 43,071.00. CONLEY/HAUFF

ACTION ITEMS

ROADS

10	27-30	Call for a public hearing on June 8, 2010 to establish traffic regulations on Fitzhugh Rd East, CR 101. FORD/BORCHERDING
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SUBDIVISIONS

11	31-34	10-6-3 Partial vacation and Replat of Lot 1, Cedar Crest Subdivision. Hold public hearing. Discussion and possible action to consider approval of Final Plat. CONLEY/GARZA
12	35-37	10-7-4 Re-subdivision of Lot 63, Rolling Oaks Subdivision, Section 3. (4 Lots) Hold public hearing. Discussion and possible action to consider Final Plat. FORD/GARZA

MISCELLANEOUS

13	38-40	Discussion and possible action to authorize the Personal Health Department to transfer funds in the amount of \$200.00 from Medical supplies to Travel and amend the budget accordingly. SUMTER/HARGRAVE
14	41	Discussion and possible action to accept the Criminal Justice System Assessment and Jail Population Study for Hays County Final Report, prepared for Hays County by MGT of America. BARTON
15	42	Discussion and possible to replace the County Judge on the Capital Area Metropolitan Planning Organization and appointment Commissioner Conley. CONLEY/INGALSBE
16	43-44	Discussion and possible action to appoint a Chairman for each standing committee to be given the authority to determine scheduling, direction and appropriate times when the committee will bring issues before the Court. CONLEY/INGALSBE
17	45-67	Discussion and possible action to authorize the County Judge to execute a Professional Service Agreement with Mission Critical, Inc. for an assessment of the 911 Communication Systems within Hays County. CONLEY
18	68-69	Discussion and possible action to authorize the County Judge to execute a standard Professional Service Agreement with Tom Franke for selective assistance in plan review and amend the budget accordingly. FORD/LAMBRIGHT/BORCHERDING
19	70-72	Discussion and possible action to purchase a check printer for Treasurers Office. SUMTER/TUTTLE/HERZOG
20	73-77	Discussion and possible action to allocate the \$2,500 discretionary funds to PALS, that were set aside to host a third spay and neuter clinic and amend the budget accordingly. INGALSBE
21	78-84	Discussion and Possible Action to authorize the County Judge to execute the Subscription Plan Amendment with LexisNexis for the Hays County Criminal District Attorney's Office for the use of legal research software. SUMTER
22	85	Discussion and Possible Action to recognize the conveyance of a 50.14 acre tract from the Hays County Parks Foundation, Inc. to the City of Kyle, for recreational public use. SUMTER/INGALSBE

STANDING AGENDA ITEM

23	Discussion of issues related to proposed capital construction projects in Hays County, including but not limited to the government center; precinct offices; Resources Protection Transportation and Planning Department; and space needs projections for the Hays County Jail and related criminal justice analysis. Possible action may follow. INGALSBE
24	Discussion of issues related to the road bond projects, including updates from Mike Weaver, Prime Strategies and Jeff Curren, HDR. Possible action may follow. SUMTER

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 21ST day of May, 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

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 of retirement gift to Ed Cooper.

CHECK ONE:

☐ **CONSENT**

☐ **ACTION**

☐ **EXECUTIVE SESSION**

☐ **WORKSHOP**

☐ **PROCLAMATION**

☒ **PRESENTATION**

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: None

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Baen

SPONSORED BY: Sumter

SUMMARY:

Ed Cooper is retiring from the Juvenile Probation Department May 31, 2010 with 36 years, 7 months of Hays County service.

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

AGENDA ITEM: Adopt a Proclamation declaring May 23rd to the 29th as Hurricane Preparedness Week.

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: SUMTER

SUMMARY: See Attached.



111 E. San Antonio Street
San Marcos, Texas 78666

PROCLAMATION

Hurricane Preparedness Week

WHEREAS, the State of Texas has historically experienced the damaging effects of hurricanes along The Gulf Coast and the damaging effects of severe inland weather systems spawned by hurricanes; and

WHEREAS, there have been many tragic and unnecessary human casualties and there has been costly property losses, all resulting from hurricanes and related weather systems in the State of Texas; and

WHEREAS, human casualties and property damage can be minimized when the public is informed about and prepared for hurricanes and related weather systems; and

WHEREAS, hurricane season is almost upon us and continues to the last day of November, and

WHEREAS, it is incumbent upon the Hays County Emergency Management Department as well as state and local governments, as stewards of the public's safety, to inform and educate the public on appropriate hurricane preparedness and safety measures; and

WHEREAS, Hays County citizens are reminded to monitor broadcast media for information about hurricanes because these deadly storms can cause flooding and tornadoes hundred of miles away, and,

THEREFORE, Hays County Commissioners Court hereby proclaims May 23rd – 29th, 2010 as **Hurricane Preparedness Week** IN Hays County.

Elizabeth Sumter
Hays County Judge

Debbie Gonzales-Ingalsbe
Commissioner Precinct 1

Jefferson W. Barton
Commissioner Precinct 2

Will Conley
Commissioner Precinct 3

Karen Ford
Commissioners Precinct 4

Linda Fritsche, County Clerk

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: 5/25/10

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

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

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

AGENDA ITEM: APPROVE COMMISSIONER COURT MINUTES OF MAY 18, 2010

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

PREFERRED MEETING DATE REQUESTED: MAY 26, 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 18TH DAY OF MAY 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 Ingalsbe gave the invocation and Commissioner Conley led the court in the Pledge of Allegiance to the flags. Judge Sumter called the meeting to order.

HAYS COUNTY EXTENSION UPDATE ON PROGRAMS

Local Extension Agents Susan Schramm, Kasey Mock, Richard Parrish appeared before the court. They spoke about services provided by the Texas AgriLife Extension Office and presented members of the court with baskets containing various items that symbolize the various educational programs provided.

27079 ADOPT A PROCLAMATION RECOGNIZING BOB KIDNEW AND TEXAS LEHIGH CEMENT COMPANY AS A RECENT RECIPIENT OF A TEXAS ENVIRONMENTAL EXCELLENCE AWARD [T-25]

Bob Kidnew introduced the Texas Lehigh Cement Company Team and he spoke of what was done to win the Environmental Excellence Award. He recognized Jerry Borcharding's contribution to Texas Lehigh Cement when he was employed there. Members of the court gave their congratulations on winning this award and gave their appreciation to Texas Lehigh Cement Company's efforts in protecting the environment. A motion was made by Commissioner Ford, seconded by Commissioner Barton to adopt a Proclamation recognizing Bob Kidnew and Texas Lehigh Cement Company as a recent recipient of a Texas Environmental Excellence Award. All voting "Aye". MOTION PASSED

27080 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve payments of county invoices in the amount of \$394,275.65 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

27081 APPROVE COMMISSIONER COURT MINUTES OF MAY 11, 2010

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve Commissioner Court Minutes of May 11, 2010 as presented by the County Clerk. All voting "Aye". MOTION PASSED

27082 APPROVE SPECIFICATIONS FOR RFP #2010-P13 INMATE TELEPHONE SYSTEM FOR THE HAYS COUNTY JAIL AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve specifications for RFP #2010-P13 Inmate Telephone System for the Hays County Jail and authorize Purchasing to solicit for Proposal and Advertise. All voting "Aye". MOTION PASSED

27083 AMEND BUDGET FOR CIVIC CENTER TO TRANSFER BALANCE OF MISCELLANEOUS CAPITAL IMPROVEMENTS FOR SUPPLIES & FUEL

Barry Nelson Civic Center Manager is requesting the balance of \$1,790 be moved from Miscellaneous Capital Improvements line item #001-646-00.5741 to General Supplies in the amount of \$1,000 into line item #001-646-00.5201 and to Fuel in the amount of \$790 into line item #001-646-00.5271. A motion was made by Commissioner Barton, seconded by Commissioner Ford to amend budget for Civic Center to transfer balance of Miscellaneous Capital Improvements to Supplies & Fuel as requested. All voting "Aye". MOTION PASSED



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27084 AUTHORIZE INFORMATION TECHNOLOGY TO DISPOSE OF COMPUTER EQUIPMENT

Goodwill has expressed an interest in receiving the computer equipment from the county. IT has stripped the equipment of any usable parts and request authorization to dispose of the equipment as worthless (pursuant to LGC 263.152 – Disposition 3) and send to Goodwill for recycling. A motion was made by Commissioner Barton, seconded by Commissioner Ford to authorize Information Technology to dispose of Computer Equipment. All voting "Aye". MOTION PASSED

27085 APPROVE SPECIFICATIONS FOR IFB #2010-B13 DACY LANE IMPROVEMENTS FROM GOFORTH ROAD TO BEBEE ROAD AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve specifications for IFB #2010-B13 Dacy Lane Improvements from Goforth Road to Bebee Road and authorize Purchasing to solicit for Bid and Advertise. All voting "Aye". MOTION PASSED

27086 APPROVE AWARD OF IFB #2010-B11 MCGREGOR LANE CULVERT IMPROVEMENT PROJECT TO SMITH CONTRACTING

A motion was made by Commissioner Barton, seconded by Commissioner Ford to approve award of IFB #2010-B11 McGregor Lane culvert improvement project to Smith Contracting contingent upon approval by legal counsel. All voting "Aye". MOTION PASSED

27087 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE CONSTRUCTION BOND, AND ACCEPT LETTER OF CREDIT FOR TWO YEARS FOR MUSTANG VALLEY SUBDIVISION, SECTION II [T1-720]

A motion was made by Commissioner Conley, seconded by Commissioner Ford to accept road construction and drainage improvements, release of the Construction Bond, and accept Letter of Credit for two years for Mustang Valley Subdivision, Section II. All voting "Aye". MOTION PASSED

27088 PUBLIC HEARING AND ACTION TO ESTABLISH TRAFFIC REGULATIONS (SPEED LIMITS) ON SOUTH OLD STAGECOACH ROAD ALONG THE AREA OF THE SOCCER FIELDS; ALSO ON THE DEDICATED PARK ROAD [T1-727]

Judge Sumter opened the public hearing. A written comment from Tim Miller was placed in the record voicing his concern about possible truck traffic. No additional public input was received and public hearing was closed. RPTP Director Jerry Borcharding requested that the speed limit be lowered from 40 MPH to 35 MPH along the area of the soccer fields and the old road be lowered from 35 MPH to 20 MPH. Parks Manager Jerry Pinnix recommended a speed limit of 15 MPH on the old road. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ford to establish traffic regulations of 35MPH along the area of South Old Stagecoach road along the area of the soccer fields and 15 MPH on the dedicated (old) park road. All voting "Aye". MOTION PASSED

Clerk's Note: Agenda Item #12 RE: MOVE \$8196.03 FROM RPTP'S MISCELLANEOUS LINE ITEM TO RPTP'S MATERIALS LINE ITEM AND AMEND THE BUDGET ACCORDINGLY was PULLED

27089 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDER #7 TO THE CONSTRUCTION CONTRACT WITH HARRIS ROAD COMPANY, INC. FOR THE FIVE MILE DAM PARK, PHASE II (BUILDING) PROJECT [T1-809]

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute Change Order #7 to the Construction Contract with Harris Road Company, Inc. for the Five Mile Dam Park, Phase II (building) Project. All voting "Aye". MOTION PASSED

27090 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDER #8 TO THE CONSTRUCTION CONTRACT WITH HARRIS ROAD COMPANY, INC. FOR THE FIVE MILE DAM PARK PHASE 2 (SITE) PROJECT [T1-821]

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to authorize the County Judge to execute Change Order #8 to the Construction Contract with Harris Road Company, Inc. for the Five Mile Dam Park Phase 2 (site) Project. All voting "Aye". MOTION PASSED



27091 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDERS TO THE GRANDE COMMUNICATIONS, BROOKSIDE AND NEC FINANCIALS CONTRACTS FOR THE NEW VOIP SYSTEM NOT TO EXCEED A 10% INCREASE [T1-1582]

Small changes, deletions and/or additions are necessary as hardware is installed in offices. Some will be deletions saving us funds and some will be small increases expanding calling features and/or additional fiber locations. A motion was made by Judge Sumter, seconded by Commissioner Barton to authorize the County Judge to execute Change Orders to the Grande Communications, Brookside and NEC Financials Contracts for the New VOIP System not to exceed a 10% increase. All voting "Aye". MOTION PASSED

27092 APPROVE AN ADMINISTRATIVE VARIANCE TO SUBCHAPTER 7 OF CHAPTER 701 AND SUBCHAPTER 4 OF CHAPTER 711 TO STREAMLINE THE APPLICATION PROCESS FOR CERTAIN DEVELOPMENT AUTHORIZATIONS [T1-1645]

On August 18, 2009, the Commissioners Court adopted the new Hays County Development Regulations, and numerous new forms and processes have been implemented by the Development Services Division to effectively implement the provisions of the Regulations. The Regulations do not differentiate between the various types of Development Authorizations when it comes to the application process; however, staff feels much of the information required is only necessary for subdivision applications, and this has added greatly to the amount of information applicants must submit, and lengthened the average time it takes to get a permit, for a Flood Hazard Area Permit (FHAP) or septic system. A motion was made by Judge Sumter, seconded by Commissioner Conley to approve an Administrative Variance to Subchapter 7 of Chapter 701 and Subchapter 4 of Chapter 711 to streamline the application process for certain development authorizations to Development Services. All voting "Aye". MOTION PASSED

27093 ALLOW COMMISSIONER FORD TO NEGOTIATE FENCE REPLACEMENT AGREEMENTS WITH PROPERTY OWNERS ALONG MT. GAINOR ROAD [T1-1817]

The Bond Road project along Mt. Gainor will require that several property owners move their existing fence. This action will allow Commissioner Ford to come to agreements with each property owner regarding reimbursement for their fence, allow her to sign off on the agreements, and direct the Auditor to cut checks to these property owners. Three quotes for fence construction have been received. A motion was made by Commissioner Ford, seconded by Commissioner Conley to allow Commissioner Ford to negotiate fence replacement Agreements with property owners along Mt. Gainor Road in an amount not to exceed \$25,000. All voting "Aye". MOTION PASSED

27094 APPROVE A REQUEST TO PURCHASE KITCHEN EQUIPMENT AT THE LAW ENFORCEMENT CENTER [T1-835]

Brad Robinson from the Sheriff's Office requests that two pieces of kitchen equipment (steamer = \$4,449.95 insulated holding cabinet = \$3,499.99) be purchased from funds remaining from the recently completed renovation of the kitchen in the Jail at the Law Enforcement Center. The projected savings on the construction contract are in excess of \$25,000 which is more than enough to cover this request. A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to approve a request to purchase kitchen equipment at the Law Enforcement Center. All voting "Aye". MOTION PASSED

27095 APPROVE A REQUEST TO DIRECT BROADDUS & ASSOCIATES TO ASSESS THE EXISTING PATROL DIVISION OFFICE ADJACENT TO THE LAW ENFORCEMENT CENTER AND TO ESTIMATE COSTS FOR AN ADDITION TO ACCOMMODATE THE GROWTH THAT HAS OCCURRED IN THE DIVISION SINCE THE BUILDING WAS PUT BACK INTO SERVICE IN 1997 [T1-858]

The Sheriff's Office requests that the Patrol Division office be assessed for adequacy of condition and space to serve the increased needs of the division. Brenda Jenkins (Broaddus & Associates) spoke of current assessment of the law enforcement center and she advised that there will be no additional cost for this assessment - they will do this within the existing budget/contract. A motion was made by Judge Sumter, seconded by Commissioner Ingalsbe to direct Broaddus & Associates to assess the existing Patrol Division Office adjacent to the law Enforcement Center and to estimate costs for an addition to accommodate the growth that has occurred in the division since the building was put back into service in 1997 at no additional cost (to be done within the existing budget/contract). All voting "Aye". MOTION PASSED



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27096 APPROVE A REQUEST TO PURCHASE REPLACEMENT LIGHTS AT THE LAW ENFORCEMENT CENTER [T1-850]

The Sheriff's Office requests that ten replacement light fixtures be purchased from funds remaining from the recently completed renovation of the kitchen in the Jail at the Law Enforcement Center. The requested items with normal processing and shipping are \$282.80 each, for a total of \$2,828. The projected savings on the construction contract are in excess of \$25,000 which is more than enough to cover this request. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Barton to approve a request to purchase replacement lights at the Law Enforcement Center. All voting "Aye". MOTION PASSED

27097 AUTHORIZE BROADDUS & ASSOCIATES TO ISSUE A REQUEST FOR QUALIFICATIONS/REQUEST FOR PROPOSAL FOR APPRAISAL SERVICES COORDINATED WITH BROADDUS & ASSOCIATES FACILITY ASSESSMENT OF OCCUPIED COUNTY FACILITIES WHICH WILL BE VACATED WITH DEPARTMENTAL MOVES TO THE NEW GOVERNMENT CENTER [T1-1294]

The appraisal RFQ/RFP will include a provision allowing the County to request an updated appraisal within 12-18 months of the initial report in order to ascertain then-current market conditions for use in retain/disposition decisions. Commissioner Conley requested adding Environmental Health, Extension Offices, and Civic Center to be included for appraisal. Bob Hinkle (Broadus & Assoc) spoke of assessment of properties. Commissioner Barton spoke of adding the health clinic in Kyle and the FM150 properties to the appraisals. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize Broadus & Associates to issue a Request for Qualifications/Request for Proposal for appraisal services coordinated with Broadus & Associates facility assessment of occupied County Facilities which will be vacated with departmental moves to the new Government Center and additional properties recommended today. All voting "Aye". MOTION PASSED

27098 ADOPT A RESOLUTION IN SUPPORT OF MAINTAINING SH 45 (SW) IN THE CAMPO PLAN [T1-2477]

Commissioner Barton and Commissioner Conley spoke in support of maintaining SH 45 (SW) in the CAMPO Plan – at a minimum, for that section between Loop 1 and FM 1626 – all right of way has been acquired in Hays County. Mike Aulick spoke of thirteen projects (new or expanded roadways) in Hays County. Commissioner Ford spoke of hearing support for the Y @ Oak Hill and not SH45. [T1-3426] A motion was made by Commissioner Conley, seconded by Commissioner Barton to adopt resolution in support of maintaining SH 45 (SW) in the Campo 2035 Regional Transportation Plan. Commissioner Ingalsbe, Commissioner Barton, and Commissioner Conley voting "Aye". Commissioner Ford and Judge Sumter voting "No". MOTION PASSED [T2-3115] & [T2-3287] A motion was made by Commissioner Barton, seconded by Commissioner Conley to authorize Precinct 2 Commissioner to withdraw study of SH 45 from FM 1626 to IH35 at his discretion before CAMPO votes on May 24th if it jeopardizes SW SH 45 or our proposed amendments. All voting "Aye". MOTION PASSED

Clerk's Note: Agenda Item #23 RE: APPOINT A PCT. 2 REPRESENTATIVE TO THE HAYS COUNTY PARKS AND OPEN SPACE BOARD was PULLED

27099 AUTHORIZE THE COUNTY JUDGE TO EXECUTE TWO REIMBURSEMENT, RELEASES, AND TEMPORARY CONSTRUCTION EASEMENT AGREEMENTS, IN THE AMOUNT OF \$13,300 TO DANNY GREEN, DONNA FAY GREEN, DEDRA SHEA HANVEY, STEPHEN HANVEY, JEFFREY CAMPBELL AND DENA CAMPBELL [T1-2141]

Commissioner Ingalsbe advised that this is in reference to the Dacy Lane Project. A motion was made by Commissioner Ingalsbe, seconded by Judge Sumter to authorize the County Judge to execute two Reimbursement, Releases, and Temporary Construction Easement Agreements, in the amount of \$13,300 to Danny Green, Donna Fay Green, Dedra Shea Hanvey, Stephen Hanvey, Jeffrey Campbell and Dena Campbell. All voting "Aye". MOTION PASSED

27100 APPROVE THE PURCHASE OF DIGITAL HEALTH DEPARTMENT EXPRESS FOR THE DEVELOPMENT SERVICES DIVISION, AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT FOR SUCH SERVICES AND AMEND THE BUDGET ACCORDINGLY [T1-2203]

Lisa Wright spoke of the Hays County Development Services currently using a software program called SAFE to manage its daily workflow for inspections and permits. She spoke of problems with the program. She requested approval to purchase new software that will work much better. IT Director Jeff Magill spoke in support of the new software. A motion was made by Judge Sumter, seconded by Commissioner Conley to approve the purchase of digital health department express for the development services division, authorize the County Judge to execute a contract contingent on legal review and approval, for such services and amend the budget accordingly. All voting "Aye". MOTION PASSED



HAYS COUNTY SHOOTING SPORTS TASK FORCE PRESENTATION TO UPDATE THE COURT OF THEIR ANNUAL BUSINESS [T2-770]

[T1-505] Lisa Railsback (firearms instructor), 4H Extension Agent Richard Parrish, Gary Connor (security officer), Herman Waters, Leighton Stallones, and Art Railsback (NRA instructor) made public comment in support of the shooting sports complex. Stephen Marlow updated the Court on HCSSTF annual business. Mark Bennett gave a powerpoint presentation regarding the property search and evaluation. Recommendation is for the Hillert tract which is 563 acres off Staples Road east of San Marcos. 2000 ft. of San Marcos River frontage with 20 acres ideal for future City/County Park (strip annexed into the city of San Marcos). There are opportunities for habitat preservation. Asking price for the property is \$5.5 million. Steve Hall (Education Director of the Texas Parks & Wildlife Dept) spoke of TPWD grant program and need for shooting ranges. He advised that this proposal is of high interest to the department and federal funds are available as a P&W project (\$1.5 million could possibly be funded over a 3-5 year period). He proposed going to his commission in August with the idea and get their blessing early on. J. B. Kolodzey spoke of revenue that will be generated from user fees.

CENTRALIZED DISPATCH CENTER TECHNICAL SUB-COMMITTEE RECOMMENDATION TO DEVELOP A BUSINESS PLAN UTILIZING MISSION CRITICAL PARTNERS, INC [T2-1660]

The Technical Committee was given a presentation of a business plan by Mission Critical Partners, Inc. The Committee has agreed and recommends moving forward with Mission Critical Partners, Inc. in developing a plan for a centralized dispatch center in Hays County. Entities with dispatch currently are Hays County, City of San Marcos, City of Kyle, & Texas State University. David Jones, VP/Principal, and Teresa York, Public Safety Consultant, for Mission Critical Partners Inc. provided a powerpoint presentation regarding a PSAP consolidation assessment for Hays County. Judge Sumter suggested going out for an RFP for these services.

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 [T1-1869]

Bob Hinkle (Broadus & Associates) gave an update on the government center project (100% construction documents). He spoke of alternates for consideration in the near future.

DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR [T1-1952]

Jeff Curren (HDR) gave an update on the road bond projects.

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 MAY 18, 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

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

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

AGENDA ITEM: Accept donated funds in the amount of \$500 to the Sheriff's Office and deposit into line item 052-618-00.4610 (Contributions).

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

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

PREFERRED MEETING DATE REQUESTED: 4/25/10

AMOUNT REQUIRED: \$500.00

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Tommy Ratliff

SPONSORED BY: Liz Sumter

SUMMARY:

Agenda Item Routing Form

DESCRIPTION OF Item: Accept donated funds in the amount of \$500.00 to the Sheriffs Office and deposit in to line item 052-618-00.4610 (Contributions).

PREFERRED MEETING DATE REQUESTED: MAY 25, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT: \$500.00

LINE ITEM NUMBER: Budget Amendment

COUNTY PURCHASING GUIDELINES FOLLOWED: N/A

PAYMENT TERMS ACCEPTABLE: N/A

COMMENTS: This requires a budget amendment to reflect the donation. Increase donations by \$500 (052-618-00.4610 Donations) and increase the budget by \$500 (052-618-00.5222 Crime Prevention expense)

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: _____

WIMBERLEY COMMUNITY CIVIC CLUB

BB-1218/1113

2881

P.O. BOX 416

1006753

WIMBERLEY, TX 78676-0416

DATE

May 14, 2010

PAY TO THE
ORDER OF

Five hundred and no/100 \$500.00

DOLLARS



Central National Bank

WIMBERLEY BRANCH
P.O. BOX 528
WIMBERLEY, TEXAS 78678

MEMO Youth Program

1000

Marilyn D. Thompson

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 specifications and authorize Purchasing to advertise RFP #2010-P14, a Request for Qualifications, for a professional energy audit/analysis for Hays County buildings.

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Hauff

SPONSORED BY: Ford

SUMMARY:

On March 9, 2010 the Commissioners Court authorized acceptance of an Energy Efficiency and Conservation Block grant from the Texas Comptroller of Public Accounts, State Energy Conservation Office (SECO), for the purpose of conducting an energy audit and implementing energy conserving upgrades/retrofits to County buildings that will be retained after the new government center is completed. The first phase of the project is to select a consultant to conduct the energy audit, with the results of this audit to be utilized to determine the most cost effective measures to reduce energy consumption and costs. Funding is available for this through the grant above, and no County matching funds will be required.

The Court approved a Request for Proposals solicitation for this project on March 30, 2010. There were delays encountered with the SECO in the project administrative approval process, and the RFP format, upon announcement, has been challenged by an engineering firm. The specifications have been re-worked to now be in the form of a Request for Qualifications (RFQ).

Hays County, Texas

Request for Qualifications
Professional Energy Audit/Analysis
Hays County RFQ #2010-P14

I. Summary

Hays County requests the submission of qualifications from firms for conducting a detailed energy audit/analysis of eleven (11) County buildings as described below. The intent of this Request for Qualifications (RFQ) is the receipt of proposals to audit and assess current energy usage and costs, and to identify, analyze and recommend energy conservation measures to reduce energy usage and cost. This analysis shall include evaluation, reporting and recommendations, including but not exclusive to: air infiltration/exfiltration, building shell components, fenestrations, HVAC systems and controls, lighting systems and controls, and water heating systems. The audit will evaluate current and past energy usage and provide a written report with recommendations for improvements with consideration of initial cost, potential savings, return on investment (ROI), and payback period (years).

II. Scope of Work

The scope of work covered by this RFQ includes the following:

- A. Historic Review of Energy Consumption: Compile historic usage and costs for all energy utilities for the twelve months prior to the audit as deemed appropriate by respondent. Review may include the utility rate schedules under which services are provided to each meter; use of the U.S. Environmental Protection Agency's (EPA) Portfolio Manager energy benchmarking system; reporting the EPA score for each building, and providing the information necessary to access the Portfolio Manager account.
- B. Facility or Measure Description: Provide a written characterization of other energy usage and occupancy profiles, facility size, and construction features including an assessment of the building envelope (windows, doors, insulation, etc.) and operations.
- C. Equipment Inventory of Energy Consumption: Provide a detailed inventory of equipment containing pertinent information for all energy consuming lighting, HVAC, process and other equipment including estimate of equipment efficiency and remaining useful life.
- D. Facility Testing: Provide evaluation of the building envelope and systems through appropriate testing strategies, such as air infiltration/exfiltration, thermographic analysis, or other methods.
- E. Energy Conservation Measures: Provide a detailed narrative summary for each energy conservation measure recommended.

Clearly document the key assumptions made in analyzing each measure and describe the method of analysis. Provide the following for each recommended energy conservation measure:

- Description of energy conservation measure
- Estimated cost of conservation measure, including materials and labor
- Estimated energy savings (kW, kWh, therms, etc.)
- Estimated annual energy cost savings (including any assumptions regarding future energy costs, life of measure, etc.)
- Estimated annual operating cost savings
- Estimated lifetime energy cost savings
- Simple payback
- Estimated return on investment

F. Method of Analysis: Provide a description and documentation of the tools used to perform the energy analysis and calculate energy savings estimates.

- Clearly identify all assumptions and estimates used in the analysis.

G. Audit Firm Requirements:

- The selected audit firm shall perform an energy audit of all agreed upon buildings and facilities and prepare a written report documenting findings within 60 days of the date of the engagement for energy audit services between Hays County and the energy audit contractor.
- The energy audit shall assess current energy usage and costs, and identify, analyze and recommend energy efficiency measures, including the estimated cost of such measures. The goal of the energy audit is to identify opportunities for reducing energy costs.
- The audit will be formatted to allow the County to use it as a basis for bidding the various projects. As most of the identified projects will be implemented using outside contractors, the work should be divided into logical and biddable tasks.

III. Response Content

The Response shall be organized as follows:

- Cover Letter – briefly describe your ability to conduct the work; letter must be signed by a person having authority to enter into contract
- Summary of Approach and Technical Staff – summarize your overall approach to the Scope of Work, highlighting expertise relevant to performing the technical work and project management; provide a short description of members who will be doing the work; highlight any specialized energy expertise that is applicable
- Contractor Experience – describe your experience in preparing energy audits for governmental or other entities; give examples of work performed in the last 3 years
- Company Organization – describe your company structure and the capacity to perform the work
- Personnel Qualifications and Resumes – provide a current resume for all personnel who will be assigned to this contract
- Approach to Tasks in Scope of Work – describe your approach to providing the services; discuss information to be collected; describe data collection equipment to be used

- List of References – provide a minimum of three references for projects you have provided services similar to that in this RFQ; for each reference, indicate the organization, contact person, telephone, type of work provided, date of service, and project status.

IV. Evaluation Criteria:

Responses will be evaluated based on the following criteria:

- Approach to the Scope of Work – 40 pts.
- Company Technical Experience – 40 pts
- Company Organization – 20 pts.
- Personnel Qualifications and Experience – 25 pts.

Hays County reserves the sole right to review the responses submitted, to waive any irregularities therein, to select or reject any or all responses, and to re-solicit if deemed to be in the best interest of the County.

V. Response Submission

One (1) original and four (4) copies of the qualifications/responses shall be submitted in a sealed envelope directed to:

Hays County Purchasing Office
111 E. San Antonio St., Ste. 101
San Marcos, TX 78666
Attn: Hays County RFQ #2010-P14

and must be received no later than 2:00 p.m. Central Time on June 10, 2010.

Questions regarding the project may be directed to:

Jeff Hauff, Grants Administrator
111 E. San Antonio St., Suite 303
San Marcos, TX 78666
Phone: 512-393-2209
E-mail: Jeff.Hauff@co.hays.tx.us


- VI. Special Conditions – as the work contemplated is to be supported with federal funds through the American Recovery and Reinvestment Act, as administered by the Texas Comptroller of Public Accounts, State Energy Conservation Office, the selected firm shall abide by Federal and State law in connection with the funding. This includes assurances for nondiscrimination on the basis of race, color, national origin, sex, age, or disability. Further, as required by Executive Order 12549, Debarment and Suspension, the contractor must certify that they are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency. The successful firm will be required to complete an ARRA

Subrecipient's Contractor's Affidavit affirming that it will comply with all applicable laws, regulations, and requirements associated with this funding. A standard form contract with Hays County will form the basis of the agreement for services.

The following Hays County buildings are to be included in the assessment:

<u>Building</u>	<u>Address</u>	<u>Square Feet</u>	<u>Year Built</u>
1. Hays County Courthouse	111 E. San Antonio St., San Marcos, TX	21,097'	1908
2. Health Department	150 East Lockhart St., Kyle, TX	5,677'	1960
3. Election Office #1	401 C Broadway, San Marcos, TX	1,800'	1975
4. Juvenile Detention Center	2250 Clovis Barker, San Marcos, TX	42,276'	1985
5. County Health Department	401 A Broadway, San Marcos, TX	9,365'	2002
6. Precinct #5 Office	500 Jack C. Hays Trail, Buda, TX	4,500'	1986
7. Road & Bridge	2171 Yarrington Road, Kyle, TX	12,800'	2003
8. Hays County Jail	1307 Uhland Road, San Marcos, TX	83,385'	1988
9. Public Safety Building	1303 Uhland Road, San Marcos, TX	11,904'	1978
10. Election Office #2 Storage	401 C Broadway, San Marcos, TX	2,000'	1902
11. Precinct #4 Office	195 Roger Hanks Parkway, Dripping Springs, TX	6,000'	2008

1:20 p.m.-  **4.013 - Risk Management: Safety Issues**
2:10 p.m. **Ernesto Galindo**, Division Manager of Loss
Control, Texas Association of Counties, Austin

2:10 p.m.-  **3.012 - Interlocal Agreements**
3:00 p.m. **Charles Kimbrough**, Partner, Bickerstaff Heath
Delgado Acosta L.L.P., Austin

3:00 p.m.- **Refreshment Break**
3:20 p.m. *Veramendi Ballroom A-E*

3:20 p.m.- **Regional Mobility Authorities**
3:45 p.m. **Mario Espinoza**, Deputy to the Executive
Director, Central Texas Regional Mobility,

3:45 p.m.- **Pass Thru Funds**
4:10 p.m.

4:10 p.m.-  **4.002 - Personnel Policy: Payroll**
5:00 p.m. **Michele Tuttle**, Hays County Treasurer, San
Marcos

5:00 p.m. **Adjourn**

TUESDAY EVENING, JUNE 22, 2010

HOST COURT NIGHT

Spring Lake Ballroom

Hosted by Hays County Commissioners Court

Special thanks to the following for sponsoring Host Court Night:

**McCreary, Veselka, Bragg & Allen, P.C.; Linebarger Goggan Blair
& Sampson, LLP; Huitt-Zollars; Lockwood, Andrews &
Newnam, Inc.; S&B Infrastructure Ltd., James M. Sassin, P.E.
Regional Manager; Specialized Public Finance Inc.; HDR
Engineering, Inc.; Prime Strategies, Inc.; Loomis-Partners;
HNTB Corporation; Broaddus & Associates, Inc.; Tanger
Outlets - San Marcos; and Prime Outlets - San Marcos**

Name badge requirement will be strictly enforced.

6:30 p.m. **Fajita Dinner**

7:30 p.m.- **Casino Night and Music**
10:30 p.m.

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 amendment to purchasing policy to include debarred vendor language on all RFP & bid documents.

CHECK ONE: ☐ CONSENT ☒ ACTION ☐ EXECUTIVE SESSION

 ☐ WORKSHOP ☐ PROCLAMATION ☐ PRESENTATION

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: \$0.00

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Bill Herzog, CPA

SPONSORED BY: Judge Sumter

SUMMARY:

On April 29th Hays County underwent an audit by the Governor's Division of Emergency Management, SAA division for federal funds received for emergency management equipment. One of the requirements the County needs to complete is to add the excluded parties, debarred vendor language to the purchasing policy. (attached)

SUBJECT: Excluded Parties
Federal Debarred Vendors

- A. No purchase utilizing Federal funds may be made from vendors that are currently included on the Federal Excluded Parties List.
- B. The following requirement shall be included in the Invitation to Bid or Request for Proposal documents if the expected purchase with Federal funds is anticipated to exceed \$100,000;

Certification of Eligibility: The provision applies if the anticipated contract exceeds \$100,000. By submitting a bid or proposal in response to this solicitation, the bidder/proposer certifies that at the time of submission, he/she is not on the Federal Government's list of suspended, ineligible, or debarred contractors. In the event of placement on the list between the time of bid/proposal submission and time of award, the bidder/proposer will notify the Hays County Purchasing Manager. Failure to do so may result in terminating this contract for default.

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 cancellation of Commissioner's Court meeting for June 22, 2010

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: none

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Ingalsbe

SPONSORED BY: Ingalsbe

SUMMARY: This is due to the South Texas County Judge's and Commissioner's Association Conference.

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 submit an application to the U.S. Department of Justice, from the Bureau of Justice Assistance (BJA) for funding from the Bulletproof Vest Partnership (BVP) program for up to 43,071.00.

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

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: County's portion 50% \$21,535.50 2011 Budget

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Hauff

SPONSORED BY: Conley

SUMMARY:

The U.S. Department of Justice, Office of Justice Programs offers a matching grant through the Bulletproof Vest Partnership for the purchase of bulletproof vest for law enforcement officers. This program will provide reimbursement for 50% of the cost of each vest. This protective gear is issued to new officers and the vests are on a regular replacement schedule of five years, as the effectiveness of the vest diminishes over time. The application will request matching funds for 49 vests, both for new hires and also vests that are scheduled for replacement. The total cost of purchase is expected to be \$43,071.00 for 49 vests, and the matching funds requested will be for \$21,535.50. The application is submitted electronically and is due on June 1, 2010.

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the County Judge to submit an application to the U.S. Department of Justice, from the Bureau of Justice Assistance (BJA) for funding from the Bulletproof Vest Partnership (BVP) program for up to 43,071.00.

PREFERRED MEETING DATE REQUESTED: MAY 25, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT: \$21,535.50

County's portion 50% \$21,535.50 2011 Budget

LINE ITEM NUMBER: FY 2011 Budget

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:_____

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 June 8, 2010 to establish traffic regulations on Fitzhugh Rd East, CR 101.

CIRCLE ONE ACTION ITEM	Subdivision	Road	Staff Recommendation
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PREFERRED MEETING DATE REQUESTED: May 25 2010

AMOUNT REQUIRED: n/a

LINE ITEM NUMBER OF FUNDS REQUIRED: n/a

REQUESTED BY: Jerry Borcharding

SPONSORED BY: Commissioner Ford

SUMMARY:

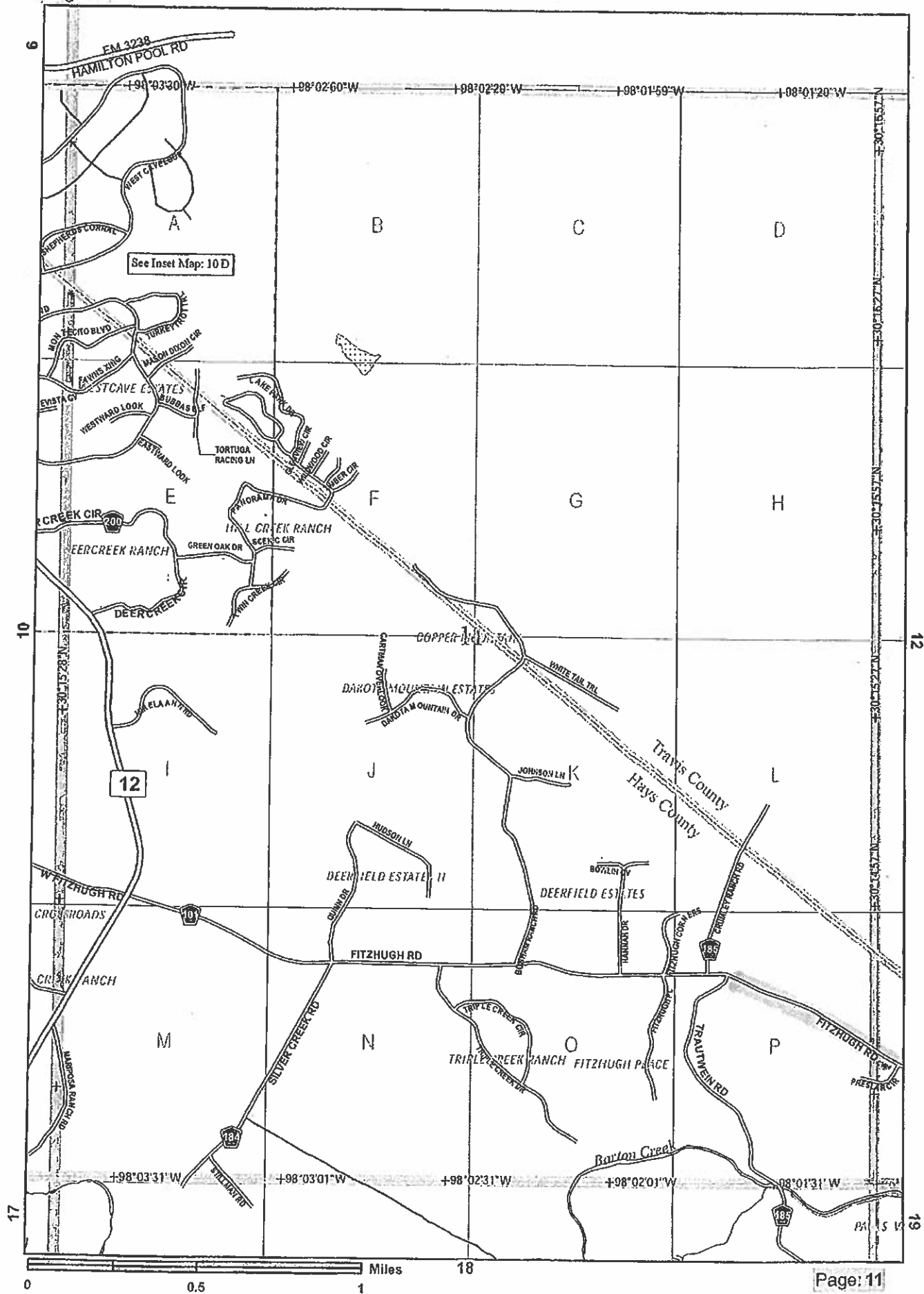
To establish: a reduced speed limit zone of 35 MPH on a section of Fitzhugh Rd East in both directions, between Trautwein Rd, CR 185 and Preslar Circle. Current speed limit is 40 MPH on this section.

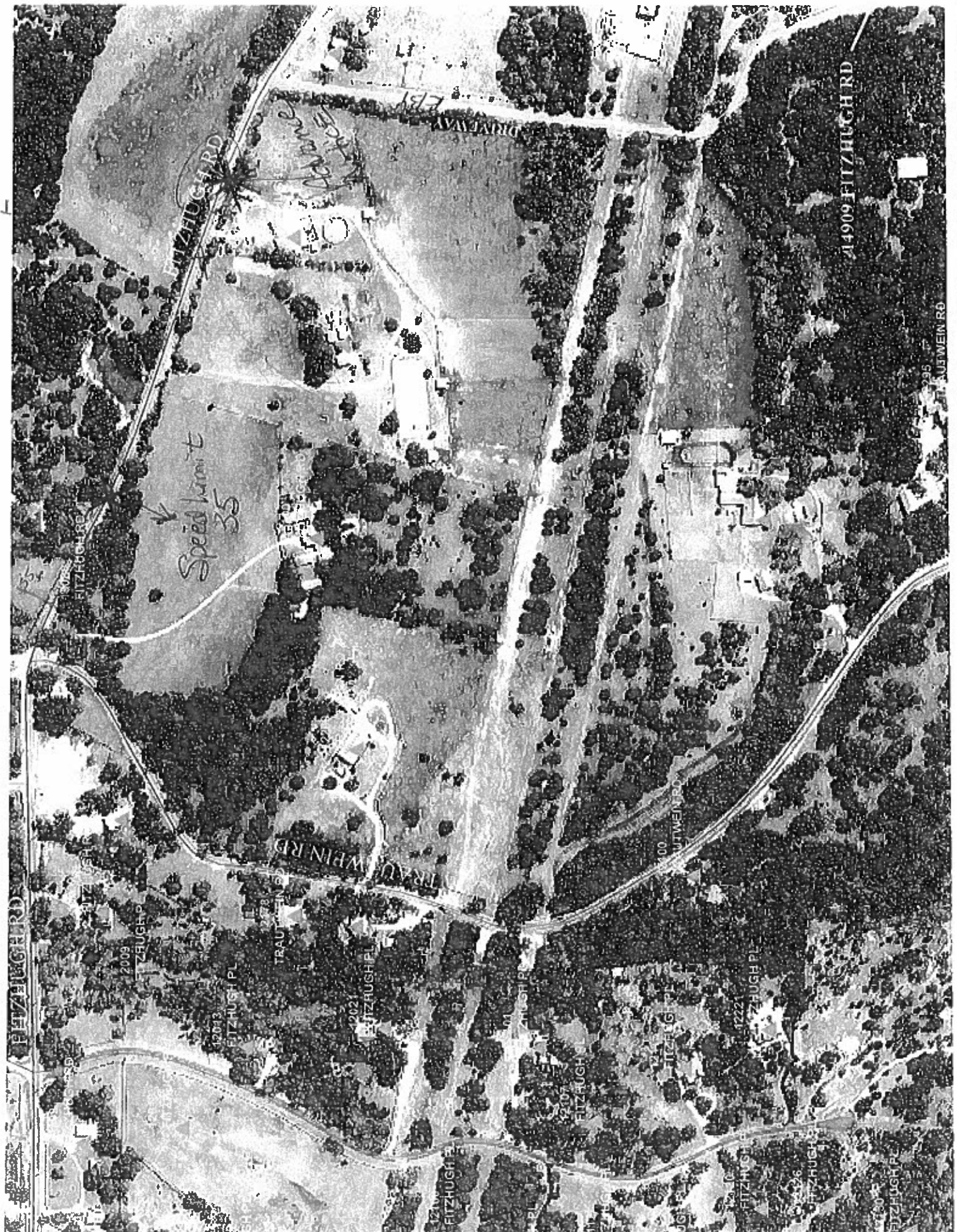
STAFF REVIEW/COMMENTS

ENVIRONMENTAL HEALTH DIRECTOR:

ROAD DIRECTOR:

STAFF RECOMMENDATIONS:







Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM:

10-6-3 Partial Vacate and Replat of Lot 1, Cedar Crest Subdivision. Hold public hearing. Discussion and possible action to consider approval of Final Plat.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

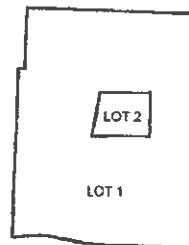
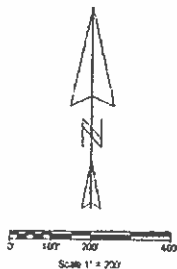
REQUESTED BY: Garza

SPONSORED BY: Conley

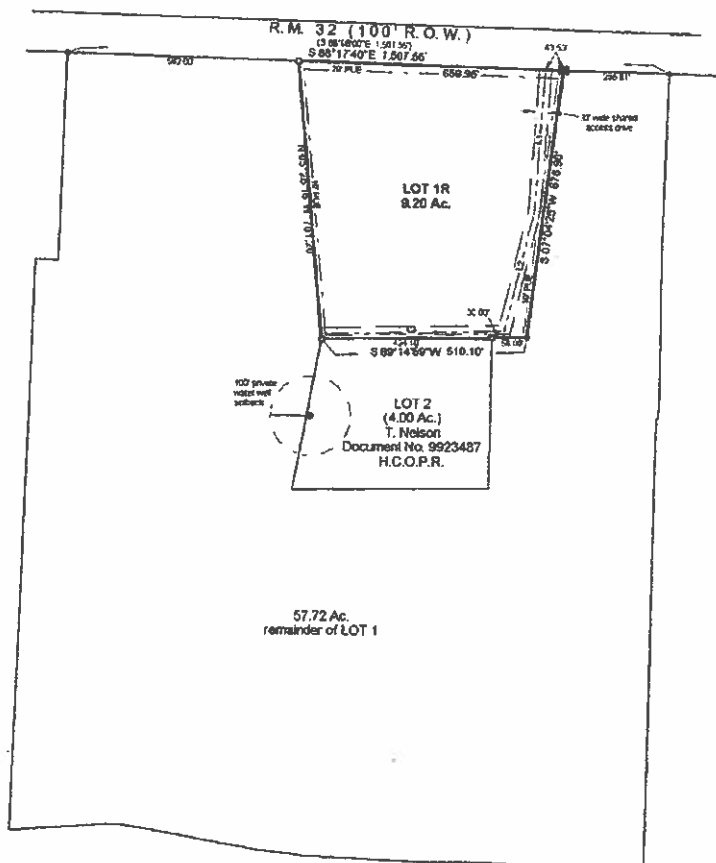
SUMMARY:

The Cedar Crest Subdivision is a platted 2-lot division of approximately 70 acres of land located off of RR 32 in Precinct 3. The original plat was approved in 1999 and consisted of one 4-acre lot and one 66-acre lot. The original property owner still owns Lot 1 and wishes to vacate/cancel a 57.7-acre portion of the lot back into its original state as raw land. The new configuration will leave 2 lots of 9.2 acres (lot 1-r) and 4.00 acres (lot 2). The average lot size for this replat is 6.5 acres. Both lots will be served by individual private wells and individual OSSF's.

Although this is not an increase in density, the Texas Local Government code requires a public hearing prior to final plat approval. The subdivision is located outside of the limits of any cities ETJ. The owner of currently platted responded to the notification and did not take a stance "for" or "against", wishes future buyers be aware of drainage problems on site. A scan of the letter is attached for reference.



original lot configuration
not to scale



LINE TABLE

L1 = S 03°53'08"W 363.41'
 L2 = S 13°20'20"W 314.87'
 L3 = S 88°14'56"W 454.82'

LEGEND

- = 1/2" iron pin found unless otherwise noted
- = 1/2" iron pin set
- ⊙ = record location within steel fence post
- = concrete highway monument
- PUE = public utility easement
- (XXXX) = recorded data "call"
- = Hays County Deed Records

NOTES:

- 1) This subdivision lies within the boundaries of the Edwards Aquifer Recharge Zone.
- 2) No portion of this subdivision lies within the boundaries of the 100 year flood plain as delineated on Hays County Community Parcel #480321 0045F, dated September 2, 2005.
- 3) This subdivision lies within the San Marcos Consolidated Independent School District.
- 4) Water service for this subdivision is to be by private, individual water supply.
- 5) Wastewater treatment for this subdivision is to be by private, individual On-site Sewage Facilities.
- 6) Electricity for this subdivision is provided by Pedernales Electric Cooperative, Inc.
- 7) Telephone service for this subdivision is provided by Verizon.
- 8) This subdivision lies within Hays County Emergency Service District #3.
- 9) This subdivision lies within the Upper San Marcos Watershed.
- 10) No portion of this subdivision is within the corporate city limits of the ETJ of any municipality.
- 11) Total number of lots is 1, the total area of this subdivision is 9.20 acres, the average size of the lots is 9.20 acres, with 0 lots 10 acres or larger, 1 lots 5-10 acres, 0 lot 2-5 acres, 0 lots 1-2 acres and 0 lots smaller than 1 acre.
- 12) Reference public utility easements being 20' wide along the front property lines and 10' wide along all other property lines, as per plat of CEDAR CREST.
- 13) Reference restrictions as described and recorded in Document No. 0023485, Hays County Official Public Records.
- 14) Lot 2 is not a part of this plat and remains as per plat of CEDAR CREST.
- 15) There are no streams, rivers, ponds, lakes, water courses or other surface water features or any sensitive features (as defined by the Texas Commission on Environmental Quality in 30 Texas Administrative Code subsection 215.3) within this subdivision.

**PARTIAL VACATE AND REPLAT
 OF LOT 1, CEDAR CREST,**
 a subdivision in Hays County, Texas,
 according to the map or plat thereof recorded in
 Volume 9, Page 38, Hays County Plat Records.

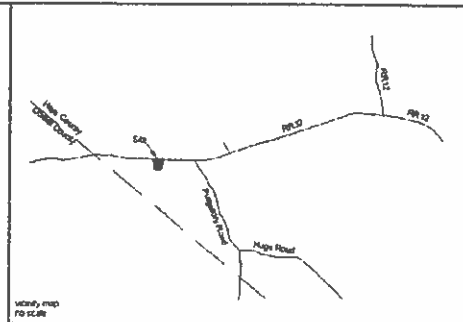
SHEET ONE OF TWO

STATE OF TEXAS
COUNTY OF HAYS

KNOW ALL MEN BY THESE PRESENTS, That L. Lloyd C. Rathbun, owner of 66.92 acres of land, more or less, out of the REBECCA MILLS SURVEY NO. 163, in Hays County, Texas, called Lot 1, CEDAR CREST, a recorded subdivision in Hays County, Texas, according to the map or plat thereof recorded in Volume 9, Page 38, Hays County Plat Records, said 66.92 acres being a portion of that tract of land conveyed to me by deed dated November 30, 1984, called 71.80 acres, as described and recorded in Volume 485, Page 561, Hays County Real Property Records, DO HEREBY subdivide said 66.92 acres of land, to be known as Lot 1R, PARTIAL VACATE AND REPLAT OF LOT 1, CEDAR CREST, in accordance with the plat shown hereon, subject to all easements or restrictions hereinafter granted.

WITNESS MY HAND, this the _____ day of _____, A.D. 2010.

Lloyd C. Rathbun, 2727 Ranch Road 32, San Marcos, Texas 78666



STATE OF TEXAS
COUNTY OF HAYS

BEFORE ME, the undersigned authority, on this day personally appeared, Lloyd C. Rathbun, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that they have executed the same for the purpose and consideration therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the _____ day of _____, A.D. 2010.

NOTARY PUBLIC in and for Hays County, Texas.
My commission expires _____

STATE OF TEXAS
COUNTY OF HAYS

I, Linda C. Fritzsche, County Clerk of Hays County, Texas, do hereby certify that the foregoing instrument of writing with its certificate of authentication was filed for record in my office on the _____ day of _____, A.D. 2010, at _____ o'clock _____ M., in the Plat Records of Hays County, Texas, in Book _____, Page _____.

WITNESS MY HAND AND SEAL OF OFFICE this the _____ day of _____, A.D. 2010.

LINDA C. FRITSCHKE
COUNTY CLERK
HAYS COUNTY, TEXAS

No structure in this subdivision shall be occupied until connected to an individual water supply or State approved community water system. Due to declining water supplies and diminishing water quality, prospective owners are cautioned by Hays County to question the seller concerning ground water availability. Rain water collection is encouraged and in some areas may offer the best renewable water resource.

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 Borcherting, P.E.
Resource, Protection,
Transportation and Planning Director

Date _____

Tom Pope
Floodplain Administrator

Date _____

Driveway Permit Statement

"In order to promote safe use of roadways and preserve the condition 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 Sections 7.4 and 7.5 of the Hays County Subdivision Regulations."

Minimum driveway culvert size

All lots shall have a minimum driveway culvert size of 18", if needed

General notes

"The requirement concerning construction standards for manholes installed within the right-of-way of streets and highways and requiring all such manholes to be made of collapsible materials, as defined in the ordinance."

"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 interests."

STATE OF TEXAS
COUNTY OF HAYS

I, Linda C. Fritzsche, 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 duly 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 JUDGE
HAYS COUNTY, TEXAS

LINDA C. FRITSCHKE
COUNTY CLERK
HAYS COUNTY, TEXAS

KNOW ALL MEN BY THESE PRESENTS, That L. Clyde Barroso, a Registered Professional Land Surveyor in the State of Texas, do hereby 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 found or properly placed under my supervision.

Clyde Barroso R.P.L.S. #5404, State of Texas

EAGLE
LAND
SURVEYING
(512) 847-1079

P.O. Box 2264 Wimberley, TX 78786

Date: January 14, 2010
Job No.: 10-001 JW
File: SIGPAGE1.ZAK

**PARTIAL VACATE AND REPLAT
OF LOT 1, CEDAR CREST,**
a subdivision in Hays County, Texas,
according to the map or plat thereof recorded in
Volume 9, Page 38, Hays County Plat Records.

SHEET TWO OF TWO

2701 FM 32
San Marcos, Texas 78666
11 May 2010

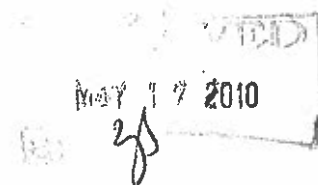
Clint Garza
Hays County Development Services
1251 Civic Center Loop
San Marcos, Texas 78666

Dear Mr. Garza,

I am writing in reference to **Cedar Crest Subdivision (Departmental tracking #10-3-06)**. If this property is being sold as residential property, the buyer should be aware that this land is partially flooded whenever it rains hard. We have lived here 10 years, and twice have been unable to get to Ranch Road 32 because the road was obscured by water. This past spring there was standing water for over a week on the property being offered for sale.



Thomas K. Nelson
Owner ID: 09136063



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:

10-7-4 Re-subdivision of Lot 63, Rolling Oaks Subdivision, Section 3. (4 Lots) Hold public hearing. Discussion and possible action to consider Final Plat.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Garza

SPONSORED BY: Ford

SUMMARY:

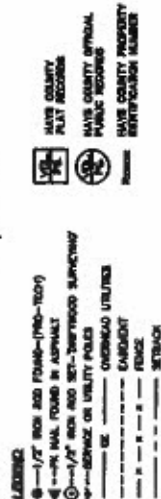
The Rolling Oaks Subdivision is a recorded subdivision located off of F.M. 3237 in Precinct 4. Section 3 was originally divided in 1969 and at that time there were 65 lots in the section. Today there are 127 taxable parcels on the CAD records. Lot 63 is 10.18 acres as platted but has been divided, and sold to the children of the original owner. The property owners were informed a plat is required when they approached the department for an OSSF permit on the proposed "lot 63-b" The proposed configuration will divide the lot into 4 parcels as follows: 63-A (2 acres), 63-B (2.00 acres), 63-C (3.609 acres), 63-D (3.019 acres). All lots will be served by OSSFs and individual water wells.

A SUBDIVISION IN HAYS COUNTY, TEXAS
VOLUME 1, PAGES 81-82, HAYS COUNTY PLAT RECORDS

PLOTTED ON A4410

A SUBDIVISION IN HAYS COUNTY, TEXAS
VOLUME 1, PAGES 81-82, HAYS COUNTY PLAT RECORDS

PRELIMINARY
THIS DOCUMENT SHALL NOT
BE RECORDED FOR ANY PURPOSE



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Professional Land Surveyors - 30+ Years in NE Oregon
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Bend, Oregon 97709
TEL (503) 947-7322 FAX (503) 947-7328
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SHEET 2 OF 2

RESEARCH ON THE

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 Personal Health Department to transfer funds in the amount of \$200.00 from Medical supplies to Travel and amend the budget accordingly.

CHECK ONE:

☐ **CONSENT**

☒ **ACTION**

☐ **EXECUTIVE SESSION**

☐ **WORKSHOP**

☐ **PROCLAMATION**

☐ **PRESENTATION**

PREFERRED MEETING DATE REQUESTED: 05/25/2010

AMOUNT REQUIRED: \$200.00

LINE ITEM NUMBER OF FUNDS REQUIRED: Transfer from 120-675-00.5231 to 120-675-00.5501

REQUESTED BY: Priscilla Hargraves

SPONSORED BY: Judge Sumter

SUMMARY:

Transfer of funds is necessary to reimburse staff for the use of their personal vehicles for county business when the county vehicle is unavailable. Funds will be transferred from 120-675-00.5231 to 120-675-00.5501.

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the Personal Health Department to transfer funds in the amount of \$200.00 from Medical supplies to Travel and amend the budget accordingly.

PREFERRED MEETING DATE REQUESTED: MAY 25, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT: \$200.00

LINE ITEM NUMBER: Transfer from 120-675-00.5231 to 120-675-00.5501

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:

COMMISIONERS' COURT

APPROVED/DISAPPROVED AND DATE: _____

COUNTY JUDGE

Signature Required if Approved

DATE CONTRACT SIGNED: _____

Has to go to Court!

Line-item Budget Amendment
(*must be within the same category)

Date: 5/13/10

Please make the following line-item transfer(s) to my departmental budget as stated below;

FUND: 675

DEPT: 00

	<u>ACCT.#</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
From:	120-675-00.5231	Medical Supplies	200.00
To:	120-675-00.5501	Travel	200.00
Reason:			
From:			
To:			
Reason:			
From:			
To:			
Reason:			
From:			
To:			
Reason:			



Signature

Elected Official/Department Head

(if emailing form, please type name in signature field)

Date Received in Auditor's Office: _____

Date Entered into System: _____

Signature

County Auditor's Office

*interoffice form or email to Berry James @ bjames@co.hays.tx.us

(*category amendments must be approved by the Court – contact the Judge's office for agenda item)

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 accept the Criminal Justice System Assessment and Jail Population Study for Hays County Final Report, prepared for Hays County by MGT of America.

CHECK ONE: ☐ CONSENT ☒ ACTION ☐ EXECUTIVE SESSION

☐ WORKSHOP ☐ PROCLAMATION ☐ PRESENTATION

PREFERRED MEETING DATE REQUESTED: May 18 or May 25, 2010, at judge's discretion

AMOUNT REQUIRED: n/a

LINE ITEM NUMBER OF FUNDS REQUIRED: n/a

REQUESTED BY: Barton

SPONSORED BY: Commissioners Barton

SUMMARY: At the Court's April 27 meeting, MGT America and its partners presented their final draft of the jail and criminal justice system assessment. Court members asked for a little extra time to review it before formally accepting the report. It's now time to formally accept the report or raise specific points we want to see cured. Accepting the report does not mean we endorse every recommendation; it does not mean we have to decide now how to implement the recommendations. But it would close out our services with MGT. As you recall, MGT began work last summer and provided its January draft report to Court members in January.

As we consider how to implement some of the recommendations over coming weeks and months, we may want to explore a second phase of services with MGT and its partners. That – or at least very general “next steps” – should probably be discussed but does not have to be decided when we accept the report.

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 to replace Judge Sumter on CAMPO and appointment Commissioner Conley to the MPO.

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: Commissioner Will Conley/Commissioner Debbie Ingalsbe

SUMMARY:

Three years ago on Commissioner Barton's motion and a unanimous vote of the Court, Judge Sumter was appointed to the MPO. Judge Sumter has asked that she stay on the Board until her work on the 2035 plan is complete, and we should respect her request. She has worked on this issue for a long time and it should come to conclusion on the May 24th CAMPO meeting. Once this work is complete, I believe it is in the best interest of Hays County for us to appoint a new representative to the Board, so that we can begin a new transition period. Through my work on transportation at the local and regional level, I believe I am qualified to represent Hays County on these important transportation issues as our county representative. Therefore, I request that Judge Sumter be replaced on the CAMPO board following the final vote on the 2035 plan and that she be replaced by Commissioner Conley by the next meeting of the MPO.

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible action to appoint a Chairman for each standing committee to be given the authority to determine scheduling, direction and appropriate times when the committee will bring issues before the Court.

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

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: Commissioner Will Conley/Commissioner Debbie Ingalsbe

SUMMARY:

The County has many capital improvement projects in which the Court has assigned committees to work on the day to day issues regarding each specific improvement. To our understanding the following committees are currently active

1. Government Center
2. Jail Facilities
3. Pct 2 Building Committee
4. RPTP Committee
5. Justice Evaluation and Reform Committee

Consultants and staff are getting direction from many different people associated with each committee. The process is confusing and wasteful of county tax dollars. Therefore, we propose that the following committees are formed with the appointed chairmen of those committees given exclusive authority to determine scheduling, direction and appropriate times when the committee will bring issues before the Court.

1. Government Center - Chair Commissioner Ingalsbe
2. Change Jail Facilities Committee to Law Enforcement Facility (which includes all business in regards to the Sheriff's Office) - Chair Commissioner Conley
3. Pct 2 Building Committee - Chair Commissioner Barton
4. RPTP Committee - Chair Judge Sumter
5. Justice Evaluation and Reform Committee - Chair Commissioner Barton

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 hire Mission Critical, Inc. to do the assessment for Hays County's 911 Communications System and to authorize the County Judge to sign the agreement to adopt the professional service contract.

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

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: Not to exceed \$49,950.

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: 911 Communications Committee

SPONSORED BY: Commissioner Will Conley

SUMMARY:

See presentation from May 18th workshop.

Agenda Item Routing Form

DESCRIPTION OF Item: Hire Mission Critical, Inc. to do the assessment for Hays County's 911 Communications System and to authorize the County Judge to sign the agreement to adopt the professional service contract.

PREFERRED MEETING DATE REQUESTED: MAY 25 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT: \$49,950.00

LINE ITEM NUMBER: 001-645-00.5448

COUNTY PURCHASING GUIDELINES FOLLOWED: Will need to waive the County's policy

PAYMENT TERMS ACCEPTABLE:

COMMENTS: I recommend we take it out of the consultant line item in Countywide. This contract will not be able to be increased through an amendment in the future without bidding out any additional work since we are at the \$50,000 threshold.

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: _____

Our Mission is to Be

Request for Proposal:
PSAP Consolidation Assessment

Submitted April 2010, to:
Hays County, Texas

Your Partner.



MissionCriticalPartners

Your Partner, Your Advocate, Your Agent for Innovative Solutions

MCP911.com



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1. CORPORATE PROFILE

Mission Critical Partners, Inc. (MCP) is committed to delivering top quality technical and operational consulting services to help mission critical managers excel in meeting challenges. Headquartered in State College, PA, with offices in Pittsburgh, PA, and Keller, TX (near Dallas), MCP serves clients throughout North America. Our award-winning team consists of former public safety managers, project management professionals (PMPs), and technology, forensic and policy specialists. Each of our principals has invested more than two decades in the 9-1-1 industry and continue to serve in key leadership roles in all the major industry organizations—NENA, APCO, and 91A—and as advisors to key federal and state governmental bodies. Our mission is to support our life safety communications clients through improved policy, systems and processes. **Our mission is to be your partner.**

Our approach, as former clients ourselves, is to provide optimal service that fits the mission critical communications environment. Through this approach, we serve our clients so they can be the best at what they do. The understanding of how policy, financing, governance, operations, and technology converge to holistically solve complex issues is the value we bring to our clients. To better serve our clients, we also are committed to being listeners, responsive, consistent, accountable, objective and visionary.

We recognize that complex issues require progressive solutions. MCP works closely with the public and private sector to develop a sound approach by first seeking to understand the challenge, analyzing the data and information available and developing a durable resolution to the challenge. This is accomplished by working with industry professionals and converging available options into reliable solutions. We provide unbiased recommendations and are independent of vendors providing mission critical products.

Our service areas include:

- Executive Consulting/Master Planning
- Next Generation 9-1-1 Services
- Forensics and Systems Analysis
- Consolidation Services
- Emergency Management
- Facility/Building Technology Solutions
- Broadband Deployment

MCP stands ready to serve you as:

“YOUR PARTNER, YOUR ADVOCATE, YOUR AGENT FOR INNOVATIVE SOLUTIONS”

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1



CONSOLIDATION

Throughout North America government is asking, "How can we do more with less?" Communications centers are impacted by this question as budgets become tighter, technology matures, operational demands become more complex and training increases. Many are finding that consolidation is the solution to consider. The MCP team has extensive experience with consolidation efforts in past public sector roles and as consultants.

We recognize that elected and public safety leaders strive to provide the most effective and efficient emergency response system possible. Ultimately, the delivery of quality life safety services is the achievable objective. MCP develops a collaborative approach with our clients to assess the opportunity for operational and administrative efficiencies through potential consolidation, collocation or organizational change. The MCP team's impartial and even-handed approach has a proven track record of success.

Today's economic realities require a thorough program analysis to define a future path of economizing while effectively delivering service. Appropriately applied, consolidation or collocation can achieve operational efficiencies through systemic interoperability via staffing, scheduling, technology, training and reduction in systems cost basis.

By seeking to understand the answer to "What is success?" MCP establishes addressing that question as the project objective. MCP appreciates the necessary balance required of seemingly competing objectives with operations, organizational, technology, fiscal, human resource, and governance issues. The variables and constraints associated with each are carefully weighed to develop an approach with a lasting solution. MCP is sensitive to the sense of ownership and loyalty each community and agency has with a local communications center. We honor the history of service while providing an independent view of how the community is best served by advancing to the future.

To assure a comprehensive transition that is as smooth as possible, we also provide assistance with the migration efforts and the many challenges inherent in combining organization, facility, technology and operational resources. The convergence into a unified communications environment can be painful in the absence of proper planning and execution. MCP actively works toward pain avoidance by converging all aspects of the emergency communications environment into an all-inclusive solution.

BACKGROUND

In September 2009, Buda Fire Chief, Clay Huckaby, presented a "Strategic Communications Plan Workshop" to Hays County Commissioners Court. Chief Huckaby put together a committee of 9-1-1 professionals to discuss the goal of a unified, co-located, countywide shared 9-1-1 communications center along with staffing issues. This committee consisted of public safety professionals from Fire, Emergency Medical Services (EMS) and the Hays County Sheriff's Office Emergency Communication

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Center. The Commissioners Court approved the hire of ten new Emergency Communications Officers (ECOs) for Fire and EMS dispatching (two per shift) over a period of time. Hays County Sheriff's Office added five new ECOs in January 2010, with five more to be hired in May 2010. Chief Huckaby discussed implementing a timeline and the creation of a Review Committee that would oversee the implementation of the plan and would evaluate and report on its progress. The Review Committee would consist of members from the following: Hays County Fire Chief Association (HCFCA), Hays County Sheriff's Office, County Commissioner, Fire Emergency Service District (ESD) Commissioner, EMS ESD Commissioner, Capital Area Planning Council of Governments (CAPCOG) representative and one citizen from Hays County.

The October 2009 Hays County Commissioners Court meeting led to the appointment of Commissioner Will Coney as the Commissioners Court representative of the Emergency Services Committee to address 9-1-1 issues and lead this committee in public safety answering point (PSAP) consolidation discussions.

MCP representatives met with Commissioner Will Conley and Jeff Turner, Emergency Management Coordinator, on February 12, 2010, to discuss the possibility of working with Hays County to achieve their goal of public safety answering point consolidation. The said proposal was discussed and is being provided as follow-up to that meeting.

2. PROJECT SCOPE

It is expected that the consultant will conduct a comprehensive analysis and evaluation of the objectives identified below. The sum total of each of these objectives and the related issues herein described is considered the essence of the project scope.

APPROACH

MCP places extraordinary emphasis upon the quality of our work we do to generate client success. MCP commits a principal and senior level staff to the Hays County project. MCP is prepared to commit this experienced staff to serve as your project team. The MCP approach is to develop a plan with Hays County by listening and understanding the formal and informal influences upon the public safety program. We develop a comprehensive plan by employing tools and processes that emphasize understanding, communication, documentation, and accountability.

Our team who serves Hays County includes former 9-1-1 directors and public safety/emergency services directors; a consultant proposed for this project served as assistant 9-1-1 director for CAPCOG, and resides in Hays County. MCP believes our staff experience in serving the public through former roles in public safety provides a more holistic perspective for the institutional processes and checks and balances associated with managing and executing a joint emergency communications program. We dedicate a team to serve Hays County that shares a passion for public safety.



We approach this project with recognition that we are responsible to understand the objectives of Hays County, to put processes in place, to manage those processes, to be held accountable for results, and to continuously communicate status, action items, and metrics.

MCP defines the project objectives for all aspects of the project through a formal initiation meeting with Hays County. Essentially, we ask the question of Hays County, “What is success?” By defining success, we can institute a plan to effectively establish human resource, systems, and operations’ best practices. Our process follows PMI methodologies by creating a project charter that encompasses:

- Project scope
- Project schedule
- Project budget
- Project objectives
- Project purposes
- Project deliverables
- Project controls

MCP also establishes a project communications plan with Hays County to assure there are clear lines of communication. Defined are communications methodology, frequency, rhythm, and points of contact. MCP commits to communicating at a high level throughout the project to attain project objectives.

MCP initiates the project with a client initiation meeting. This meeting is designed to establish an in-depth understanding of the formal—and informal—issues related to the Hays County project. During this meeting, we finalize the project charter noted above.

Task 1: Determine the optimal operational configuration of the joint dispatch center for the project group. If warranted, present alternatives.

MCP approaches this project with a need to understand the operational emergency, non-emergency, and administrative service levels desired by the participating agencies. The demands placed upon the communications operations will dictate the viability of the available options. Once we understand the objectives set forth, we independently seek to identify current conditions in anticipation of developing a migration plan to the desired outcome. MCP will consider all options for operations including consolidation or unification, co-location, or remain “as is.” Within the framework of consideration is an understanding of the jurisdictions’ current technologies, interoperability opportunities, staff training, and organizational structure and command.

MCP seeks to obtain user feedback through interviews with:



- Representative members of the 9-1-1 Review Committee (MCP's current understanding of the membership of this committee is the Hays County Commissioner's Court, Hays County Fire Chief's Association, Hays County Sheriff's Office, fire ESD commissioner, EMS ESD commissioner, CAPCOG, and an interested citizen of Hays County)
- Representative of each agency served
 - Hays County Sheriff's Office
 - San Marcos Police Department
 - Kyle Police Department
 - Texas State University Police Department

MCP also seeks historical and current data related to:

- Number of 9-1-1 calls received by the PSAPs
 - Call loads on an hourly, daily, weekly, monthly, and annual basis
 - Emergency
 - Nonemergency
 - Administrative
- Number of 9-1-1 calls-for-service dispatched by the PSAPs
 - Dispatches on an hourly, daily, weekly, monthly, and annual basis
 - Emergency
 - Nonemergency
 - Administrative
- Breakdown of calls received by landline, wireless, or nontraditional means
- Breakdown of call types by responding emergency service and by priority
- Any other information related to emergency call processing deemed to be relevant to the operations of a consolidated (however defined) communications center
- Demographical data as it relates to regional and county population growth
- Review historical statistical records with regard to call volume, call patterns, call service times, responder population, regional population growth, and other relevant factors affecting emergency and nonemergency call processing
- Organizational structure of existing PSAPs
- Budget(s)
 - Operations
 - Capital
- Funding
- Standard operating guidelines (SOGs)—existing PSAPs
 - Protocols
 - Call receipt
 - Call processing
 - Call dispatch



- o Administrative
- Staff—existing PSAPs
 - o Scheduling
 - o Organizational chart
 - o Job descriptions
 - o Training methodologies
 - o Quality assurance
- Consulting with the 9-1-1 Review Committee to get an overview of issues and concerns
- Gathering information on organizational charts and analyzing the chain(s) of command
- Getting opinions on the quality of service delivery both internal and external to the respective communications operation
- Reviewing in-house algorithms, protocols, policies and procedures affecting communications center operations
- Reviewing, in detail, current law enforcement and fire call processing methodologies
- Reviewing all tasks performed by personnel within the infrastructure of the PSAPs
- Automated systems (computer-aided dispatch [CAD], records management system [RMS], voice logger, etc.) currently in use
- Radio licenses (for determining radio interoperability opportunities)

At all times, we will communicate our efforts and findings with the proper point of contact (as to be determined).

Task 2: Conduct a thorough assessment of staffing requirements for the most effective and cost efficient operation of a consolidated dispatch center.

MCP identifies staffing models for advancing a unified communications center. It is generally recognized that operational cost containment is most highly achieved through staff efficiencies in the consolidated environment.

MCP strives to achieve staffing efficiencies by trending call load by time of day and day of week that is predictable within acceptable variances for unified operations. MCP recommends staffing options by applying a relief factor formula to maximize effective, efficient delivery of service to the residents and visitors of Hays County.

MCP also identifies scheduling inefficiencies based upon a combination of empirical data collected in Task 1 above with future growth and service projections.



Task 3: Determine the operational and financial opportunities, as well as any negative aspects of becoming a single, larger PSAP.

MCP uses its demonstrated expertise in 9-1-1/emergency communications operations and management to assess the operational and financial opportunities for a consolidated dispatch center.

This is done with the understanding that consolidated communications can be difficult, but must be driven by improvements in service delivery to the citizens and emergency response community, and by cost efficiencies that perhaps can be achieved while providing a potentially higher quality service. Such cost efficiencies are examined both in short-term—and long-term—impacts. Further, potential negative impacts of a larger PSAP are explored and examined. Such impacts may include personnel and financial management issues, operations and training issues, and overall service delivery impacts. All of this is examined with the understanding that the ideal is the improvement of service while perhaps achieving cost efficiencies.

Based upon our experience, MCP anticipates identifying responsible fiscal savings' opportunities through efficiencies in organizational streamlining, staff and scheduling, establishing standard operating guidelines, communications systems interoperability, uniformity between agencies served, and identifying responsible service levels of the consolidated dispatch center.

MCP believes operational efficiencies can be achieved through systems interoperability, standardization of standard operating guidelines for agencies served, and placing appropriate constraints upon the role of the consolidated dispatch center.

The effort associated with this task is designed to firmly identify the role of the consolidated dispatch center in serving the community (however defined). Emergency, nonemergency, and administrative service levels are defined along with the limitations necessary to optimize the service. MCP designs a balanced fiscal and operations model for advancing a unified communications operation with clear designation of the dispatch center's role and responsibilities to serving the community.

MCP evaluates the current governance and funding models for the existing PSAPs to determine if a superior model is available for an expanded communications center. By establishing levels of service to user agencies/localities and the public earlier in this task, MCP then follows through defining an equitable sharing of fiscal responsibilities. MCP explores the best model for joint communications funding by assessing opportunities through fees available via 9-1-1 surcharge (via CAPCOG) versus weighted fees per capita, assessed value of property, call volume, etc.

Task 4: Systems

MCP defines the systems requirements necessary for a joint communications center operation. The intent of this task is to designate systems that support multiple agency call processing.



We develop recommendations for support systems such as:

- CAD
- Radio communications
- Mobile data communications
- Logging system and devices
- Backup/Emergency power
- Facility security and access control
- Cable management
- Grounding

MCP staff evaluates the call processing methodologies and makes high level recommendations for systems requirements for unified law enforcement, fire service, and emergency medical service event management. MCP recommends capabilities based upon:

- Reliability: 99.999 percent available—commonly known as the five “9s”
- Scalability (accommodation of future growth)
- Integration and interoperability

DELIVERABLE

The draft report makes recommendations based on the observations and findings of MCP staff and the collaborative exchange of information from the 9-1-1 Review Committee and other stakeholders. Recommendations include, but are not limited to, the following issues:

- Governance, organizational, and command structure
- Staffing models
- Scheduling
- High level definition of technology requirements (emergency, nonemergency, and administrative call processing—and support systems)
- High level definition of system(s) interoperability requirements
- Current and future operations methodologies (focused on law enforcement, fire, and EMS call processing)
- Structured operating protocols
- Training and certification of personnel
- Current and future prioritization and dispatch methodologies (focused on emergency and nonemergency incidents)
- Quality improvement strategies and programs
- Potential future accreditation of the communications center (if desired)



It is anticipated that the report review will be returned with comments to MCP within 20 business days for report completion.

After review and return of the draft report, MCP is available within 10 business days to deliver and present the final report. A presentation is made that defines all options and the best option available to the 9-1-1 Review Committee for advancing the project.

If desired, MCP also presents the findings and recommendations of the study to the Hays County Commissioners' Court.

OPTIONAL SERVICES

- Evaluation of current and future facility space requirements
 - PSAP workstations
 - Office workstations
 - Office space
 - Common space for circulation factoring (hallways, walls, corridors, entry spaces, etc.)
 - Internal adjacencies
 - External adjacencies
 - System support features
 - Server room
 - Communications tower(s) requirements
 - Grounding
 - Power
 - HVAC
 - Diverse path entrances
 - Secure site designation
- Spatial requirements
 - Recommended number of workstations
 - Workstation configuration and orientation
 - Support spaces for technology, telecommunications, etc.
 - Adjacencies for operational support, administrative support, etc.
 - Conference, training, and entry space
- Additional facility considerations
 - Site access and security
 - Americans with Disabilities Act (ADA)
 - Redundancies for support systems (power, HVAC, etc.)
 - Grounding
 - Network diversity
 - Backup facility
- Detailed PSAP facility programming analysis

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- Threat and vulnerability assessment
 - o Engineering redundancy
 - o Facility survivability
- Development of facility concept plan
- Identification of basic facility engineering requirements
- Facility budget estimating
 - o Facility design
 - o Actual construction costs
 - o Technology integration
 - o Transition planning
 - o Other “soft” costs

3. PROPOSAL COST

NAME	TITLE	HOURLY RATE	ESTIMATED NUMBER OF HOURS
David F. Jones, ENP	Principal	\$165	40
Eric N. Parry, ENP	Project Manager	\$147	180
Teresa B. York, ENP	Public Safety Consultant	\$139	80
Edwin Drayden	Senior Technology Specialist	\$150	60
David W. Boyce	Senior Technology Specialist	\$150	0*
Charles Conley, PMP	Senior Program Manager	\$185	0*
Brian L. Bark, ENP	Program Manager	\$165	0*
Kathy Stanton, Admin	Admin/Clerical	\$58	24

*Available as needed for project success

Professional Services outlined above, not including optional tasks, will be provided for a “not-to-exceed” fee of **\$49,950, including all expenses**. Any additional services would be performed based on a then current fee schedule. The 2010 Fee Schedule follows. Services contracted in subsequent years will be performed at the then current professional fee schedule. Prior to initiating any such additional work, MCP would require a formal letter of authorization from Hays County.



It is understood that successful completion of the proposed project will require the full cooperation of the officials and employees of Hays County and associated entities, and such cooperation will be provided MCP.

All information, data, reports, site visits, records and other project related requirements associated with this project will be made available to MCP in a timely fashion. Any costs imposed by an agency or organization for required information will be reimbursed to MCP by Hays County.

MCP further understands that unexpected situations can occur which result in schedule delays or additional unforeseen effort. During the course of the work, MCP will provide change order proposals for any additional effort required by MCP due to schedule delays beyond MCP's control, or out-of-scope work as requested that is not included in this proposal. Labor will be charged at the rates on the attached schedule. Additional direct expenses will be billed at cost plus 10 percent.

4. EXPERIENCE WITH JOINT COMMUNICATIONS CENTERS

While MCP was incorporated within the past two years, our staff expertise offered to Hays County has many years of public safety and joint communications center experience. This includes consolidating and managing PSAPs for large city and county governments. The prior service also includes 15 to 20 years of consultative services with similar clients. We have recruited senior level staff with a sophisticated approach to managing complex issues with multiple stakeholders. We are assigning Eric Parry as project manager to this endeavor with full support from MCP principal, David Jones. In addition, one of our Senior Technology Specialists, Edwin Drayden, and Public Safety Consultant, Teresa York, provide support and expertise in technology and operations-related issues. Teresa joined MCP after serving several years as Assistant 9-1-1 Director for the Capital Area Council of Governments (CAPCOG). That experience, and her residency in Hays County (Wimberley) provides a unique insight into this initiative.

The senior staff noted above is assigned to deliver solutions for Hays County and serve as the project team. This team has served hundreds of unified/joint communications centers during our careers. We hope some of the relevant experience following demonstrates that capability.

MCP staff experience with relevant joint communications centers:

Eric Parry:

- Ardmore, Oklahoma—Consolidation and planning for unified communications facility
- Kuala Lumpur, Malaysia—Integrated Public Safety Technologies Service—Consulting with Malaysian federal government on nation's first 3-digit emergency system roll out (police, fire and medical)



- Avon Somerset Police, Bristol, United Kingdom—Consulting on 9-9-9 call system and law enforcement protocol implementation
- Office of Unified Communications, Washington, DC—Consultant on implementation of police call processing methodologies
- State of Maryland—Consultant on implementation of state wide emergency call processing systems
- Hong Kong Police—Forensic assessment of emergency calling system and emergency medical dispatch system
- Niagara Regional Police, St. Catharine's, ON, Canada—Forensic audit of PSAP and law enforcement communications processes
- City of Lethbridge, AB, Canada—Forensic audit of PSAP and emergency call processing model
- Washington County, Oregon—Forensic audit of PSAP and analysis of the delivery of police, fire and emergency medical dispatch
- Northampton County, Easton, Pennsylvania—Forensic audit of PSAP operations and organization
- National Academies of Emergency Dispatch, Salt Lake City, Utah—Primary police consultant and communications specialist

Project Staff Experience

- City of Grapevine, Texas—Staffing assessment
- Capital Area Council of Governments (CAPCOG)—Technology/NG9-1-1 planning
- North Central Texas Council of Governments (NCTCOG)—Master planning, procurement support, system implementation, NG9-1-1 planning, collaborative facilitation, operations development
- Greater Harris County (Texas) 9-1-1 Emergency Network (GHC)—Procurement support, system implementation, NG9-1-1 planning
- Lubbock Emergency Communication District—System design and deployment, procurement support, project management
- Panhandle Regional Planning Commission (Texas)—NG9-1-1 planning, collaborative facilitation
- Charleston County (South Carolina)—PSAP consolidation
- District of Columbia Unified Communications Center (UCC)—Migration planning and project management
- District of Columbia Joint Communications Center (JCC)—Staffing, transition planning, and project management and acceptance testing
- City of Pittsburgh, Pennsylvania—Department of Public Safety 9-1-1 EOC project
- State of New Jersey—State EOC and data center project
- York County, Pennsylvania—Design implementation and project management of systems and subsystems for consolidated communications center
- City of Pittsburgh, Pennsylvania, consolidation of operations with Allegheny County—Assessment and systems transition planning



- Frederick County, Maryland—PSAP and EOC systems design, transition planning, acceptance testing and technology project management
- Venango County, Pennsylvania—PSAP and EOC systems design, transition planning, project management, testing and acceptance.
- Washington Metro Area Transit Authority (WMATA)—Police communications transition planning and technology project management
- Kansas Army Ammunitions Plant—Strategic transition planning and decommissioning
- Washington County, Pennsylvania—PSAP and EOC design planning, transition planning, system install, training, and systems acceptance
- City of Pittsburgh, Pennsylvania, consolidation of operations with Allegheny County—Assessment, transition planning and project management.
- Beaver County, Pennsylvania—PSAP and EOC conceptual design, programming and fiscal planning
- Cabell County, West Virginia (Huntington)—PSAP and EOC conceptual design and programming
- East Suburban Dispatch, Monroeville, Pennsylvania—PSAP facility acceptance review
- Westmoreland County, Pennsylvania—9-1-1 selective router, emergency network transition planning and engineering, testing and acceptance
- Somerset County, Pennsylvania—9-1-1 selective router, emergency network transition planning and engineering, testing and acceptance
- Erie County, Pennsylvania—Strategic planning, fiscal planning, forensic systems analysis

5. RESUMES

Refer to the resumes included on the following pages.



Teresa B. York, ENP
Public Safety Consultant

Teresa is a public safety consultant with Mission Critical Partners, Inc., and is based in Austin, Texas. Teresa provides project management and executive-level consultative service with specific experience in 9-1-1 management and administration. She provides expertise related to 9-1-1 management, operations, technical planning and deployment, budgeting, strategic planning, and public education. Her extensive experience includes 9-1-1 administration with the Capital Area Council of Governments, and a project manager for a major CPE manufacturer. Teresa is active with the National Emergency Number Association (NENA) and the Texas state chapter. Throughout her 9-1-1 career, she has consistently demonstrated skill, expertise, and passion for high-quality service.

Related Experience

- Assistant Director, 9-1-1/Emergency Communications, Capital Area Council of Governments (CAPCOG), Austin, Texas
 - Determine operational, technical, and support requirements for the placement, installation, operation and maintenance of 9-1-1 systems, and voice/data telecommunications
 - Responsible for program initiation, review, and analysis
 - Responsible for the management and supervision of quality assurance staff; making assignments and project coordination to ensure timely and quality completion
- Project Manager, Positron Public Safety Systems, Wimberley, Texas
 - Prepare and establish project schedules and scope of work documents
 - Coordinate and manage project tasks such as requirements definition, system design, procurement, development, systems testing, training, deployment, and acceptance
 - Prepare formal project status reports and track financial data (budget preparation, revenue, and cash flow management)
- Senior 9-1-1 Systems Analyst, 9-1-1/Emergency Communications, Capital Area Council of Governments (CAPCOG), Austin, Texas
 - Manage 9-1-1 CPE installations for 34 PSAPs in the central Texas region, including the Austin metropolitan area
 - Manage 9-1-1 database records for ten-county CAPCOG region
 - Provide reports, information, and liaison to the Texas Commission for State Emergency Communications (CSEC)
- Financial Analyst, 9-1-1/Emergency Communications, Capital Area Council of Governments (CAPCOG), Austin, Texas
- Public Education Coordinator, 9-1-1 Program, West Central Texas Council of Governments, Abilene, TX

Certifications

Emergency Number Professional (ENP)

Affiliations

National Emergency Number Association (NENA)
Association of Public-Safety Communications Officials (APCO)

Instructor

CAPCOG, 9-1-1 CPE Operations and Management

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Eric N. Parry, ENP

Emergency Response Specialist

Eric is an Emergency Response Specialist with Mission Critical Partners, Inc. (MCP). He provides executive level consulting services and operational forensic analysis for MCP clients. Eric applies 37 years of public safety communications experience including 14 years of consulting in developing solutions for his clients. His law enforcement background and experience in public safety management includes communications center forensic reviews, all aspects of 9-1-1 implementation and systems including computer aided dispatch, police, fire and emergency medical call processing models with a specialty in law enforcement communications. He was instrumental in developing the very first police protocol call processing system. He has consulted in Malaysia, Argentina, Hong Kong, the United Kingdom, Canada and the United States.

Project Experience

- Kuala Lumpur, Malaysia—Integrated Public Safety Technologies Service—Consulting with Malaysian federal government on nation's first 3-digit emergency system roll out (police, fire and medical)
- Avon Somerset Police, Bristol, United Kingdom—Consulting on 9-9-9 call system and law enforcement protocol implementation
- Office of Unified Communications, Washington, DC—Consultant on implementation of police call processing methodologies
- State of Maryland—Consultant on implementation of emergency call processing systems
- Hong Kong Police—Forensic assessment of emergency calling system and emergency medical dispatch system
- Niagara Regional Police, St. Catharine's, ON, Canada—Forensic audit of PSAP and law enforcement communications processes
- City of Lethbridge, AB, Canada—Forensic audit of PSAP and emergency call processing model
- Washington County, Oregon—Forensic audit of PSAP and analysis of the delivery of police, fire and emergency medical dispatch
- Northampton County, Easton, Pennsylvania—Forensic audit of PSAP operations and organization
- National Academies of Emergency Dispatch, Salt Lake City, Utah—Primary police consultant and communications specialist.

Education

Electronics Engineering, Northern Alberta Institute of Technology, 1972

Certifications

Emergency Number Professional (ENP)
NAED Emergency Police, Fire, and Medical Dispatch
NAED Police Quality Assurance
NAED Instructor

Affiliations

- National Emergency Number Association (NENA)
- Utah NENA Chapter
- Past President, NENA British Columbia
- Denise Amber Lee Foundation
- APCO Canada
- Royal Canadian Mounted Police Veterans Association

Course Writer and Instructor:

- NENA, Managing the PSAP
- NENA, Converging Technologies
- NENA, Introduction to Wireless Technology
- NENA, Introduction to VoIP
- NENA, Next Generation 9-1-1
- NENA, Leadership in 9-1-1
- NENA, Introduction to PSAP Technology
- NENA, Missing Persons (on line)

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Edwin Drayden

Senior Technology Specialist

Edwin is a Senior Technology Specialist with Mission Critical Partners, Inc. He applies seven years of public safety communications experience in developing solutions for his clients. His experience in public safety includes consulting for next generation emergency 9-1-1 services and every aspect of planning, designing, and implementing large network operations.

Edwin was a Captain in the United States Army, where he built and managed technical teams of 2 to 168 members in the United States Army's most rapidly deployable nuclear chemical and biological defense team and most forward deployed attack helicopter unit.

Related Experience

- *Consultant (Telecommunications)—State of Texas Commission on State Emergency Communications (CSEC)*
 - Emergency service Internet protocol network (ESInet) functional requirements and interconnection
 - Next Generation 9-1-1 System Management
- *Manager—Network Operations—Terremark Worldwide—*Responsible for planning, engineering, implementation and 24/7 global tier 1-3 support of routers, switches, load balancers, firewalls and circuits for over 1,000 global managed hosting clients
 - Implemented global configuration management database (CMDB)
 - Restructured troubled Network Operations team, maintained 100% fill rate with less than 0.05% turnover
 - Developed standardized outage report template across multiple divisions
- *Director—Technical Implementation—Call Peering Corporation—*Responsible for the planning and implementation of technology for a global VoIP network using Cisco powered network consisting of nodes in Beijing, China, Dallas, New York, Hong Kong and Great Britain
 - Provided guidance for long range operational/technical planning for a global tunneled VoIP network
 - Used IBGP over tunneled network to deploy global mesh topology
 - Used technical expertise to save and defer \$250,000 with Cisco network architecture design using VPNs
 - Deployed Cisco Network VoIP Infrastructure in the Peoples Republic of China
 - Built presence in three Chinese data centers
 - Provided standardized engineering and pre-sales training to Chinese constituents
- *Director—Technology and Operations—Todd Wagner Foundation—*Responsible for the planning and implementation of technology to conquer the Digital Divide in inner city in nine cities across the United States.
 - Managed nationwide deployment of infrastructure in nine cities and five states inclusive of data centers
 - Provided guidance for long range operational/technical planning
 - Built data center location for hosting
 - Implemented cross functional national reporting system via Microsoft SQL/Crystal Decisions

Education

MBA Telecommunications Management, December 2010 GPA: 3.5/4.0, University of Dallas, Texas

Telecommunications Management Certifications, April 1999, University of Dallas, Texas

Bachelor of Science, Mechanical Engineering, 1993, Prairie View A&M University, Prairie View, Texas

Certifications

Cisco Certified Network Associate (CCNA)

Cisco Certified Entry Network Technician (CC-ENT)

Information Technology Infrastructure Library version 3 (ITIL)

Certified SonicWALL Security Administrator (CSSA)

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David F. Jones, ENP
Program Manager

David is a Vice President with Mission Critical Partners, Inc. (MCP) and is based in the Dallas/Fort Worth area. David provides executive-level consultative service and provides expertise on matters related to Next Generation 9-1-1, government affairs, public policy, and legislation. He is an internationally known subject matter expert on E9-1-1 and emergency services. He has advocated for emergency services-related issues throughout North America, as well as in India, Brazil and Iceland. He testified before the United States Senate Commerce Committee on issues pertaining to E9-1-1 and next generation telecommunications networks. David was among the first in the nation to be certified as an Emergency Number Professional in 1997 and has administered, directed, managed, operated, and consulted with emergency service agencies and E9-1-1 departments throughout his 25-year career.

Project Experience—executive-level consultative services to agencies that include but are not limited to the following clients throughout his consulting career:

- Greater Harris County 9-1-1 Emergency Network, Houston, Texas
- North Central Texas Council of Governments, Arlington, Texas
- Capital Area Council of Governments, Austin, Texas
- Lubbock Emergency Communication District, Texas
- Denco Area 9-1-1 District, Lewisville, Texas
- Charleston County Government, Charleston, South Carolina
- City of Alexandria, Virginia
- State of South Carolina—9-1-1 Program

Related Experience

- *Director of Emergency Services, Spartanburg County, South Carolina*
 - Departments of 9-1-1, EMA, Fire Marshall, and the Emergency Services Training Academy
- *9-1-1 Director, Spartanburg County, South Carolina*
 - Consolidated 9-1-1 PSAP serving all (70+) public safety agencies in the County
 - Oversight of design and construction of state-of-the-art 9-1-1/communications center
 - PSAP accredited by Commission on Accreditation for Law Enforcement Agencies (CALEA)
- *Director, Bi-State Information Center, City of Texarkana, Texas*
 - Consolidated, multi-jurisdictional public sector agency that provided emergency communications, E9-1-1, law enforcement records management, and data processing services to the city of Texarkana, Arkansas; the city of Texarkana, Texas; and Bowie County, Texas
 - Directed acquisition and deployment of first CAD system

Education

BA, Wichita State University, 1992, Political Science

Certifications

Emergency Number Professional (ENP)

Affiliations

National Emergency Number Association (NENA)

- President, 2005–2006
- NENA Executive Board 2001–2007

Association of Public-Safety Communications Officials (APCO)

E9-1-1 Institute, Washington, DC (educational entity of the Congressional E9-1-1 Caucus)

Awards

"Order of the Palmetto" award presented by the Governor of South Carolina, in October 2005, (the highest civilian award in the State, presented for "...efforts to improve emergency services and communications in the community of Spartanburg and throughout the state of South Carolina")

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**David W. Boyce***Senior Technical Specialist*

Dave's role as the Mission Critical Partner, Inc. (MCP) leader of technical solutions is to solve complex Next Generation 9-1-1, network, voice, and data challenges with client-centric, technology-oriented solutions. He has over 30 years of career progression within the regulated and unregulated telecommunications field. He fosters, develops, and implements integrated technology solutions solving the fresh issues being presented in public safety communications. His strength in network engineering, project management, data transmission, central office switching, regulatory tariffs, and budgeting brings forth new solution sets to multifaceted issues faced by MCP clients. He is knowledgeable in the varying vendor approaches offered relative to networking, routing, CPE and integration. Dave's primary strength is customizing a solution to solve the client's challenge within the parameters of the operating environment.

Professional Experience

- District of Columbia—Forensics analysis and negotiation for 9-1-1 service contracts
- State of Montana—Statewide RFP development for 9-1-1 network, selective routing, ALI, PSAP CPE equipment and performance management
- St. Clair County, Illinois—Next Generation planning CPE and network analysis/recommendations
- State of Indiana—Wireless Direct RFP, deployment planning and project oversight
- State of Tennessee—Co-developed a Request for Information (RFI)
- Allegheny County, Pittsburgh, Pennsylvania—Specifications for CML ECS-1000 network expansion and CML Patriot integration plans to support FCC Phase II wireless deployment
- Greater Harris County, Texas—Co-developed specifications for third party ALI network supporting the county and 29 Councils of Government in the state of Texas
- North Central Texas Council of Government (NCTCOG), Arlington, Texas—Multiprotocol label switch (MPLS) network procurement/deployment of CPE solution for 43 PSAPs
- Lubbock Emergency Communication District—Research and competitive procurement of IP-enabled network services for the 9-1-1 emergency network
- Procurement and deployment of numerous CPE solutions

Related Experience

- Telephone network project management experience includes a statewide Internet solution for the state of Ohio that included construction of 75 miles of fiber, and coordinating design and installation of over 1,000 network components such as OC3, OC12 and OC48 SONET Rings, DS0 and DS1 point-to-point networks as well as frame and ATM relay networks. The installation was complete in less than two years and two months ahead of schedule. For his two-year effort, Dave was awarded the GTE "Presidential Leadership" award for excellent project management work.
- 9-1-1 project management experience includes design and installation of statewide 9-1-1 networks for Montana and Indiana, countywide 9-1-1 networks, ANI/ALI controllers and ALI systems in nine different counties.
- Business system project management experience includes installation and conversion of over 50 Nortel and GTE OMNI PBX systems in large manufacturing, hospitals, and nuclear enrichment facilities and other mission critical communication centers.

Affiliations

National Emergency Number Association (NENA)

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Brian L. Bark, ENP
Senior Vice President

Brian is a Senior Vice President with Mission Critical Partners, Inc. He provides executive level consulting services and operational forensic analysis for Mission Critical clients. Brian applies 30 years of public safety communications experience in developing solutions for his clients. His experience in public safety management includes large metropolitan city and county implementation of enhanced

9-1-1, development process for enhanced 9-1-1 master street address guide (MSAG) rural addressing programs, and every aspect of planning, designing, and implementing large citywide and countywide enhanced 9-1-1 systems. Brian has led in the development and implementation of centralized enhanced 9-1-1 emergency communications centers in a public sector role and in the private sector as a consultant for the past 14 years.

Project Experience

- St. Clair County, Illinois—Next Generation CPE and network analysis/recommendations; ARRA grant writing and capital planning
- City of Pittsburgh, Pennsylvania—Public policy and planning, capital planning
- District of Columbia—Organizational consulting
- Allegheny County, Pennsylvania—Program management, policy development and public outreach, forensics analysis
- Armstrong County, Pennsylvania—Forensics analysis for contractor performance
- City of Philadelphia, Pennsylvania—9-1-1 planning and policy, legislative initiatives, regulatory consulting and expert testimony
- Erie County, Pennsylvania—Strategic planning, capital planning and forensics analysis
- Mercer County, Pennsylvania—9-1-1 strategic planning and organizational consulting
- Butler County, Pennsylvania—9-1-1 consulting and planning
- Westchester County, New York—Fire Control 60 Communications Center Programming
- Pictinny Army Depot—Regional integrated communications center, regional shared network implementation, policy development, capital planning
- Siemens International—Comparative analysis for CAD and market performance

Education

Bachelor of Science , Public Administration Point Park College, 1996, Summa Cum Laude
Associate, Community College of Allegheny County, 1994, Business

Certifications

Emergency Number Professional (ENP)
Emergency Management Coordinator—certificate

Affiliations

National Emergency Number Association (NENA)
Pennsylvania Chapter NENA 9-1-1 Legislative Committee, Past Chair
Western Pennsylvania 911 User Group, Past Chair
NENA President, Pennsylvania Chapter
NENA Education Advisory Board, Past Chair/Member since 1996
Association of Public-Safety Communications Officials (APCO)
APCO Pennsylvania 9-1-1 Committee, Past Chair

Instructor

NENA, Introduction to 9-1-1 Technology
NENA, Managing the PSAP
NENA, Design of Your Collocated or Consolidated PSAP

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Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible action to authorize the County Judge to execute a standard P.S.A. with Tom Franke for selective assistance in plan review.

CHECK ONE: **CONSENT** **XACTION** **↑ EXECUTIVE SESSION**
 ↑ WORKSHOP **↑ PROCLAMATION** **↑ PRESENTATION**

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: \$7500.00

LINE ITEM NUMBER OF FUNDS REQUIRED: 5448.008 (consulting line item)

REQUESTED BY: Lambright/Borcherding

SPONSORED BY: Ford

SUMMARY: Development plans are being submitted that require extensive review by an engineer or EIT with specific experience in researching, studying, and resolving difficult drainage issues. The complexity of the drainage issues at hand require that the plans be reviewed at a level far above our usual effort and is critical to insuring that property owners downstream of the development are protected.

Agenda Item Routing Form

DESCRIPTION OF Item: Authorize the County Judge to execute a standard P.S.A. with Tom Franke for selective assistance in plan review.

PREFERRED MEETING DATE REQUESTED: MAY 25, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT: \$7500.00

LINE ITEM NUMBER:020-710-00.5448_008 (Consultant)

COUNTY PURCHASING GUIDELINES FOLLOWED: Unknown

PAYMENT TERMS ACCEPTABLE:

COMMENTS: Will need to amend the budget from 020-710-00.5448_10 (Contract Road 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: _____

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 purchase a check printer.

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: \$2019.61

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-645-00.5712

REQUESTED BY: Michele Tuttle/Bill Herzog

SPONSORED BY:

SUMMARY: Currently we have one micr check printer located in the Treasurer's office. The Treasurer's office and the Auditor's office use this printer. Recently, we have had some minor issues with the printer. While we were able to resolve our issues within a couple of days, there is some concern that if the printer does not work properly while printing payroll checks, employees could risk not being paid on payday. We would like to purchase a second printer out of the financial software savings. This printer would be located in the Auditor's Accounts Payable office and would be used as a backup for payroll. And, in return the Auditor's office would use the payroll printer as their backup for Accounts Payable.

Agenda Item Routing Form

DESCRIPTION OF Item: purchase a check printer for Treasurers Office

PREFERRED MEETING DATE REQUESTED: MAY 25, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT: \$2,019.61

LINE ITEM NUMBER: 001-645-00.5712

COUNTY PURCHASING GUIDELINES FOLLOWED: Yes

PAYMENT TERMS ACCEPTABLE: Yes

COMMENTS: There is funding available in our countywide computer equipment line item.

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: _____

Michele Tuttle

From: "Marva Pearce" <marva@co.hays.tx.us>
To: "Michele Tuttle" <michele@co.hays.tx.us>
Sent: Wednesday, May 19, 2010 1:50 PM
Subject: quote

<u>Troy MICR 3005dt Secure Printer</u>	Tcpn Contract #r4713	1249430	01-00573- 221	1	\$2,019.61	\$2,019.61
<u>TROY Next-Day/On-Site Service - extended service agreement - 3 years - on-s</u>	Tcpn Contract #r4713	1528636	77-00031- 3005	1	\$1,068.19	\$1,068.19
Sub-Total						\$3,087.80

5/19/2010

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 allocate the \$2,500 discretionary funds to PALS, that were set aside to host a third spay and neuter clinic and amend the budget accordingly.

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

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: \$2,500.00 (budgeted)

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-895-98-300.5800 (discretionary funds line item for social services to PALS 001-895-98-360.5800)

REQUESTED BY: Sharri Boyett

SPONSORED BY: Ingalsbe

SUMMARY:

\$7,500 was budgeted for PALS for three clinics, but only \$5,000 was allocated to them initially. We asked that they successfully perform two clinics and come back to court to request the remaining funds. The two spay and neuter clinics have been successfully completed.

Agenda Item Routing Form

DESCRIPTION OF Item: Allocate the \$2,500 discretionary funds to PALS, that were set aside to host a third spay and neuter clinic and amend the budget accordingly.

PREFERRED MEETING DATE REQUESTED: MAY 25, 2010

COUNTY AUDITOR

Typically Requires 1 Business Day Review

AMOUNT: \$2,500.00

LINE ITEM NUMBER: 001-895-98-300.5800 (discretionary funds line item for social services to PALS 001-895-98-360.5800)

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: _____

Brief History of Organization and Description of Existing Services:

The purpose of the PALS' project is to provide income-based pet sterilization services for those in need. The mission of the Pet Prevent a Litter (PALS) is to help end pet overpopulation and pet homelessness in central Texas. Established as a 501(c)(3) non-profit in 1990 and reorganized in 2003, we subsidize spay/neuter vet vouchers for pets of those who require financial assistance.

We educate the community about the exponential increase in the quantity of non-sterilized animals. Our members influence policies and offer a voice in legislative matters concerning pets. We have brought forth the need for proactive measures and community involvement in resolving pet overpopulation. Our regional outreach has expanded with presentations to officials of adjacent cities and counties; we have received endorsements by local mayors and city councils. Mayoral proclamations supporting spay/neuter and pet issues are publicized especially in February during our Spay Day media awareness blitz. We are collaborating with regional human service organizations, animal shelters and animal welfare organizations to provide spay/neuter services. PALS is working with regional veterinarians in ongoing programs.

Our program has doubled; funds are needed for expansion. We are targeting the recipients of food stamps and public assistance through collaboration with human services agencies: Community Action and the Texas Department of Health and Human Services

Current programs and accomplishments:

The Pet Prevent a Litter (PALS) organization is dedicated to promoting responsible pet ownership through educational and spay/neuter public outreach programs. As we have educated the public and raised awareness to the pet overpopulation problem, the requests for vet vouchers have increased and services have expanded to adjacent areas. Most of our vet voucher recipients are low income and many are on food stamps, Medicaid or other public assistance programs or are suffering personal hardships and may not otherwise be able to sterilize their pets:

- In 2003 PALS issued 109 vet vouchers
- In 2004 PALS issued 248 vet vouchers
- In 2005 PALS issued 416 vet vouchers
- In 2006 PALS issued 584 vet vouchers
- In 2007 PALS issued 1053 vet vouchers
- In 2008 PALS issued 698 vet vouchers (as of mid August)

For the past two years PALS hosted Spay Days clinics at the animal shelter in collaboration with the city's Animal Services department. Several regional veterinarian facilities participate in the spay/neuter campaign through our voucher programs.

The PALS board is comprised of dedicated individuals who have sustained their steadfast support over several years. Our partnering relationships, donor outreach and volunteer programs continue to expand. We have a sustained, committed director who holds an MBA and has more than ten years animal welfare volunteerism. PALS volunteers include well-educated and experienced professionals, some who work in

other nonprofit organizations including, animal welfare, university staff/students, human services and the former director of a no-kill humane society.

Currently there are not any employees. The Director donates approximately 92% of provided services and performs as a consultant under a quarterly agreement at a nominal fee. The president and officers are a volunteer working board. There are key volunteers for several roles involving newsletters, website, photography, voucher issuance and food distribution along with about 100 volunteers to support our annual fundraising events. The majority of the volunteers come from Texas State University.

Description of Proposed Six-Month Program:

PALS is requesting \$21,100 to be able to sustain and expand spay/neuter services throughout the socioeconomically-challenged population in Hays County.

- Provision of pet sterilization services alleviates the animal control costs and resultant burden on taxpayers for the management of the potential unwanted litters, strays management and bite prevention. Neutered and vaccinated pets reduce health risks; they roam less and are less aggressive.
- Allow low-income residents to better utilize their limited resources to care for their families rather than to provide for surplus pets.

Other Data

It costs taxpayers as much as \$176 to impound, house, and destroy a homeless pet through the Texas shelter system. For Hays County, the animal services cost per animal is about \$105. The average cost per pet for each vet voucher under this project will be \$70. Not only is prevention kinder than destruction, spaying and neutering saves money and creates healthy communities for animals and people.

A survey of 186 animal shelters showed an average cost of \$176 to house and care for every homeless animal while at the shelter.

Wenstrup, John, and Alexis Dowidchuk, "Pet Overpopulation: Data and Measurement Issues in Shelters," Journal of Applied Animal Welfare Science, 2(4), 1999, 303-319.

Stray dogs and cats not only cause disfiguring and life-threatening injuries to humans but also cost taxpayers over \$20 million a year for animal control. Unwanted dogs and cats are killed in Texas animal shelters at the rate of over 1 per minute, 365 days a year. Much of this needless human and animal suffering could be prevented by owners spaying and neutering their pets.

<http://www.dshs.state.tx.us/idcu/health/zoonosis/animal/friendly/faqs/default.asp>

Project: Neuter is Cuter
– Saving Lives through Prevention

The PALS organization is requesting funding of spay/neuter services throughout the socioeconomically-challenged population in Hays County. These funds will be used to support spay/neuter assistance through the issuance of vet vouchers. The average cost of the vet voucher will vary with the clients' ability to make co-payment. PALS will interview the clients, and in selected cases will also cover the cost of rabies vaccination. 300 vet vouchers issued to be used at mobile Spay & Neuter clinics and at area veterinarians. We receive about twice as many requests for assistance with cats as dogs. Our clients may be unable to otherwise provide any services for their pets, and this will be its only vet care during its entire lifetime. Special promotional materials offering assistance will be widely distributed especially in human services offices.

The following table shows a proposed budget for the use of Community Service funds:

	Total Costs	%
Vouchers Spay/Neuter Services approximate 100 dogs@ \$66	\$6,600	31
Vouchers Spay/Neuter Services approximate 200 cats @ \$47	\$9,400	45
Administration (copying, supplies, advertisement)	\$600	3
Project Management (six months @ \$750)	\$4,500	21
HAYS COUNTY COMMUNITY SERVICE PROJECT	\$21,100	100

PALS or Client to co-pay rabies vaccinations. Average cost per pet \$70.

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 the Subscription Plan Amendment with LexisNexis for the Hays County Criminal District Attorney's Office for the use of legal research software.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: SUMTER

SPONSORED BY: SUMTER

SUMMARY:

"Subscriber": Hays County District Attorney's Office	"LN": LexisNexis, a division of Reed Elsevier Inc.
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This Subscription Plan Amendment ("Amendment") amends and supplements the terms of the Subscription Agreement either previously entered into or executed simultaneously herewith between LN and Subscriber (the "Agreement"). This Amendment shall also serve as Subscriber's acceptance of the new General Terms & Conditions for Use of the Online Services effective September 1, 2009 set forth at www.lexisnexis.com/terms/general.

1. TERM

The term of this Amendment will begin (a) on the date Subscriber's billing account (a "Billgroup") is activated ("Activation") if Subscriber is a new LN customer, or (b) subject to Section 7, on the first day of the calendar month immediately following the execution of this Amendment and delivery of it to LN if Subscriber is an existing LN customer, and will continue until the last day of the final Commitment Period referenced in Section 5.1 (the "Term").

2. AUTHORIZED USERS

This Amendment relates only to the Subscriber's Billgroups and locations (the "Participating Billgroups") set forth below and the Authorized Users under the Participating Billgroups. "Authorized User" shall have the meaning set forth in the Agreement.

PARTICIPATING BILLGROUP #	LOCATION (CITY AND STATE)
TBD	San Marcos, TX

3. CERTIFICATION

Subscriber certifies that on the date this Amendment is signed by Subscriber there are ____ judges and attorneys, and ____ government professionals for a total of ____ users (the "Reference Number") in Subscriber's organization. Throughout the Term, Subscriber will immediately notify LN in writing of any change in the Reference Number if the total number of judges and attorneys falls below 11. Upon the request of LN, Subscriber will recertify to the Reference Number.

4. MONTHLY SUBSCRIPTION CHARGE

During the Term, the Monthly Subscription Charge in Section 3 of the then-current applicable price schedule (the "Price Schedule") will be waived.

5. PREFERRED PRICING MATERIALS AND CHARGES

5.1 In consideration of Subscriber's payment to LN of the monthly commitment amounts specified below (the "Monthly Commitment"), the Participating Billgroups will be provided access to and use of certain Materials, products, services and features, identified below by source/menu number (the "Preferred Pricing Materials"), available in the *lexis.com*SM service or the LN Online Services accessed via proprietary software (the "Classic Online Services"). If Subscriber is an existing LN customer and this is a revision to Subscriber's Preferred Pricing Materials and Monthly Commitment, fees will be prorated for the month in which the change becomes effective if the change occurs other than on the first day of the month. At no additional charge, the Participating Billgroups may do offline printing, online printing and saving to disk of Preferred Pricing Materials. If your subscription includes Research Advantage, then your access to and use of Research Advantage shall be subject to and governed by the additional terms and conditions set forth in the software media at the time of its installation.

PREFERRED PRICING MATERIALS	SOURCE/MENU NUMBER	SHEPARD'S
(a) Pure Lexis	SBTNL0	Full
(b) National and Regional News	MGT017	
(c) TX Matthew Bender Library	MTTX00	
(d) TX Public Records	RKTXSW	
(e) TX Dockets	SPRDTX	
(f) National Briefs	SLCTFL	
(g)		
(h)		
(i)		
(j)		
(k)		
(l)		
(m)		
(n)		
(o)		
<input type="checkbox"/> See attached Rider No. 1 for additional Preferred Pricing Materials		

COMMITMENT PERIOD(S)			MONTHLY COMMITMENT
Beginning	2/1/10	to 3/31/10	\$ FREE
Beginning	4/1/10	to 3/31/11	\$ 176
Beginning	4/1/11	to 3/31/12	\$ 180
Beginning	4/1/12	to 3/31/13	\$ 183
Beginning	4/1/13	to 3/31/14	\$ 187
Beginning		to	\$
Beginning		to	\$

5.2 During the Term, the Monthly Commitment will be billed in lieu of the Information Charges specified in Section 1 of the Price Schedule for all access to and use of the Preferred Pricing Materials, except as otherwise provided in Section 5.3 and Section 6 (if elected) below.

5.3 The following Materials accessible from, but not included as part of the Preferred Pricing Materials, will be subject to monthly billing at the then-current standard undiscounted rates in accordance with the Price Schedule: (a) selected Images (those that include a charge in the Price Schedule); (b) Dun & Bradstreet Reports; and (c) Risk Solutions.

6. ADDITIONAL CHARGES

The Participating Billgroups may have access to and use of the LN services and features not accessed through the Preferred Pricing Materials ("Alternate Pricing Materials"). If Subscriber so elects by initialing below, or by notifying LN at a later date, Subscriber will have access through the Alternate Pricing Materials at then-current undiscounted rates in accordance with the Price Schedule in addition to the Monthly Commitment.

(initial) Subscriber elects access to the Alternate Pricing Materials

7. CLOSED OFFER

The offer of LN contained herein is valid until December 21, 2009. In order to implement this Amendment by the first day of a calendar month, LN must receive this signed Amendment by the 20th day of the preceding month.

8. CONFIDENTIAL INFORMATION

Subject to any state open records or freedom of information statutes, this Amendment contains confidential pricing information of LN. Subscriber understands that disclosure of the pricing information contained herein could cause competitive harm to LN, and will receive and maintain this Amendment in trust and confidence and take reasonable precautions against such disclosure to any third person. This Section 8 will survive the termination or expiration of this Amendment.

9. MISCELLANEOUS

9.1 During the Term, use by and charges to the Participating Billgroups will not be eligible for other discounts or aggregation with the use of or charges for other billgroups.

9.2 During the Term, Subscriber may not terminate the Agreement. This Amendment may be terminated by Subscriber after the fifth Commitment Period on the last day of any calendar month upon at least 30 days prior written notice to LN. This Amendment may also be terminated by Subscriber on 10 days prior written notice to LN in the event of any increase in the Monthly Commitment, excluding any increases listed in Section 5.1. To be effective, notice of termination pursuant to the preceding sentence must be given within 90 days of the increase.

9.3 UPON TERMINATION OR EXPIRATION OF THIS AMENDMENT, CONTINUED USE OF THE ONLINE SERVICES BY SUBSCRIBER IS GOVERNED BY THE AGREEMENT AND WILL BE BILLED IN ACCORDANCE WITH THE PRICE SCHEDULE.

9.4 All capitalized terms not defined herein will have the meanings ascribed to them in the Agreement, including the Price Schedule.

9.5 Except as expressly modified by this Amendment, all other terms and conditions of the Agreement will remain in full force and effect and unaffected by this Amendment. In the event of a conflict or inconsistencies between the Agreement and this Amendment, this Amendment will control.

AGREED TO AND ACCEPTED BY:

HAYS COUNTY DISTRICT ATTORNEY'S OFFICE

SUBSCRIBER

LexisNexis, a division of Reed Elsevier Inc.

BY: _____

BY: _____

NAME: _____

NAME: _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____

THIS AMENDMENT DOES NOT BIND EITHER PARTY UNTIL IT HAS BEEN ACCEPTED BY BOTH PARTIES. SUBSCRIBER MAY ACCEPT THIS AMENDMENT BY SIGNING ABOVE. LN MAY ACCEPT THIS AMENDMENT BY PERFORMING ACCORDING TO THIS AMENDMENT OR BY SIGNING ABOVE.

"Subscriber": Hays County District Attorney's Office	"LN": LexisNexis, a division of Reed Elsevier Inc.
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PREFERRED PRICING MATERIALS	SOURCE/MENU NUMBER	SHEPARD'S
(a) TX Enhanced Library	CDENTX	Full
(b)		
(c)		
(d)		
(e)		
(f)		
(g)		
(h)		
(i)		
(j)		
(k)		
(l)		
(m)		
(n)		
(o)		
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Beginning	4/1/13	to	3/31/14	\$ 553
Beginning		to		\$
Beginning		to		\$

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AGREED TO AND ACCEPTED BY:

HAYS COUNTY DISTRICT ATTORNEY'S OFFICE

SUBSCRIBER

LexisNexis, a division of Reed Elsevier Inc.

BY: _____

BY: _____

NAME: _____

NAME: _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____

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Agenda Item Request Form

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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 recognize the conveyance of a 50.14 acre tract from the Hays County Parks Foundation, Inc. to the City of Kyle, for recreational public use.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: May 25, 2010

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: SUMTER/INGALSBE

SPONSORED BY: SUMTER/INGALSBE

SUMMARY: Dale Linebarger donated this tract of land to the Hays Education Foundation which was then purchased by the Hays County Parks Foundation, Inc. using Hays County Park Grant Funds to hold for the City of Kyle to use as matching funds as the City applied for additional grants. The City of Kyle has successfully secured a \$500,000 grant from the Texas Parks and Wildlife Department using the Linebarger tract as matching funds. (Back-up to be provided by email)

