

**Commissioners Court -September 27, 2011
NOTICE OF A MEETING OF THE
COMMISSIONERS COURT OF HAYS COUNTY, TEXAS**



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNON'S TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners Court will hold a meeting at **9:00 A.M.** on the **27th day of September, 2011**, in the Hays County Courthouse, Room 301, San Marcos, Texas. An Open Meeting will be held concerning the following subjects:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE - Pledge of Allegiance to the American Flag & Pledge of Allegiance to the Texas Flag

ROLL CALL

PRESENTATIONS & PROCLAMATIONS

1	3-4	Adopt a Proclamation declaring October 4, 2011 as National Night Out in Hays County. COBB
2	5	Presentation of a bus from Travis County's Sheriff's Office to Hays County. WHISENANT

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	7-14	Approve Commissioners Court Minutes of September 20, 2011. COBB/GONZALEZ
5	15-16	Authorize the County Judge to execute a resolution certifying that the County has made a grant to the Combined Community Action for \$13,000 in fiscal year 2012 to provide home delivered meals to homebound persons in the County that are elderly or have a disability. COBB
6	17-20	Accept and record donated land for Jacobs Well, In-kind Immunizations from the Department of State Health Services, Additional grant funds from the Task Force on Indigent Defense, Grant funds from the Organized Crime Drug Enforcement grant, Donations for the Historical Jail Restoration project, and approve various budget amendments in preparation for the County's FY 2011 year end process. COBB/HERZOG
7	21-25	Approve Out of State Travel for Jeff Turner, Emergency Management Coordinator, to attend a Homeland Security Training Exercise: Urban Shield 2011, in Alameda County California, October 14 th – 18 th , 2011. COBB/TURNER
8	26-27	Approve Out of State Travel for Chuck Chapman, Emergency Preparedness Coordinator for the Personal Health Department. Travel is to attend Urban Shield, Homeland Security Training Exercise in Alameda County, California, October 14, 15, 16 and 17, 2011. COBB/CHAPMAN

ACTION ITEMS

ROADS

9	28-30	Call for a public hearing on November 1, 2011, to consider 1) the proposed improvements to Mystic Creek Drive and Mystic Overlook in Hays County to bring the roadways up Hays County road standards, and 2) the assessment of all or part of the costs of the improvement, pro rata, against the record owners of the real property on Mystic Creek Drive and Mystic Overlook. WHISENANT
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MISCELLANEOUS

10	31-47	Discussion and possible action to approve hiring, transfer and/or promotion of vacant position(s). COBB/BAEN
11	48-58	Discussion and possible action to authorize the County Judge or designee to execute Supplemental Contracts for the Program Management Services to Work Authorizations No. 16, 17, 18, 19, 20, 21, & 22 with Prime Strategies, Inc. JONES
12	59-67	Discussion and possible action to authorize the County Judge or designee to execute FY2012 Work Authorizations No. 23, 24, 25, 26, 27, 28 & 29 under the Program Management Services contract for the Pass-Through Program with Prime Strategies, Inc. COBB

13	68-70	Discussion and possible action to authorize the Hays County Commissioners Court to execute a Resolution of Support for Removal of State Highway 45 between Loop 1 and Farm-to-Market Road 1626 and Construction of a County Road between Loop 1 and Farm-to-Market Road 1626. COBB/JONES
14	71-76	Discussion and possible action to authorize the County Judge to execute an inter-local agreement with the City of Kyle for construction of Dacy Lane Phase I adjacent to Seton Hospital. JONES
15	77	Discussion and possible resolution regarding a Countywide policy for projects performed under Chapter 253 of the Texas Transportation Code. JONES
16	78-87	Discussion and possible action to authorize the County Judge to execute an agreement with the City of Umland regarding subdivision and development regulation in the extraterritorial jurisdiction of Umland, pursuant to HB1445 (2001). JONES/INGALSBE
17	88-97	Discussion and possible action to appoint the citizen committee for the Hays County Transportation Plan. CONLEY
18	98	Discussion and possible action to authorize the County Judge to approve expenses incurred for the emergency operation of the County's Call Center. COBB/HERZOG
19	99-102	Discussion and possible action to receive appointees for Jacob's Well Natural Area Stakeholders Group. CONLEY
20	103-104	Discussion and possible action regarding the creation of a regional water and wastewater agency via collaboration with governmental and quasi-governmental entities in Hays and Travis Counties. WHISENANT
21	105-106	Discussion and possible action to change existing Justice of the Peace Precinct 4, Justice Clerk from a part time to a full time position. WHISENANT/KYLE

EXECUTIVE SESSIONS

The Commissioners Court will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda. The Commissioners Court may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

22	107	Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, or value of real property related to Hays County Precinct 2 Building. Possible action may follow. JONES
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STANDING AGENDA ITEMS

The Commissioners Court utilizes Standing Agenda Items to address issues that are frequently or periodically discussed in court. This section allows the Court to open the item when a need for discussion arises.

23	Discussion and possible action related to the burn ban and/or disaster declaration. COBB/CHAMBERS
24	Discussion of issues related to proposed capital construction projects in Hays County, including but not limited to the Government Center; the proposed Precinct 2 office; and the Law Enforcement Center Immediate Needs Project. Possible action may follow. INGALSBE
25	Discussion of issues related to the road bond projects, including updates from Mike Weaver, Prime Strategies and Jeff Curren, HDR. Possible action may follow. COBB
26	Discussion of material relating to the Hays County Water and Sewer Authority and/or the LCRA divestiture. WHISENANT

ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 23rd day of September, 2011

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

AGENDA ITEM: Adopt a Proclamation declaring October 4, 2011 as National Night Out in Hays County.

CHECK ONE:	CONSENT	ACTION	EXECUTIVE SESSION
	WORKSHOP	X PROCLAMATION	PRESENTATION

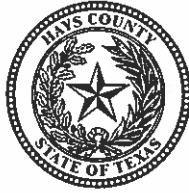
PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: COBB



**PROCLAMATION DECLARING
NATIONAL NIGHT OUT 2011**

Whereas, the National Association of Town Watch (NATW) is sponsoring a nationwide crime, drug, and violence prevention program on October 4th, 2011 called "National Night Out"; and

Whereas, the "Annual National Night Out" provides a unique opportunity for Hays County to join forces with thousands of communities across the State of Texas in promoting cooperative, police-community crime and drug prevention efforts; and

Whereas, Hays County plays a vital role in assisting the Hays County Sheriff's Office through joint crime, drug, and violence prevention efforts in Hays County; and

Whereas, police-community partnerships, neighborhood safety, awareness, and cooperation are important themes of the "National Night Out" program;

NOW, THEREFORE, WE, the Hays County Commissioners' Court does hereby proclaim Tuesday, October 4th, 2011 as "NATIONAL NIGHT OUT" in Hays County, Texas.

ADOPTED THIS THE 27th DAY OF SEPTEMBER, 2011

Bert Cobb, M.D.
Hays County Judge

Debbie Gonzales Ingalsbe
Commissioner, Pct. 1

Mark Jones
Commissioner, Pct. 2

Will Conley
Commissioner, Pct. 3

Ray Whisenant
Commissioner, Pct. 4

ATTEST:

Liz Q. Gonzalez
Hays County Clerk

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Presentation of a bus from Travis County's Sheriff's Office to Hays County.

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

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Sheriff Cutler

SPONSORED BY: Commissioner Whisenant, Pct. 4

SUMMARY:

- 1991, DT 466 (International) Diesel Turbo
- 24 seats, can hold up to 48 inmates
- 1 Driver seat and 2 officer seats
- Mileage 74,152
- 2 cameras inside
- 2 shotgun racks
- Storage for inmate property
- 3 AC units

Agenda Item Request Form

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

Phone (512) 393-2205

AGENDA ITEM: Approve payment of County invoices.

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

PREFERRED MEETING DATE REQUESTED: 9/27/11

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Auditor's Office

SPONSORED BY: Bill Herzog

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: APPROVE COMMISSIONER COURT MINUTES OF SEPTEMBER 20, 2011.

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

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: GONZALEZ

SPONSORED BY: COBB

SUMMARY:



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 20TH DAY OF SEPTEMBER A.D., 2011, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ALBERT H. COBB JR	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MARK JONES	COMMISSIONER, PCT. 2
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Dominic Encinias, Bay Area Fellowship San Marcos gave the invocation and Judge Cobb led the court in the Pledge of Allegiance to the flags. Judge Cobb called the meeting to order.

PUBLIC COMMENTS

Kate Johnson President of the Hays County Historical Commission spoke of fundraiser being held this weekend at the Old Hays County Jail from 7:00 pm to 10:00 pm on Saturday September 24th located on Fredericksburg Street in San Marcos and thanked Jerry Borcharding Director of Transportation Services for all their help.

28431 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve payments of county invoices in the amount of \$2,757,353.83 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

28432 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 13, 2011

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioners Court Minutes of September 13, 2011 as presented by the County Clerk. All voting "Aye". MOTION PASSED

28433 APPROVAL TO CONTRACT WITH OFFICE DEPOT FOR PURCHASE OF OFFICE SUPPLIES USING THE TCPN COOPERATIVE PURCHASING NETWORK

Hays County currently has an interlocal agreement with TCPN for purchasing. TCPN is a purchasing co-op that allows County Government to utilize their contracts that have been competitively bid and awarded in compliance with bid laws for the County. Office Depot was awarded the contract for office supplies through the TCPN. Office Depot offers a 30-50% off list price and some items are up to 80% off list price. Hays County will also receive a 1% rebate on annual amount spent on office supplies. There is also a local store in San Marcos that can serve our immediate needs. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to contract with Office Depot for purchase of office supplies using the TCPN Cooperative Purchasing Network. All voting "Aye". MOTION PASSED

28434 APPROVE RENEWAL OF CONTRACT FOR MR. JOHN CARSON, R.PH TO PROVIDE PHARMACY SERVICES TO HAYS COUNTY PERSONAL HEALTH DEPARTMENT

This is an annual contract for Mr. John Carson, R. PH to provide pharmacy consultation services and monthly audits to the Hays County Personal Health Department. Retention of a professional Pharmacist-in-charge is required due to the Health Department's designation as a Class D Pharmacy. The Texas State Board of Pharmacy requires a monthly inspection and an annual in service. These services will be provided from October 1, 2011 through September 30, 2012. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve renewal of contract for Mr. John Carson, R.Ph to provide Pharmacy services to Hays County Personal Health Department. All voting "Aye". MOTION PASSED

28435 ACCEPT DONATIONS FOR THE HISTORICAL JAIL RESTORATION PROJECT AND AMEND THE BUDGET FOR USE OF THOSE FUNDS FOR DIRECT EXPENSES RELATED TO THE PROJECT

The Historical Commission has received several donations for the Historical Jail Restoration Project from various entities. These funds will be used for contract services. Amount required \$650.00 to 144-676-00.4610 contributions. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept donations for the Historical Jail Restoration Project and amend the budget for use of those funds for direct expenses related to the project. All voting "Aye". MOTION PASSED



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28436 AMEND THE BUDGET OF ROAD & BRIDGE GENERAL FUND FOR FUEL FROM PERSONNEL ACCEPT DONATIONS FOR THE HISTORICAL JAIL RESTORATION PROJECT AND AMEND THE BUDGET FOR USE OF THOSE FUNDS FOR DIRECT EXPENSES RELATED TO THE PROJECT

The Road Department requires additional fuel to help cover emergency wildfires use which will be documented for reimbursement. Amount required \$20,000 to 020-710-00.5271 Fuel from 020-710-00.5021 Staff. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept donations for the Historical Jail Restoration Project and amend the budget for use of those funds for direct expenses related to the project. All voting "Aye". MOTION PASSED

28437 AMEND THE BUDGET OF THE TRANSFER STATION FOR TRASH HAULING FROM COUNTYWIDE

Trash hauling will require additional budget in Transfer Station. Amount required \$30,000 to 001-716-00.5452 Trash Hauling from 001-645-00.5441 Legal Services. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the Budget of the Transfer Station for trash hauling from Countywide. All voting "Aye". MOTION PASSED

28438 AMEND THE BUDGET OF CONSTABLE PCT. 1 FOR CONTRACT SERVICES FROM PERSONNEL SAVINGS

Constable David Peterson would like to transfer \$2,750 for NCIC-TCIC service from DPS, \$1500 for initial service and \$250 per computer. This allows needed criminal/civil background information to be available. Amount required is \$2,750.00 to 001-635-00.5448 Contract Services from 001-635-00.5021 Staff. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the Budget of Constable Pct. 1 for contract services from personnel savings. All voting "Aye". MOTION PASSED

28439 APPROVE NAMING A PRIVATE DRIVE IN VINEYARD RIDGE SUBDIVISION TO VINEYARD RIDGE PATH

Transportation Director Jerry Borcharding gave staff recommendation. This action would officially name a private drive that intersects Elder Hill Road in the Vineyard Ridge Subdivision. There are currently 5 lots that access Elder Hill Road via the shared access driveway. All owners of the aforementioned lots have signed the attached letter requesting the name designation of Vineyard Ridge Path. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve naming a private drive in Vineyard Ridge Subdivision to Vineyard Ridge Path. All voting "Aye". MOTION PASSED

28440 BLACKSTONE SUBDIVISION, SECTION ONE [11-4-27 - 5 LOTS] APPROVE FINAL PLAT

Roxie Botkin Subdivision Coordinator explained that the original plat name has changed from Blackstone Vineyard to Blackstone Subdivision and gave staff recommendation. Chad Nemec Manager of Blackstone Vineyard spoke. The Blackstone Subdivision is a multi-section division located near the intersection of Trail Driver and Fitzhugh Road in Precinct 4. The proposed 5 lots in section one will be the first to be platted after the preliminary approval of 160 lots on June 16, 2009. The lot size are as follows; Lot 18, 2.50 acres, Lot 19, 2.50 acres, Lot 20, 2.50 acres, Lot 21, 5.00 acres, Lot 22, 5.00 acres. All lots will be served by private wells and on-site sewage facilities at the time of development. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve final plat of Blackstone Subdivision, Section One (5 Lots). All voting "Aye". MOTION PASSED

28441 ROADRUNNER RIDGE SUBDIVISION [11-4-25 - 2 LOTS] APPROVE FINAL PLAT

Roxie Botkin Subdivision Coordinator gave staff recommendation. The Roadrunner Ridge Subdivision is a proposed subdivision of 12.10 acres of land off Twin Oaks Trail in Precinct 4. The division will consist of two lots- Lot 1, 6.10 acres, Lot 2, 6.00 acres. Water and wastewater services will be provided by private wells and on-site sewage facilities for each lot at the time of development. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve final plat of Roadrunner Ridge Subdivision. All voting "Aye". MOTION PASSED



28442 ALLOW A PLATTING EXCEPTION PURSUANT TO SECTION 232.010 OF THE TEXAS LOCAL GOVERNMENT CODE FOR OWNER(S) OF PORTIONS OF LOT D15, DOUGLAS ESTATES SUBDIVISION

Curtis Wilson Surveyor/Engineer is requesting a variance from platting requirements in accordance with Chapter 232.010 of the Texas Local Government Code. Lot D15 was divided illegally in 1996. The owner of the front portion of the lot is unwilling to plat his portion, therefore the owner of the back portion is requesting a variance. A motion was made by Commissioner Whisenant and seconded by Commissioner Ingalsbe to table this item until staff recommends placing on the agenda. All voting "Aye". MOTION PASSED

28443 APPROVE HIRING, TRANSFER AND/OR PROMOTION OF VACANT POSITION(S)

Captain Mark Cumberland with the Sheriff's Office spoke of vacancies. The Sheriff's Office would like fill the following positions 1 full time Deputy and 2 full time Correction Officers. Deputy Brad Doring was promoted to Detective leaving his Deputy position to be filled. The 2 Correction Officers position vacancies are for the Jail which one of these vacancies is for the female inmates. All three positions are existing position and budgeted. Deputy Slot 55 was mentioned but it should be Deputy Slot 12. A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to hire positions in the Sheriff's Office. All voting "Aye". MOTION PASSED

Justice of the Peace 1-1, JoAnn Prado would like to hire a part time Justice Clerk. This position is primarily responsible for distributing all magistration paperwork to the District Attorney, County Court and District Clerk on a daily basis. This position does a lot of work at the window and assists other clerks with Customer Service. This is an existing position and budgeted. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve hiring of part-time Justice Clerk JP 1-1. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

Brett Littlejohn, Juvenile Detention Director, would like to hire 2 full time Juvenile Supervision Officers these positions are line position officer positions and is essential to meet staffing ratios for direct and indirect supervision. These are existing positions and budgeted. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the hiring of positions at the Juvenile Detention Center. All voting "Aye". MOTION PASSED

28444 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT BETWEEN HAYS COUNTY AND TYLER TECHNOLOGY FOR SOFTWARE LICENSING AND PROFESSIONAL SERVICES PERTAINING TO THE PROCUREMENT OF 5 ELECTRONIC TICKET WRITERS FOR THE HAYS COUNTY SHERIFF'S OFFICE

Justice of the Peace Pct 3 Andrew Cable spoke and Captain Mike Davenport with the Sheriff's Office spoke of how this agreement will amend the current Maintenance and Service Agreement between Hays County and Tyler Technology; adding licensing and additional services for the software required to operate the electronic ticket writers purchased from Brazos Technology. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute an agreement between Hays County and Tyler Technology for software licensing and professional services pertaining to the procurement of 5 electronic ticket writers for the Hays County Sheriff's Office being paid out of JP Budget Software Line Item. All voting "Aye". MOTION PASSED

28445 APPROVE THE APPOINTMENTS OF ANN IKELS AND LEE IKELS TO THE HAYS COUNTY CHILD PROTECTIVE BOARD

Ann Ikels will be replacing Patsy Ward and Lee Ikels will be replacing Gary Smith. The current Hays County Child Protective Board members are Karen Brown - Chair, June Hankins - Sec., Mary Cauble - Treasure, Anna Ve Farr - Vice Chair, Jody Doss, Cornelia Cheatham, Jennifer Anderson, Renee' Lehmann, Gene Martin, Julia Ramsey New and Gina Terrell. A motion was made by Commissioner Ingalsbe seconded by Commissioner Whisenant to approve the appointments of Ann Ikels and Lee Ikels to the Hays County Child Protective Board. All voting "Aye". MOTION PASSED



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28446 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A GRANT AWARD FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE HAYS COUNTY SHERIFF'S OFFICE AUTOMATIC VEHICLE LOCATOR (AVL) PROJECT IN THE AMOUNT OF \$47,265.00

Jeff Hauff Grants Director and Capitan Mike Davenport with the Sheriff's Office spoke. On February 22, 2011 the Commissioners Court authorized submission of a grant application to the Governor's Office, Criminal Justice Division for the Sheriff's Office AVL project. The AVL system will enhance dispatch communication functions with the Emergency Communication Center. The AVL uses the Global Positioning System to monitor the patrol vehicles and can pinpoint the longitude, latitude, and the course of direction of the vehicle in operation at any given time. The current grant award includes an annual support fee of \$6,615.00. The annual support fee is a cost that the County will have to budget in future years. No Matching funds are required for this grant program. The term for the award is September 1, 2011 through March 31, 2012. The equipment purchases will be placed in FY12 budget. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Grant Award from the Office of the Governor, Criminal Justice Division for the Hays County Sheriff's Office Automatic Vehicle Locator (AVL) project in the amount of \$47,265.00. All voting "Aye". MOTION PASSED

28447 APPROVE THE EXECUTION OF AN ADVANCED FUNDING AGREEMENT (AFA) AMENDMENT 1 WITH TXDOT FOR THE RM 967 AT RUBY RANCH PROJECT

On February 22, 2011, the Commissioners Court authorized the County Judge to execute an Advanced Funding Agreement with TxDOT for RM 967 at Ruby Ranch. The intersection of RM 967 and Ruby Ranch Road was identified as an intersection which warranted safety improvements. This project was identified as one that would only be authorized as funding became available. In September of 2010, the Court approved funding for services rendered in the design phase only. This permitted design is to move forward as the Court monitored the bond program budget. At this time, the design has advanced such that the plans and environmental documents will soon be ready for review by TxDOT. The adoption of an advance funding agreement will advance the design phase, provide the opportunity to obtain TxDOT reviews, and identify the anticipated source of the construction funding. However, the AFA does not lock the local entity into letting the project. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the execution of an Advanced Funding Agreement (AFA) Amendment 1 with TxDOT for the RM 967 at Ruby Ranch project. All voting "Aye". MOTION PASSED

28448 AUTHORIZE COMMERCIAL OSSF PERMIT AT 14401 FM 1826, AUSTIN, TX IN PRECINCT 4

Clint Garza Development Services Director gave staff recommendation. AZS Enterprises Inc. is proposing a convenience store with Cafe at the intersection of Nutty Brown Rd and 1826. This permit will grant authorization to construct a non standard treatment and drip irrigation dispersal on-site sewage facility designed for 1484 gallons per day. The property is 5 acres in size. TCEQ has approved this. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 14401 FM 1826, Austin, TX in Precinct 4. All voting "Aye". MOTION PASSED

Clerk's Note Agenda Item RE: AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT WITH THE CITY OF UHLAND REGARDING SUBDIVISION AND DEVELOPMENT REGULATION IN THE EXTRATERRITORIAL JURISDICTION OF UHLAND, PURSUANT TO HB1445 (2001) -- was pulled

28449 APPROVE THE ADJUSTMENT OF THE COUNTY ELECTION PRECINCT AND JP/CONSTABLE BOUNDARIES PURSUANT TO SECTION 42 OF THE TEXAS ELECTION CODE

Joyce Cowen Elections Administrator spoke of the election precinct and JP/Constable boundaries and requested combining certain precincts. Ms. Cowen is requesting the merging of Precincts 348 & 333; 222 & 228; 331 & 336. The Congressional, Senatorial and JP precincts boundary lines have been followed and a number of new county election precincts have been created. Slight changes with the JP/Constable boundaries have been proposed. Upon court approval the changes in the JP/Constable boundaries would allow us to take some of the small precincts into existing ones. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the adjustment of the county election precinct and JP/Constable boundaries pursuant to Section 42 of the Texas Election Code as presented and recommended by staff with merges. All voting "Aye". MOTION PASSED



28450 AUTHORIZE LEGAL COUNSEL TO SEND A NOTICE OF DEFAULT AND TERMINATION NOTICE TO AMERIGROUP COMMUNITY CARE RELATED TO ITS CONTRACT WITH THE HAYS COUNTY PERSONAL HEALTH DEPARTMENT (PROVIDER)

Glenda Walton from the Personal Health Department spoke. After review of the contract and accompanying contract materials, it appears that Amerigroup has failed to pay the Hays County Personal Health Department in full for the services it has provided to indigent citizens. The contract between Hays County and Amerigroup provides that a notice of default must be provided in advance of contract termination. The requested Notice of Default would mark an opportunity for the Parties to confer and remedy any contractual issues that exist. If issues are resolved within a reasonable period of time, then the contract will not need to be terminated. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize legal counsel to send a notice of default and termination notice to Amerigroup Community Care related to its contract with the Hays County Personal Health Department (provider). All voting "Aye". MOTION PASSED

Clerk's Note Agenda Item RE: *AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CAPITAL IMPROVEMENTS AGREEMENT WITH THE CITY OF SAN MARCOS AND COTTONWOOD CREEK JDR, LTD – was pulled*

HOLD A PUBLIC HEARING AT 1:30 PM ON THE PROPOSED FY 2012 HAYS COUNTY BUDGET

Judge Cobb opened the public hearing. Lisa M. Coppoletta – San Marcos resident, Daniel Scales – San Marcos resident, J Karen Brown – San Marcos resident, June Chase Hankins – San Marcos resident, Mary Cauble – San Marcos resident, Sharri Boyett – San Marcos resident and Prevent a Litter (PALS), Kathy Carriker – Dripping Springs resident and with Meals on Wheels, Bobbi Ryder – Buda resident and with National Center for Farmworker Health and Healthy Communities Collaborative, David Crowell – Kyle resident, and Julie Hollar – San Marcos resident and with San Marcos Youth Services Bureau made public comments. County Judge closed the public hearing. This budget will raise more total property taxes that last's year's budget by \$763,497 (1.5%). And of that amount, \$1,463,431.00 is tax revenue to be raised from new property added to the tax roll this year. Prior to the adoption and thereafter, a copy of the budget will be on file in the offices of the Hays County Clerk and Hays County Auditor, as well as the County's website @ www.co.hays.tx.us for public inspection.

28451 SET THE SALARIES AND ALLOWANCES FOR HAYS COUNTY ELECTED OFFICIALS FOR FY 2012

County Auditor spoke of increases in Elected Officials Salaries, namely longevity increases \$60 per year. This was advertised in the local newspapers. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to set the salaries and allowances for Hays County elected officials for FY 2012 with the only increases being longevity. All voting "Aye". MOTION PASSED

28452 ADOPT THE FY 2012 HAYS COUNTY BUDGET AFTER MAKING ANY FINAL CHANGES

District Court Reporters – \$25,310 – 3 shared will increase from 47% to 52% due to census.
 Treasurer – Budget temp help \$2,287
 Veteran's – Asst Veteran's Admin to Admin I - \$0.00 (Title Change only)
 Const Pct 1 – LCRA Radio \$3,427 (Roll FY11 funds)
 Const Pct 3 – LCRA Radio \$3,377 (Roll FY11 funds)
 Historical Comm – Documentaries \$10,000 (Roll Contributions)
 Information Tech – Reduce IT Data Supplies <\$7,320> Supplies for eqpt that was cut
 Increase for replacement equipment \$7,320
 Nova Timekeeping System \$48,500 (Roll FY11 funds)
 Time Clocks \$5,400 – 2 Addtl time clocks for backups (contingencies)
 Software License \$4,788 – Addtl timekeeping license for S.O (contingencies)
 Countywide – Transportation Plan - \$50,000 (Roll FY11 funds)
 Transportation Plan - \$25,000 Addtl funds needed for transportation plan
 Increase Rent - \$24,000 for Bldg Maint
 LBJ Museum renovations - \$5,000 (Roll FY11 funds)
 Jail Immediate needs project - \$1,800,000 (Roll FY11 funds)
 Reclass capital outlay – All capital equipment will be moved to an indentifying sub account for GASB reporting
 Reduce Personal Health transfer in General Fund - <\$3,200> (grant re-class-reduced Op phone exp)
 General Fund Grant Budgets – Edward Byrne Grant – Budget expense-no County match \$12,165 (Eqpt grant for DA, District Court, CCL2)
 Budget revenue <\$12,165>



SEPTEMBER 20, 2011

VOLUME U PG 695

Auto Theft Task Force – Increase revenue (\$2,744)
 Victim's Coordinator Grant – Budget expense \$44,194
 Budget revenue <\$42,000>
 CJD AVL Equipment Grant – Budget expense-no County match \$47,265
 Budget revenue <\$47,265>
 TJPC-A Grant – Reduce Misc expense <\$100>
 Increase Computer Equipment \$100
 TJPC-E Grant – Increase expense \$24,000 (Addtl funds collected)
 CAPCOG Tire Recycle Grant – Remove revenue & expense \$0 (\$6k rev & exp-no net effect)
 Jacob's Well Grant – Budget expense \$53,223 (Roll FY11 funds)
 TP&W SM Springs – Decrease Revenue \$117,500
 Decrease Expense <\$235,000> project ended – no Co funds needed
 Total General Fund - (less FY11 rollover) \$117,519
 Election Fee Fund - Decrease Hava revenue \$2,489
 Decrease Cont Ed (\$2,489)
 Govt Ctr Fund – Construction \$15,000,000 (Roll budget)
 Equipment \$300,000 (Roll budget)
 Road & Bridge – Reduce FY12 Road Materials <\$200,000>
 Reduce FY12 Fuel <\$221,732>
 RTP – Hot mix contract \$365,000 (Roll FY11 Funds)
 E. McCarthy project (Rattler Road) \$1,101,000 (Roll FY11 funds)
 Total RTP Fund - \$1,044,268
 Personal Health Fund: Decrease Operating Telephone <\$3,200>
 DSHS Immunization Grant – Increase Office Supplies \$3,000
 Increase Postage \$270
 Decrease Medical Supplies <\$3,000>
 Decrease Printing Svcs <\$1,270>
 Increase Telephone \$1,000
 DSHS RLSS LPHS Grant – Increase Telephone \$200
 Decrease Cont Ed <\$200>
 DSHS Bioterrorism – Increase Telephone \$2,000
 Decrease Cont Ed <\$2,000>
 Total Personal Health Fund – (\$3,200)
 DC Technology Fund – Budget data supplies - \$2,700 (Budget Data Supplies with reduction in general supplies
 Tobacco Stimnt Fund – Small Business Insurance \$18,620 (Budget Insurance with reduction in Misc Capital
 Improvements)
 Park Fund – Trash Hauling \$2,400 (Jacob's Well)
 Utilities \$3,500 (Jacob's Well)
 Historical Jail Fund – Increase General Supplies \$ 8,962
 Increase Contract Services \$7,404
 Decrease Capital Improvements <\$23,229>
 Total Historical Jail Fund - (\$6,863)
 Mail Room Attendant - \$25,000 – general fund

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to change the re-evaluation for the dispatchers in the Sheriff's Office and add an additional \$ 56,604 to what was already funded during budget workshop to the FY2012 budget. Sheriff's Office – addtl funds for ECO's to 109 \$19,752 (14 positions - addtl salary increases plus fica/ret, S.O –re-grade Lead ECO to 111 \$28,847 (4 positions - addtl salary increases plus fica/ret (H/R recom grade 110), S.O – addtl funds for ECO Sprvsr to 113 \$8,005 (1 position - addtl salary increase plus fica/ret, COM – UPS System - \$27,676 (Roll FY11 funds). All voting "Aye". MOTION PASSED

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to increase the overtime pay in the jail in the amount of \$18,158 for FY2012 in the Sheriff's Office. Jail Operations – Increase Overtime Pay \$18,158, Fence work –TCI \$68,062. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to re-establish the Hays County Child Welfare Board funding in the amount of \$3,281 for the FY2012 budget. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Conley, seconded by Commissioner to add the General Fund Savings of \$20,200 to contingencies for the FY2012 budget. All voting "Aye". MOTION PASSED

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to adopt the FY 2012 Hays County budget after making any final changes. All voting "Aye". MOTION PASSED



28453 RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FY 2012 HAYS COUNTY BUDGET

Adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the Commissioners Court to ratify the property tax increase reflected in the budget. This budget will raise more total property taxes than last year's budget by \$763,497 (1.5%). And of that amount, \$1,463,431.00 is tax revenue to be raised from new property added to the tax roll this year. Prior to the adoption and thereafter, a copy of the budget will be on file in the offices of the Hays County Clerk and Hays County Auditor, as well as the County's website @ www.co.hays.tx.us for public inspection. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to ratify the property tax increase reflected in the FY 2012 Hays County budget. All voting "Aye". MOTION PASSED

28454 APPROVE AN ORDER ADOPTING THE TAX RATE FOR FY 2012 AND LEVY THE TAXES

General Maintenance and Operations 29.99 cents estimated tax collected 32,444,202.00, General Debt 12.52 cents estimated tax collection 13,544,561.00, Road and Bridge M&O 4.40 cents estimated tax collection 4,743,952.00, total ad valorem tax rate for fiscal year 2012 46.91 cents estimated tax collection \$50,732,715.00, Assessed Taxes \$52,601,768.00 (Effective Tax Rate 46.91 cents, Proposed Tax Rate 46.91 cents, Rollback Tax Rate 50.59 cents). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve an order adopting the tax rate of 29.99 cents for General Maintenance and Operations and 12.52 cents for General Debt and 4.40 cents for Road & Bridge M&O for a total of 46.91 cents for FY 2012 and levy the taxes. All voting "Aye". MOTION PASSED

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

On September 13, 2011 Commissioners Court re-instated the 90 day burn for Hays County and looking at the issue week by week, some areas in the county got over 2 ½ inches over the weekend but the majority of the county did not. At this the Burn Ban will remain in effect.

Clerk's Note Agenda Item #29 RE: DISCUSSION OF ISSUES RELATED TO PROPOSED CAPITAL CONSTRUCTION PROJECTS IN HAYS COUNTY, INCLUDING BUT NOT LIMITED TO THE GOVERNMENT CENTER; THE PROPOSED PRECINCT 2 OFFICE; AND THE LAW ENFORCEMENT CENTER IMMEDIATE NEEDS PROJECT - was pulled

Clerk's Note Agenda Item #30 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR-was pulled

DISCUSSION OF MATERIAL RELATING TO THE HAYS COUNTY WATER AND SEWER AUTHORITY AND/OR THE LCRA DIVESTITURE

The LCRA Board will meet at the Hays County Commissioners Court Room on September 21, 2011 at 9:00 am

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adjourn court.

I, LIZ Q. GONZALEZ, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on September 20, 2011.



LIZ Q GONZALEZ, COUNTY CLERK AND EXOFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
HAYS COUNTY, TEXAS

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Authorize the County Judge to execute a resolution certifying that the County has made a grant to the Combined Community Action for \$13,000 in fiscal year 2012 to provide home delivered meals to homebound persons in the County that are elderly or have a disability.

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

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

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: \$13,000 (already budgeted for FY12)

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-895-98-323.5800

REQUESTED BY: Judge Bert Cobb, M.D.

SPONSORED BY: Judge Bert Cobb, M.D.

SUMMARY:

See attached resolution.

RESOLUTION AUTHORIZING COUNTY GRANT

TEXAS DEPARTMENT OF AGRICULTURE HOME-DELIVERED MEAL GRANT PROGRAM

A RESOLUTION OF THE COUNTY OF Hays, (County) TEXAS CERTIFYING THAT THE COUNTY HAS MADE A GRANT TO Combined Community Action, (Organization) AN ORGANIZATION THAT PROVIDES HOME-DELIVERED MEALS TO HOMEBOUND PERSONS IN THE COUNTY WHO ARE ELDERLY AND/OR HAVE A DISABILITY AND CERTIFYING THAT THE COUNTY HAS APPROVED THE ORGANIZATION'S ACCOUNTING SYSTEM OR FISCAL AGENT.

WHEREAS, the Organization desires to apply for grant funds from the Texas Department of Agriculture to supplement and extend existing services homebound persons in the County who are elderly and/or have a disability, pursuant to the Home-Delivered Meal Grant Program (Program); and

WHEREAS, the Program rules require the County in which an Organization is providing home-delivered meal services to make a grant to the Organization, in order for the Organization to be eligible to receive Program grant funds; and

WHEREAS, the Program rules require the County to approve the Organization's accounting system or fiscal agent, in order for the Organization to be eligible to receive Program grant funds.


BE IT RESOLVED BY THE COUNTY:

SECTION 1: The County hereby certifies that it has made a grant to the Organization in the amount of \$13,000 to be used between the 1st of October, 2011 and the 30th of September, 2012.

SECTION 2: The County hereby certifies that the Organization provides home-delivered meals to homebound persons in the County who are elderly and/or have a disability.

SECTION 3: The County hereby certifies that it has approved the Organization's accounting system or fiscal agent.

Introduced, read, and passed by the affirmative vote of the County on this 27th day of September, 2011.


Signature of Authorized Official

Bert Cobb, M.D., Hays County Judge
Typed Name and Title

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Accept and record donated land for Jacobs Well, In-kind Immunizations from the Department of State Health Services, Additional grant funds from the Task Force on Indigent Defense, Grant funds from the Organized Crime Drug Enforcement grant, Donations for the Historical Jail Restoration project, and approve various budget amendments in preparation for the County's FY 2011 year end process.

TYPE OF ITEM: Consent

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: Detail to be provided in court

LINE ITEM NUMBER OF FUNDS REQUIRED: Various

REQUESTED BY: Bill Herzog

SPONSORED BY: Judge Bert Cobb, MD

SUMMARY:

Donations for Historical Jail Restoration project = \$2,710

Grant funds from the Organized Crime Drug Enforcement grant = \$2,697

Additional grant funds from the Task Force on Indigent Defense = \$12,423(see attached letter)

In-kind Immunization supplies from DSHS = \$438,449 (see attached monthly totals and email)

Donated property from WVWA for Jacobs Well project = \$2,260,309

Budget amendment detail to be provided in court.



TEXAS TASK FORCE ON INDIGENT DEFENSE

205 West 14th Street, Suite 700 Tom C. Clark Building (512)936-6994

P.O. Box 12066, Austin, Texas 78711-2066

www.courts.state.tx.us/tfid

CHAIR:

THE HONORABLE SHARON KELLER
Presiding Judge, Court of Criminal Appeals

DIRECTOR:

MR. JAMES D. BETHKE

VICE CHAIR:

THE HONORABLE OLEN UNDERWOOD

August 30, 2011

The Honorable Bert Cobb
Hays County Judge
Via E-mail: bert.cobb@co.hays.tx.us

Judge Bert Cobb

I am pleased to inform you that on August 25, 2011, the Texas Task Force on Indigent Defense voted to provide an additional payment **in the amount of \$12,423** to **Hays County** in the form of an equalization disbursement. This is the second payment this year. By law these funds must be used to improve the county's indigent defense system. The funds are provided above the amount paid in the FY2011 Formula Grant Program. Payments are provided under this policy to counties for which the percentage of reimbursement of increased FY2010 expenses has been particularly low. This is a one-time payment and cannot be expected in future years unless favorable collections and other conditions prevail. The county should receive the deposit by **September 1, 2011**.

We encourage the county to use this money to help pay for something on its indigent defense "wish list" – a project or plan that would have remained unrealized absent this extra funding.

Congratulations to Hays County for using these funds to improve indigent defense systems in the local jurisdictions. If you have any questions or need clarification on the information contained in this letter, please contact Bryan Wilson, the Task Force Grants Administrator, at (512) 936-6996.

Sincerely,

Sharon Keller
Chair, Task Force on Indigent Defense
Presiding Judge, Court of Criminal Appeals

Copy: Bill Herzog bherzog@co.hays.tx.us
Charles R. Ramsay dcaslm@co.comal.tx.us
Linda A. Rodriguez juez@co.hays.tx.us

HAYS COUNTY					
DSHS IMMUNIZATION					
IN-KIND JE					
09/30/11					
	Month	In-Kind			
	09-2011	-	***		
	08-2011	111,989.35			
	07-2011	47,987.40			
	06-2011	26,113.85			
	05-2011	20,444.80			
	04-2011	50,383.80			
	03-2011	88,333.70			
	02-2011	17,929.40			
	01-2011	11,526.20			
	12-2010	19,787.70			
	11-2010	42,845.60			
	10-2010	<u>1,107.20</u>			
	Total	438,449.00			
	G/L DATE	ACCOUNT	DEBIT	CREDIT	
		120-675-99-018.4301		438,449.00	
		120-675-99-018.5231	438,449.00		
*** The in-kind values for September 2011 have not been determined yet.					

Lon Shell

From: Priscilla Hargraves
Sent: Thursday, September 22, 2011 11:40 AM
To: Lon Shell
Cc: Jessica Carey; Glenda Walton
Subject: RE: Agenda Item Request - 09/27/11 - Immunization

Good morning Lon,

The medical supplies on this agenda item refers to the value of the vaccines that DSHS has provided for FY 2011. The only other contribution that DSHS makes to the PHD is the funding through the Immunization grant, which was \$192,341.00 for FY 2011. That amount is used to support the program and is split between the various line items, including non-vaccine medical supplies. It is important to note that without the Vaccine for Children program, we would have had to spend \$438,449.00 or more to purchase the amount of vaccines we administered this year.

Please let me know if you need anything else.

Thank you,

Priscilla

Priscilla Hargraves, Director
Hays County Personal Health Department
401 A Broadway
San Marcos, TX 78666
P 512-393-5550
F 512-393-5530
Priscilla_hargraves@co.hays.tx.us

From: Lon Shell
Sent: Wednesday, September 21, 2011 5:45 PM
To: Priscilla Hargraves
Cc: Jessica Carey; Glenda Walton
Subject: RE: Agenda Item Request - 09/27/11 - Immunization

Priscilla,

Judge Cobb would like to know what types of medical supplies are contributed through the Immunization Program. If you can send me a brief description by next Tuesday I would appreciate it.

Thanks and have a great evening,

Lon A. Shell

Chief of Staff
Judge Bert Cobb, M.D.
Hays County Judge
111 E. San Antonio St.
San Marcos, Texas 78666
512.393.2217

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.

AGENDA ITEM: Approve Out of State Travel for Jeff Turner, Emergency Management Coordinator, to attend a Homeland Security Training Exercise: Urban Shield 2011, in Alameda County California, October 14th – 18th, 2011.

CHECK ONE:	XCONSENT	ACTION	EXECUTIVE SESSION
	WORKSHOP	PROCLAMATION	PRESENTATION

PREFERRED MEETING DATE REQUESTED: 9/27/2011

AMOUNT REQUIRED: \$1247.00 (Includes: Airfare, Room, Per Diem)

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-656-00.5551 Continuing Education

REQUESTED BY: Jeff Turner, EMC

SPONSORED BY: Judge Bert Cobb, M.D.

The Urban Shield 2011 exercise is designed to strengthen each agency's preparedness to respond to threats and domestic terrorist attacks, major disasters, and other emergencies. This year exercise will incorporate Law Enforcement, Fire, EMS, and Explosive Ordinance Disposal (EOD) teams geared toward developing mechanisms for improved delivery of service. Hays County agencies will come together in late 2012 to participate in a similar exercise within the Central Texas Region. Hays County will be hosting an full scale exercise as part of Urban Shield Texas 2012. Attendance will improve the overall vision and capabilities to plan and develop Hays County's participation in this acclaimed event.

DESCRIPTION OF Item: Approve Out of State Travel for Jeff Turner, Emergency Management Coordinator, to attend a Homeland Security Training Exercise: Urban Shield 2011, in Alameda County California, October 14th – 18th, 2011.

PREFERRED MEETING DATE REQUESTED: September 27, 2011

COUNTY AUDITOR

AMOUNT: \$1247.00 (Includes: Airfare, Room, Per Diem)

LINE ITEM NUMBER: 001-656-00.5551 Continuing Education

COUNTY PURCHASING GUIDELINES FOLLOWED: N/A

PAYMENT TERMS ACCEPTABLE: N/A

COMMENTS:

Bill Herzog

SPECIAL COUNSEL

CONTRACT TERMS ACCEPTABLE: _____

COMMENTS:

COUNTY JUDGE

Signature Required if Approved

DATE CONTRACT SIGNED: _____

NAME OF PERSON SUBMITTING REPORT: Jeff TurnerNAME OF DEPARTMENT: Office of Emergency ManagementPURPOSE OF TRAVEL: Attend Urban Shield Exercise,DESTINATION: Alameda County California DEPARTURE DATE/TIME: 10/14 10:55 RETURN DATE/TIME: 10/18 15:30*****
*

NOTE: In order to receive an advance on travel expense, this form must be completed and submitted to the County Auditor no later than 12:00 p.m. on the Tuesday, two weeks prior to the travel date. Upon return to the county, an Employee Travel Expense Form must be completed and submitted to the County Auditor along with any refund due the county or added expenses incurred. ***Please note that all meals are taxable as wages when travel does not include overnight stay. Taxes will be withheld through payroll on your month end paycheck.**

ESTIMATED MEALS AND LODGING: (You must attach a copy of the Conference/Meeting Program)

DATE	BREAKFAST (\$7.00 per day)	LUNCH (\$13.00 per day)	DINNER (\$16.00 per day)	ACTUAL LODGING EXPENSE	DAILY TOTAL
	*Meal reimbursements are taxable wages if not traveling overnight.				
10/14/11	-----	13.00	16.00		29.00
10/15/11	7.00	13.00	16.00		36.00
10/16/11	7.00	13.00	16.00		36.00
10/17/11	7.00	13.00	16.00		36.00
10/18/11	7.00	13.00			20.00

TOTAL ESTIMATED MEALS AND LODGING: 157.00ESTIMATED TRAVEL AND TRANSPORTATION

Airline, Bus, Train (attach supporting requests information) _____

Personal Auto _____ Miles @ .50 Cents Per Mile (shortest route): _____

TOTAL ESTIMATED TRAVEL AND TRANSPORTATION: _____

ESTIMATED OTHER EXPENSES

Conference Registration (attach supporting requests information): _____

Other Expense (explain in detail): _____

TOTAL ESTIMATED OTHER EXPENSES: _____

TOTAL REQUESTED FOR EXPENSE ADVANCE:

\$157.00STATEMENT OF OFFICIAL OR DEPARTMENT HEAD:

"The above named employee is hereby authorized to submit this advance travel expense form for the purpose stated hereon."

Signature of Official or Department Head

NOTE: UPON RETURN TO THE COUNTY AND WITHIN 10 DAYS, THE EMPLOYEE TRAVEL EXPENSE FORM MUST BE COMPLETED AND SUBMITTED TO THE COUNTY AUDITOR ALONG WITH ANY REFUND DUE THE COUNTY. ALL REQUESTS FOR REIMBURSEMENTS MUST BE SUBSTANTIATED WITH RECEIPTS.

Urban Shield Alameda County California October 14th -17th 2011

Bound By Duty, Committed With Honor...

Over the past four years the Alameda County Sheriff's Office, with the support of the Bay Area Urban Area Security Initiative (UASI), has conducted a Homeland Security training exercise called Urban Shield. Urban Shield has received national and international recognition as a valuable tactical training exercise and platform to test the newest life saving technology for first responders. Urban Shield is a real time test of our response capabilities and performance-based field tactical training. Urban Shield incorporates principles of the National Response Framework (NRF) to assist tactical first response teams, both local and international, to prepare for and provide a unified response to disasters and major emergencies over a 48 hour plus operational period.

Urban Shield 2011 is designed to strengthen each agency's preparedness to respond to threats and domestic terrorist attacks, major disasters, and other emergencies. This year we will continue to incorporate Law Enforcement, Fire, EMS, and Explosive Ordinance Disposal (EOD) teams geared toward developing mechanisms for improved delivery of service to our communities. The event allows participating agencies a practical opportunity to evaluate their team's level of preparedness and ability to perform a variety of intricate first responder operations while training with Law Enforcement, EMS, Fire, and EOD to identify their ability to cope with large scale events both at a local and Regional level.

In 2010, Doug Wyllie, Editor of PoliceOne.com magazine wrote, "The San Francisco Bay Area Urban Shield exercise continues to gain national and international recognition as a model for testing and evaluating enhanced regional preparedness across all disciplines of public safety and major disaster response." Urban Shield is a "one of a kind" training event bringing the components of the National Response Plan to life in an urban setting and is rapidly becoming a national model. The National Incident Management System (NIMS) is utilized to coordinate this large scale exercise with training venues representative of Tier 1 Critical Infrastructure Sites.

This event is not limited to teams from our regional area, but is open to any team wishing to participate. In 2009 the French National Police's "Research, Assistance, Intervention, and Dissuasion" (R.A.I.D.) Team participated, as did observers from Bahrain and Israel. In 2010, teams from Israel, Bahrain, and Jordan participated in the event. Other Tier 1 sites throughout the United States are contemplating hosting Urban Shield events. In 2010, our event hosted 26 tactical training sites as well as EOD, Fire, and EMS related scenarios. Five medical checkpoints and one technology assessment site allowed teams to gain valuable experience and training in immediate medical/trauma care and the newest in tactical response equipment. Over 75 law enforcement agencies took part in one form or

another and over 3,000 persons were involved in the event as participants, role players, and volunteers. For 2011, we expect more agencies to be involved.

We are again reaching out to companies with the latest first responder technology to allow them an opportunity to showcase their products in scenarios. In 2010, over 100 vendors participated in our very successful vendor show. Overall, nearly 100 examples of state of the art technology were inserted into the scenarios allowing teams to evaluate new products and provide our vendors with valuable hands on feedback.

Urban Shield 2011 takes place October 14-17, 2011. The location of the Hot Wash will be located at the Alameda County Fairgrounds.

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.

AGENDA ITEM: Approve Out of State Travel for Chuck Chapman, Emergency Preparedness Coordinator for the Personal Health Department. Travel is to attend Urban Shield, Homeland Security Training Exercise in Alameda County, California, October 14, 15, 16 and 17, 2011.

CHECK ONE:	CONSENT X	ACTION	EXECUTIVE SESSION
	WORKSHOP	PROCLAMATION	PRESENTATION

PREFERRED MEETING DATE REQUESTED: 9/27/2011

AMOUNT REQUIRED: \$533.44 (Room and Per-diem)

LINE ITEM NUMBER OF FUNDS REQUIRED:

120-675-99-058.5501

REQUESTED BY: Chuck Chapman, RN Emergency Preparedness Coordinator

SPONSORED BY: Judge Bert Cobb, MD

The Urban Shield 2011 exercise, conducted in affiliation with the San Francisco/Bay Area UASI, is designed to strengthen each agency's preparedness to respond to threats of foreign or domestic terror attack, major disaster, and other emergencies. This year's exercise will incorporate law enforcement, fire, EMS, EOD, and other public agency teams, geared toward developing mechanisms for improved delivery of response.

Hays County agencies will come together in late 2012 to participate in a similar exercise with the CAPCOG region. Hays County will host a full scale exercise as part of the Urban Shield Texas 2012. Attendance at the Alameda exercise will provide first-hand experience and will improve the vision and capabilities to plan and develop our participation to this acclaimed event.

DESCRIPTION OF Item: Approve Out of State Travel for Chuck Chapman, Emergency Preparedness Coordinator for the Personal Health Department. Travel is to attend Urban Shield, Homeland Security Training Exercise in Alameda County, California, October 14, 15, 16 and 17, 2011.

PREFERRED MEETING DATE REQUESTED: September 27, 2011

COUNTY AUDITOR

AMOUNT: \$533.44 (Room and Per-diem)

LINE ITEM NUMBER: 120-675-99-058.5551

COUNTY PURCHASING GUIDELINES FOLLOWED: N/A

PAYMENT TERMS ACCEPTABLE: N/A

COMMENTS:

Bill Herzog

SPECIAL COUNSEL

CONTRACT TERMS ACCEPTABLE: _____

COMMENTS:

COUNTY JUDGE

Signature Required if Approved

DATE CONTRACT SIGNED: _____

Agenda Item Request Form

Hays County Commissioners' Court

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

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

AGENDA ITEM: Call for a public hearing on November 1, 2011, to consider 1) the proposed improvements to Mystic Creek Drive and Mystic Overlook in Hays County to bring the roadways up Hays County road standards, and 2) the assessment of all or part of the costs of the improvement, pro rata, against the record owners of the real property on Mystic Creek Drive and Mystic Overlook.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: \$192,000

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: WHISENANT

SPONSORED BY: WHISENANT

SUMMARY: Mystic Creek Drive and Mystic Overlook is located within the Mystic Creek Subdivision in Hays County and has approximately 26 property owners. It is estimated by our Road Department that the cost to bring these roads up to county standards is approximately \$192,000. A draft of the ballot is attached as back-up.

DESCRIPTION OF Item: Call for a public hearing on November 1, 2011, to consider 1) the proposed improvements to Mystic Creek Drive and Mystic Overlook in Hays County to cause the roadway to comply with Hays County road standards, and 2) the assessment of all or part of the costs of the improvement, pro rata, against the record owners of the real property on Mystic Creek Drive and Mystic Overlook.

PREFERRED MEETING DATE REQUESTED: September 27, 2011

COUNTY AUDITOR

AMOUNT: \$192,000

LINE ITEM NUMBER: TBD

COUNTY PURCHASING GUIDELINES FOLLOWED: N/A

PAYMENT TERMS ACCEPTABLE: N/A

COMMENTS: It will need to be determined where the funds are coming from to cover this expense.

Bill Herzog

SPECIAL COUNSEL

CONTRACT TERMS ACCEPTABLE: _____

COMMENTS:

COUNTY JUDGE

Signature Required if Approved

DATE CONTRACT SIGNED: _____



**HAYS COUNTY
BALLOT FOR ROAD IMPROVEMENTS**

Property Owner of Mystic Creek Subdivision – Please indicate your preference for the proposed improvements to Mystic Creek Drive and Mystic Overlook by placing an “X” in one of the two boxes, below, and return this ballot to:

*Liz Q. Gonzalez
Hays County Clerk
137 N. Guadalupe Street
San Marcos, TX 78666*

Subdivision Contact: Dave Merkel, Mystic Creek Ranch Owners Association—(512) 350-3969
(Mr. Merkel verified, as of September 14, 2011, there are 26 affected parcels)

☐ I am...

☐ I am not...

...in favor of improving Mystic Creek Drive and Mystic Overlook within the Mystic Creek Subdivision in Hays County, Texas to cause the roadway to comply with Hays County road standards. Regardless of whether I am in favor of these improvements or not, I understand that, if this election results in a majority vote in favor of those improvements:

- 1) I shall be personally liable for the assessment cited below, which shall be secured by a lien against my real property located in the Mystic Creek Subdivision;
- 2) I shall be required to pay a total assessment not to exceed three thousand, six hundred, ninety-two dollars and thirty cents in United States currency (\$3,692.30 USD) for each whole Mystic Creek subdivision lot owned by me that is completely or partially situated in Hays County, to be paid over a ten (10) year period with no interest accruing on that not-to-exceed amount. Said payments shall be paid in annual installments of three hundred sixty-nine dollars and twenty-three cents in United States currency (\$369.23 USD), made payable to “Hays County, Texas.” If the actual cost of improvements for the entire project is less than one hundred ninety-two thousand dollars in United States currency (\$192,000.00 USD), I will only be required to pay my *pro rata* share of that amount using the payment method cited, above.

Signature of Ballot Holder

Printed Name of Ballot Holder

The costs assessed to each property owner depict 50% of total cost

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

AGENDA ITEM: Discussion and possible action to approve hiring, transfer and/or promotion of vacant position(s).

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

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: BAEN

SPONSORED BY: COBB

DEPT.	POSITION	GRADE	SALARY RANGE	DATE VACANT
Sheriff's Office	Deputy, Slot 80 GC	250	42719	10/01/11
Sheriff's Office	Deputy Slot 85 GC	250	42719	Never filled
Sheriff's Office	Deputy, Slot 86 GC	250	42719	Never filled
Sheriff's Office	CO, slot 43 GC	210	31879	10/1/11
Sheriff's Office	CO, Slot 90	210	32196	10/1/11
Sheriff's Office	Deputy, slot 63	250	42719	07/01/11
Sheriff's Office	Deputy, Slot 27	250	42719	07/01/11
Sheriff's Office	Deputy, Slot 23	250	42719	10/02/11
Sheriff's Office	Deputy, Slot 30	250	42719	09/19/11
Sheriff's Office	Deputy, slot 15	250	42719	09/19/11
Sheriff's Office	Deputy Slot 22	250	42719	07/01/11
Sheriff's Office	Corrections Officer, Slot 7	210	33918	10/06/11
Sheriff's Office	ECO, Slot 20	109	29204	Never filled
Sheriff's Office	ECO, Slot 17	109	29204	06/30/11
Sheriff's Office	ECO, Slot 10	109	29204	11/14/10

Please see the attached Position Request Forms for more information.

Completed Documents		
Govt Ctr	Payroll change	Form
Job Des	Application	

Slot	Title	Eff Date	Govt Ctr	Payroll change	Form	After 9/27/11	former position	former slot	new salary
SD/7-8	Michael Bishop								
79	Deputy-GC	6/1/2011	X	X	X	HCSO Corr Off at 31879; transferred to Deputy-GC			\$ 42,719
SD/7-8	Justin Drake								
80	Deputy-GC	6/1/2011	X	X	X	HCSO Corr Off at 29304; transferred to Deputy-GC			\$ 42,719
SD/6-29	Darrell Maze								
81	Deputy-GC	6/1/2011	X	X	X	HCSO Corr Off at 32845; transferred to Deputy-GC	Mike Theillen	Deputy	\$ 42,719
SD/6-29	Zachary Miller								
SD/7-8	Kyri Wright	6/1/2011	X	X	X	HCSO Corr Off at 32918; transferred to Deputy-GC			\$ 42,719
SD/6-30	Ryan Hayden	6/16/2011	X	X	X	new employee			\$ 42,719
SD/8-9	VACANT	6/16/2011	X	X	X	new employee			\$ 42,719
SD/8-9	VACANT						Jonathan Ayres	Deputy	\$ 42,719
							Clint Pulpan	Deputy	\$ 44,013
SD/6-29	Deanna Ayres								
SD/9-16	Garrett Dominguez	6/16/2011	X	X	X	HCSO CO moving to GC- CO. No change in salary.			\$ 31,879
		9/16/2011	X	X	X	new employee	Jessie Vargas	CO	\$ 32,198
SD/6-29	Robert Johnson								
44	CO-GC	6/16/2011	X	X	X	HCSO CO moving to GC- CO. No change in salary.			\$ 33,918
SD/6-29	David Martinez								
51	CO-GC	6/16/2011	X	X	X	HCSO CO moving to GC- CO. No change in salary.			\$ 36,232
SD/6-29	Ramon Mata								
67	CO-GC	6/16/2011	X	X	X	HCSO CO moving to GC- CO. No change in salary.			\$ 31,879
SD/6-29	Alfredo Munoz								
68	CO-GC	6/16/2011	X	X	X	HCSO CO moving to GC- CO. No change in salary.			\$ 32,520
SD/6-29	Ernest Sierra								
75	CO-GC	6/16/2011	X	X	X	HCSO CO moving to GC- CO. No change in salary.			\$ 34,520
SD/7-8	Woodie Hall								
18	Sgt-CO	7/1/2011	X	X	X	HCSO Sgt moving to GC- Spt. No change in salary.			\$ 66,432
SD/6-29	Jason Smith								
19	Sgt-CO	7/1/2011	X	X	X	HCSO Detective moving to GC-Sgt. Salary change.			\$ 56,926
SD/6-29	Strain, Ronnie								
1	Ltn-CO	5/1/2011	X	X	X	from HCSO to GC. No change in salary			\$ 70,418
									\$ 774,972
									\$ 6,617

Increase to GC budget

Open Positions
Change since last print



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Grant Ewald, Slot 15 Date Vacant: 9/19/11

Ending Salary: \$42,719 Fringe (yearly): \$7,719 Grade: 250 Range: 42,719-59-995

Reason for Leaving/Name of New Employer Quit to attend school full time

Adverse impact to County or department if position is not filled: Asking to fill slot #15 to alleviate shift shortage and reduce overtime expenses.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Jay Wheeler promoted to Detective Date Vacant: July 1, 2011

Ending Salary: \$43,578 Fringe (yearly): \$7875 Grade: 250 Range: 42,719-59,995

Reason for Leaving/Name of New Employer Promoted to Detective on 7/1/11.

Adverse impact to County or department if position is not filled: Asking to fill Slot #22 to alleviate Deputy shift shortages and help reduce overtime costs.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Corrections Officer-Govt. Center ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Transfer Garrett Dominguez (slot 43) Date Vacant: 10/1/11

Ending Salary: \$31,879 Fringe (yearly): \$5,761 Grade: 210 Range: 31,879-45,528

Reason for Leaving/Name of New Employer Transfer to Jail Corrections position.

Adverse impact to County or department if position is not filled: Garrett started with us 9/16/11. A senior Corrections Officer has requested to be transferred to the Government Center. The transfer has been approved by the Command Staff, therefore we wish to transfer Corrections Officer Jessie Vargas in Slot 90 into GC Slot #43. Garrett Dominguez will transfer into Mr. Vargas' old slot, Slot #90.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Corrections Officer-Govt. Center ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Transfer Jesse Vargas (slot 90) Date Vacant: 10/1/11

Ending Salary: \$32,196 Fringe (yearly): \$5,818 Grade: 210 Range: 31,879-45,528

Reason for Leaving/Name of New Employer Transfer to Government Center Corrections position.

Adverse impact to County or department if position is not filled: Senior Corrections Officer has requested to be transferred to the Government Center. The transfer has been approved by the Command Staff, therefore we wish to transfer newly hired Corrections Officer Garrett Dominguez in Slot 43 into Slot #90 Mr. Vargas' old slot. Additionally, having a five year employee vs a newly hired employee at the Government Center is preferred.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Corrections Officer ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Brad Smith (Slot 7) Date Vacant: 10/6/11

Ending Salary: \$33,918 Fringe (yearly): \$6,129 Grade: 210 Range: 31,879-45,528

Reason for Leaving/Name of New Employer Resignation letter does not specify however we believe he was offered a position with the US Border Patrol.

Adverse impact to County or department if position is not filled: To prevent shift shortages and to keep Correction Officer to inmate ratio in compliance, we ask to fill this position, Slot 7. Filling this position will also help reduce the overtime costs in this department.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: ECO (Dispatcher) ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: N/A (Slot 20) Date Vacant: N/A

Ending Salary: N/A Fringe (yearly): N/A Grade: 108 Range: 26,549-39,824

Reason for Leaving/Name of New Employer No records on file of anyone within the last two years in Slot #20.

Adverse impact to County or department if position is not filled: Currently the 911/Dispatch department is short staffed. Slot 20 has been vacant for 2 years. Allowing us to fill this budgeted Emergency Communications Officer position will assist in alleviating the shift shortage and help reduce the overtime costs in this department.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: ECO (Dispatcher) ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Previous employee-Michael Burkhart (Slot 17) Date Vacant: vacant since 6/30/11

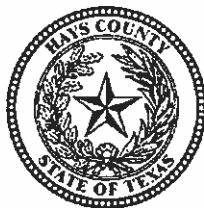
Ending Salary: \$26,549 Fringe (yearly): \$4,797 Grade: 108 Range: 26,549-39,824

Reason for Leaving/Name of New Employer Joined the US Army.

Adverse impact to County or department if position is not filled: Currently the 911/Dispatch department is short staffed. Allowing us to fill Slot 17, this budgeted Emergency Communications Officer position will assist in alleviating the shift shortage and help reduce the overtime costs in this department.

HR Review: ddb Date: _____

Auditor Review: _____ Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: ECO (Dispatcher) ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Previous employee-Kristen Castillo (Slot 16) Date Vacant: 11/14/10

Ending Salary: \$26,549 Fringe (yearly): \$4,797 Grade: 108 Range: 26,549-39,824

Reason for Leaving/Name of New Employer Resignation letter in personnel file does not specify.

Adverse impact to County or department if position is not filled: Currently the 911/Dispatch department is short staffed. Slot 16 has been vacant for 10 months. Allowing us to fill Slot 16, this budgeted Emergency Communications Officer position will assist in alleviating the shift shortage and help reduce the overtime costs in this department.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler, Sheriff Contact # 512-393-7800

Name of position to be discussed: Deputy Govt Center, slot 80 ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Justin Drake Date Vacant: October 1, 2011

Ending Salary: \$42,719.00 Fringe (yearly): \$7,719 Grade: 250 Range: 42,719 - 59,995

Reason for Leaving/Name of New Employer Employee requests transfer to Patrol from Government Center

Adverse impact to County or department if position is not filled: Asking to fill Slot #80 with tenured Deputy that has requested to transfer to the Government Center.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy Govt Center, slot 85 ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Slot 85 Never has been filled Date Vacant: N/A

Ending Salary: N/A Fringe (yearly): N/A Grade: 250 Range: 42,719 - 59,995

Reason for Leaving/Name of New Employer N/A

Adverse impact to County or department if position is not filled: Asking to fill Government Center Deputy Slot #85 with tenured Deputy that has requested to transfer to the Government Center.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy Govt Center, slot 86 ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Slot 86, Never has been filled Date Vacant: N/A

Ending Salary: N/A Fringe (yearly): N/A Grade: 250 Range: 42,719 - 59,995

Reason for Leaving/Name of New Employer N/A

Adverse impact to County or department if position is not filled: Asking to fill Government Center Deputy Slot #86 with tenured Deputy that has requested to transfer to the Government Center.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Colin Owen Date Vacant: July 26, 2011

Ending Salary: 42,719 Fringe (yearly): \$7,719 Grade: 250 Range: 42,719 - 59,995

Reason for Leaving/Name of New Employer Employee was terminated on 7/26/11

Adverse impact to County or department if position is not filled: Asking to fill Slot #63 to alleviate Deputy shift shortages and help reduce overtime costs.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Jennifer Baker promoted to Detective Date Vacant: July 1, 2011

Ending Salary: 45,347 Fringe (yearly): \$8,194 Grade: 250 Range: 42,719 - 59,995

Reason for Leaving/Name of New Employer Promoted to Detective on 7/1/11.

Adverse impact to County or department if position is not filled: Asking to fill Slot #27 to alleviate Deputy shift shortages and help reduce overtime costs.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Michael Briggs promoted to Detective Date Vacant: July 1, 2011

Ending Salary: 45,347 Fringe (yearly): \$8,194 Grade: 250 Range: 42,719 - 59,995

Reason for Leaving/Name of New Employer Promoted to Detective on 7/1/11.

Adverse impact to County or department if position is not filled: Asking to fill Slot #23 to alleviate Deputy shift shortages and help reduce overtime costs.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____



Position Request Form

Date: 9/21/11 Name of Department: Hays County Sheriff's Office

Department Head: Gary Cutler Contact # 512-393-7800

Name of position to be discussed: Deputy ☒ Budgeted/Existing Position ☐ New Position

☒ Full-Time ☐ Part-Time ☐ Temporary ☐ Regular

Person Leaving: Steven Espinoza, Slot 30 Date Vacant: 10/2/11

Ending Salary: 44,454 Fringe (yearly): \$8,033 Grade: 250 Range: 42,719 - 59,995

Reason for Leaving/Name of New Employer Resigned. Is leaving to work for Attorney General's Office.

Adverse impact to County or department if position is not filled: Asking to fill Slot #30 to alleviate shift shortage and reduce overtime expense.

HR Review: ddb

Date: _____

Auditor Review: _____

Date: _____

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible action to authorize the County Judge or designee to execute Supplemental Contracts for the Program Management Services to Work Authorizations No. 16, 17, 18, 19, 20, 21, & 22 with Prime Strategies, Inc.

TYPE OF ITEM: **CONSENT** ☒ **ACTION** ☐ **EXECUTIVE SESSION**

Check One ☐ **WORKSHOP** ☐ **PROCLAMATION** ☐ **PRESENTATION**

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: Budgeted pass-through funds. (already allocated – using “savings” from FY2009 & FY2010)

REQUESTED BY: The county pass-through manager at Prime Strategies, Inc. Mike Weaver

SPONSORED BY: Pct 2 Commissioner Mark Jones

SUMMARY: Supplemental Contracts to Work Authorizations No. 16, 17, 18, 19, 20, 21 & 22 to add the following program management services:

- 1.) Bond Briefing Books – Rating Agency Meetings
- 2.) Coordination with USFW, TxDOT & TCEQ regarding FM1626 North CSJ #1539-01-005 Environmental Review Issues regarding Water Quality/Slamander

See attachment.

AGENDA ITEM – APPROVED BY:

COUNTY JUDGE •

COUNTY AUDITOR •

COMMISSIONER PCT. 1 •

COMMISSIONER PCT. 2 •

COMMISSIONER PCT. 3 •


COMMISSIONER PCT. 4 •

ACTION TAKEN / ACTION REQUIRED:

Prime Strategies, Inc.

1508 S. Lamar Blvd.
Austin, Texas 78704
voice 512.445.7074
fax 445.7064

Memo

To: Hays County Commissioner Court
From: Michael J. Weaver 
Date: September 20, 2011
Re: Pass-Through Finance Program Management Program Contract

Over the past 4-6 months there have been two major items requested by the Hays County Commissioners Court and TxDOT of the Pass-Through Finance Program Management team which were beyond the scope of our Program Management contract. These tasks were required to keep the program on time and within budget. These additional activities have been coordinated with the County Commissioners to assure that the best interest of the County and the projects budgets and schedules were being addressed to provide added benefit to Hays County.

The first of these tasks was the coordination, preparation and presentation of the Hays County Bond Briefing books for the New York Rating Agency representatives and pass-through revenue bond sale. Although this task is important for the continuation of both the Pass-Through program and other funding programs within the County it was not included in the original scope or budget for the management team.

The second task was the coordination with and between U.S. Fish & Wildlife (USFW), Texas Department of Transportation (TxDOT), and Texas Commission for Environmental Quality (TCEQ) on the FM 1626 North project in Precinct 2. Because of the USFW comments on monitoring and testing water quality and the endangered salamander at Barton Springs Pool the pass-through management had to assist TxDOT in responding to these issues and requirements. Without these efforts the FM1626 project would have been stalled in the Environmental process by USFW.

The following is a summary and detailed description of the activities undertaken. Following that is a summary by project of our request to approve Supplementals to our FY2011 Work Authorizations. Even with this request, we are still under our total contract cap and believe over the remainder of the program we will continue to be.

<i>Additional Services</i>	<i>PSI/HNTB Team Hours</i>	<i>Total \$</i>
Rating Agency – Bond Briefings	Mike Weaver – 10 Hours	Mike Weaver – \$2,850.00
	Paula Gruber – 16 Hours	Paula Gruber – \$2,400.00
	Marie Walters – 8 Hours	Marie Walters - \$1,000.00
	Richard Ridings – 2 Hours	Richard Ridings - \$724.00
	Jeff Watson – 20 Hours	Jeff Watson – \$4,140.00
	Jenie Flores – 8 Hours	Jenie Flores - \$696.00
	Julie Ludeman – 2 Hours	Julie Ludeman - \$300.00
FM 1626 - USFW, TxDOT, TCEQ Coordination (Salamander, Water Quality Monitoring & Testing)	Mike Weaver – 38 Hours	Mike Weaver - \$10,830.00
	Paula Gruber – 8 Hours	Paula Gruber - \$1,200.00
TOTAL		\$24,140.00

PSI/HNTB Team Additional Services - Detailed Description

Bond Briefing Books – Rating Agency Meetings

- Internal meetings/coordination to develop scope of Bond Briefing Book
- Update project develop schedules and cash flow schedules
- Develop/update project mapping graphics and summary information
- Coordination with County's Financial Advisor
- Reproduction and delivery to County's Financial Advisor
- Meeting with County Judge, County Auditor, Financial Advisor, and Rating Agency Representatives.

Coordination with USFW, TxDOT & TCEQ Regarding FM 1626 North CSJ #1539-01-005 Environmental Review Issues Regarding Water Quality/Salamander

- Internal meetings/coordination regarding status of water quality/salamander issues
- Coordinate with TxDOT Austin District Engineer and District environmental review staff regarding status of requested water monitoring locations and frequencies by USFW
- Review materials developed by TxDOT addressing water quality monitoring measures (Best Management Practices/BMP's) and additional water quality measures as input into project Water Pollution Abatement Plan (WPAP) to be submitted to TCEQ by TxDOT
- Review draft WPAP prepared by County's project engineer (Jacobs)
- Coordinate with County's project engineer (Jacobs) regarding proposed locations of hazardous materials traps as additional input into WPAP/enhanced water quality package for TCEQ
- Attend meetings with TxDOT representatives and Jacobs representative to review BMP's, additional water quality measures and submittal and approval schedule for project WPAP to TCEQ.

SUPPLEMENTAL REQUEST				
Work Authorization	Project	Authorized Amount	Supplemental Request	Total Proposal Authorized Amount
16	US 290 West	\$6,960.00	\$1,000.00	\$7,960.00
17	IH 35/CR 210	\$57,680.00	\$2,000.00	\$59,680.00
18	FM 1626 A	\$165,920.00	\$1,500.00	\$167,420.00
19	FM 1626 B	\$132,040.00	\$6,000.00	\$139,040.00
20	FM 110	\$106,360.00	\$5,140.00	\$111,500.00
21	FM 150 Realignment	\$88,520.00	\$4,500.00	\$93,020.00
22	IH 35 SBFR & Ramps	\$88,520.00	\$4,000.00	\$92,520.00
TOTAL		\$646,000.00	\$24,140.00	\$670,140.00

The total Supplemental request amount of \$24,140.00 will come from the \$41,140.48 "savings" or un-used budget from past Fiscal Years (2009 & 2010). I have attached the necessary Supplementals to the PSI Work Authorizations for your review and the Commissioners Court approval. If you have any questions, please let me know.

cc: Bill Herzog, Vickie Wilhelm, Hays County Auditor's Office
Mark Kennedy, A.D.A., Hays County Attorney's office Chief – Civil Division
Cindy Gray, Marie Walters (firm)

P:\Prime Strategies Data\Projects\HC-0360 Pass-Through PMPSI contract\HC-0360 (PSI contract amendment & new WA's)\FY2011\DRAFTS\Supplementals #2_Sept2011\FY2011 WA Supplementals_Court memo_09202011_FINAL.pdf

SUPPLEMENTAL No. 2 TO
WORK AUTHORIZATION NO. 16

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

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

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

Part 2. The maximum amount payable for services under Work Authorization No. 16 without modification is \$7,960.00 reflecting an increase of \$1,000.00 through this supplemental No. 2.


Part 3. Payment to the *Consultant* for the services established under this Supplemental No. 2 to Work Authorization No. 16 shall be made in accordance with the Agreement.

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2011, unless extended by a Supplemental Work Authorization.

Part 5. This Supplemental No. 2 to Work Authorization No. 16 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 6. This Supplemental No. 2 to Work Authorization No. 16 is hereby accepted and acknowledged below.

CONSULTANT:
Prime Strategies, Inc.

By: 
Signature

Mike Weaver
Printed Name

Principal
Title

7/21/2011
Date

COUNTY:
Hays County, Texas

By: _____
Signature

Ray Whisenant
Printed Name

Commissioner – Precinct 4
Title

Date

**SUPPLEMENTAL NO. 2 TO
WORK AUTHORIZATION NO. 17**

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

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

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

Part 2. The maximum amount payable for services under this Work Authorization No. 17 without modification is \$59,680.00 reflecting an increase of \$2,000.00 through this supplemental No. 2.

Part 3. Payment to the *Consultant* for the services established under this Supplemental No. 2 to Work Authorization No. 17 shall be made in accordance with the Agreement.

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2011, unless extended by a Supplemental Work Authorization.

Part 5. This Supplemental No. 2 to Work Authorization No. 17 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 6. This Supplemental No. 2 to Work Authorization No. 17 is hereby accepted and acknowledged below.

CONSULTANT:
Prime Strategies, Inc.

COUNTY:
Hays County, Texas

By: 
Signature

By: _____
Signature

Mike Weaver
Printed Name

Mark Jones
Printed Name

Principal
Title

Commissioner – Precinct 2
Title

9/27/2011
Date

Date

**SUPPLEMENTAL NO. 2 TO
WORK AUTHORIZATION NO. 18**

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

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

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


Part 2. The maximum amount payable for services under this Work Authorization No. 18 without modification is \$167,420.00 reflecting an increase of \$1,500.00 through this supplemental No. 2.

Part 3. Payment to the *Consultant* for the services established under this Supplemental No. 2 to Work Authorization No. 18 shall be made in accordance with the Agreement.

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2011, unless extended by a Supplemental Work Authorization.

Part 5. This Supplemental No. 2 to Work Authorization No. 18 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 6. This Supplemental No. 2 to Work Authorization No. 18 is hereby accepted and acknowledged below.

CONSULTANT:
Prime Strategies, Inc.
By: 
Signature
Mike Weaver
Printed Name
Principal
Title
9/21/2011
Date

COUNTY:
Hays County, Texas
By: _____
Signature
Mark Jones
Printed Name
Commissioner – Precinct 2
Title

Date

**SUPPLEMENTAL NO. 2 TO
WORK AUTHORIZATION NO. 19**

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

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

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

Part 2. The maximum amount payable for services under this Work Authorization No. 19 without modification is \$138,040.00 reflecting an increase of \$6,000.00 through this supplemental No. 2.


Part 3. Payment to the *Consultant* for the services established under this Supplemental No. 2 Work Authorization No. 19 shall be made in accordance with the Agreement.

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2011, unless extended by a Supplemental Work Authorization.

Part 5. This Supplemental No. 2 to Work Authorization No. 19 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 6. This Supplemental No. 2 to Work Authorization No. 19 is hereby accepted and acknowledged below.

CONSULTANT:
Prime Strategies, Inc.

By: 
Signature

Mike Weaver
Printed Name

Principal
Title

9/2/2011
Date

COUNTY:
Hays County, Texas

By: _____
Signature

Mark Jones
Printed Name

Commissioner – Precinct 2
Title

Date

**SUPPLEMENTAL NO. 2 TO
WORK AUTHORIZATION NO. 20**

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

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

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

Part 2. The maximum amount payable for services under this Work Authorization No. 20 without modification is \$111,500.00 reflecting an increase of \$5,140.00 through this supplemental No. 2.

Part 3. Payment to the *Consultant* for the services established under this Supplemental No. 2 to Work Authorization No. 20 shall be made in accordance with the Agreement.

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2011, unless extended by a Supplemental Work Authorization.

Part 5. This Supplemental No. 2 to Work Authorization No. 20 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 6. This Supplemental No. 2 to Work Authorization No. 20 is hereby accepted and acknowledged below.

CONSULTANT:
Prime Strategies, Inc.

By: 
Signature

Mike Weaver
Printed Name

Principal
Title

9/20/2011
Date

COUNTY:
Hays County, Texas

By: _____
Signature

Debbie Ingalsbe
Printed Name

Commissioner – Precinct 1
Title

Date

**SUPPLEMENTAL NO. 2 TO
WORK AUTHORIZATION NO. 21**

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

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

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


Part 2. The maximum amount payable for services under this Work Authorization No. 21 without modification is \$93,020.00 reflecting an increase of \$4,500.00 through this supplemental No. 2.

Part 3. Payment to the *Consultant* for the services established under this Supplemental No. 2 to Work Authorization No. 21 shall be made in accordance with the Agreement.

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2011, unless extended by a Supplemental Work Authorization.

Part 5. This Supplemental No. 2 to Work Authorization No. 21 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 6. This Supplemental No. 2 to Work Authorization No. 21 is hereby accepted and acknowledged below.

CONSULTANT:
Prime Strategies, Inc.
By: 
Signature
Mike Weaver
Printed Name
Principal
Title
9/24/2011
Date

COUNTY:
Hays County, Texas
By: _____
Signature
Mark Jones
Printed Name
Commissioner -- Precinct 2
Title

Date

**SUPPLEMENTAL NO. 2 TO
WORK AUTHORIZATION NO. 22**

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

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

Program management activities as specified in the Scope of Work related to the IH-35 SB frontage road/ramps – FM 1626 to FM 150 (PTT0016-02-127) pass through finance project.

Part 2. The maximum amount payable for services under this Work Authorization No. 22 without modification is \$92,520.00 reflecting an increase of \$4,000.00 through this supplemental No. 2.


Part 3. Payment to the *Consultant* for the services established under this Supplemental No. 2 to Work Authorization No. 22 shall be made in accordance with the Agreement.

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2011, unless extended by a Supplemental Work Authorization.

Part 5. This Supplemental No. 2 to Work Authorization No. 22 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 6. This Supplemental No. 2 to Work Authorization No. 22 is hereby accepted and acknowledged below.

CONSULTANT:
Prime Strategies, Inc.

By: 
Signature

Mike Weaver
Printed Name

Principal
Title

9/20/2011
Date

COUNTY:
Hays County, Texas

By: _____
Signature

Mark Jones
Printed Name

Commissioner – Precinct 2
Title

Date

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible action to authorize the County Judge or designee to execute FY2012 Work Authorizations No. 23, 24, 25, 26, 27, 28 & 29 under the Program Management Services contract for the Pass-Through Program with Prime Strategies, Inc.

TYPE OF ITEM: **CONSENT** ☒ **ACTION** ☐ **EXECUTIVE SESSION**

Check One ☐ **WORKSHOP** ☐ **PROCLAMATION** ☐ **PRESENTATION**

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: Budgeted pass-through funds. (already allocated)

REQUESTED BY: The county pass-through manager at Prime Strategies, Inc. Mike Weaver

SPONSORED BY: County Judge Bert Cobb

SUMMARY: Work Authorizations No. 23, 24, 25, 26, 27, 28 & 29 will allow for the continuation of pass-through program management services including but not limited to:

- 1.) Agency Coordination
- 2.) Management of Design Activities
- 3.) Project Administration

See attached

- Program Management Budget by Fiscal Year Memo dated 1/22/2009
- Partially Executed Work Authorizations

AGENDA ITEM – APPROVED BY:

COUNTY JUDGE

•

COUNTY AUDITOR

•

COMMISSIONER PCT. 1

•

COMMISSIONER PCT. 2

•

COMMISSIONER PCT. 3

•

COMMISSIONER PCT. 4

•

ACTION TAKEN / ACTION REQUIRED:

1508 S. Lamar Blvd.
Austin, Texas 78704
512.445.7074 Main
512.445.7064 Fax

Prime Strategies, Inc.

Memo

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

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

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

ATTACHMENT A

WORK AUTHORIZATION NO. 23

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

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

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

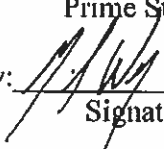
Part 2. The maximum amount payable for services under this Work Authorization without modification is \$4,887.24.

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

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2012, unless extended by a Supplemental Work Authorization.

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

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

CONSULTANT:
Prime Strategies, Inc.
By: 
Signature
Mike Weaver
Printed Name
Principal
Title
9/20/2011
Date

COUNTY:
Hays County, Texas
By: _____
Signature
Ray Whisenant
Printed Name
Commissioner – Precinct 4
Title

Date

ATTACHMENT A

WORK AUTHORIZATION NO. 24

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

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

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

Part 2. The maximum amount payable for services under this Work Authorization without modification is \$16,290.80.

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

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2012, unless extended by a Supplemental Work Authorization.

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

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

CONSULTANT:
Prime Strategies, Inc.

By: _____

M. Weaver
Signature

Mike Weaver
Printed Name

Principal

Title

9/27/2011

Date

COUNTY:
Hays County, Texas

By: _____

Signature

Mark Jones

Printed Name

Commissioner – Precinct 2

Title

Date

ATTACHMENT A

WORK AUTHORIZATION NO. 25

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

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

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


Part 2. The maximum amount payable for services under this Work Authorization without modification is \$162,908.01.

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

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2012, unless extended by a Supplemental Work Authorization.

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

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

CONSULTANT:
Prime Strategies, Inc.
By: 
Signature
Mike Weaver
Printed Name
Principal
Title
9/27/2011
Date

COUNTY:
Hays County, Texas
By: _____
Signature
Mark Jones
Printed Name
Commissioner – Precinct 2
Title

Date

ATTACHMENT A

WORK AUTHORIZATION NO. 26

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

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

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

Part 2. The maximum amount payable for services under this Work Authorization without modification is \$94,486.65.

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


Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2012, unless extended by a Supplemental Work Authorization.

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

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

CONSULTANT:
Prime Strategies, Inc.

COUNTY:
Hays County, Texas

By: 
Signature

By: _____
Signature

Mike Weaver
Printed Name

Mark Jones
Printed Name

Principal
Title

Commissioner – Precinct 2
Title

9/21/2011
Date

Date

ATTACHMENT A

WORK AUTHORIZATION NO. 27

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

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

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


Part 2. The maximum amount payable for services under this Work Authorization without modification is \$87,970.33.

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

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2012, unless extended by a Supplemental Work Authorization.

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

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

CONSULTANT:
Prime Strategies, Inc.
By: 
Signature
Mike Weaver
Printed Name
Principal
Title
9/21/2011
Date

COUNTY:
Hays County, Texas
By: _____
Signature
Debbie Ingalsbe
Printed Name
Commissioner – Precinct 1
Title

Date

ATTACHMENT A

WORK AUTHORIZATION NO. 28

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

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

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

Part 2. The maximum amount payable for services under this Work Authorization without modification is \$84,712.17.

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

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2012, unless extended by a Supplemental Work Authorization.

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

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

CONSULTANT:
Prime Strategies, Inc.

By: _____

Signature

Mike Weaver

Printed Name

Principal

Title

9/20/2011

Date

COUNTY:
Hays County, Texas

By: _____

Signature

Mark Jones

Printed Name

Commissioner – Precinct 2

Title

Date

ATTACHMENT A

WORK AUTHORIZATION NO. 29

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

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

Program management activities as specified in the Scope of Work related to the IH-35 SB frontage road/ramps – FM 1626 to FM 150 (PTT0016-02-127) pass through finance project.

Part 2. The maximum amount payable for services under this Work Authorization without modification is \$97,744.81.

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

Part 4. This Work Authorization shall become effective on the date of final acceptance of the parties hereto and shall terminate on September 30, 2012, unless extended by a Supplemental Work Authorization.

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

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

CONSULTANT:
Prime Strategies, Inc.

COUNTY:
Hays County, Texas

By: 
Signature

By: _____
Signature

Mike Weaver
Printed Name

Mark Jones
Printed Name

Principal
Title

Commissioner – Precinct 2
Title

9/21/2011
Date

Date

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible action to authorize the Hays County Commissioners Court to execute a Resolution of Support for Removal of State Highway 45 between Loop 1 and Farm-to-Market Road 1626 and Construction of a County Road between Loop 1 and Farm-to-Market Road 1626.

TYPE OF ITEM: **CONSENT** ☒ **ACTION** ☐ **EXECUTIVE SESSION**

Check One ☐ **WORKSHOP** ☐ **PROCLAMATION** ☐ **PRESENTATION**

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: \$5.0 million

LINE ITEM NUMBER OF FUNDS REQUIRED: TBD

REQUESTED BY: Judge Bert Cobb, & Commissioner Mark Jones

SPONSORED BY: Judge Bert Cobb & Commissioner Mark Jones

SUMMARY: Hays County Resolution of Support for Removal of State Highway 45 between Loop 1 and Farm-to-Market Road 1626 and Construction of a 2-3 lane County Road between Loop1 and Farm-to-Market Road 1626

AGENDA ITEM – APPROVED BY:

COUNTY JUDGE

•

COUNTY AUDITOR

•

COMMISSIONER PCT. 1 •

COMMISSIONER PCT. 2 •

COMMISSIONER PCT. 3 •

COMMISSIONER PCT. 4 •

ACTION TAKEN / ACTION REQUIRED:

**Hays County Resolution of Support for Removal of State Highway 45
between Loop 1 and Farm-to-Market Road 1626 and Construction
of a County Road between Loop1 and Farm-to-Market Road 1626**

RESOLUTION NO. _____

WHEREAS, Hays County population increased by over 60% in the last ten years; and

WHEREAS, over 65% of Hays County's population is located along the Interstate (IH) 35 corridor; and

WHEREAS, Hays County citizens commute to Austin-Travis County on Farm-to-Market Road (FM) 1626 and Brodie Lane to access Loop 1 and other major arterials in Travis County; and

WHEREAS, Travis County used voter authorized bonds to acquire 100% of the State Highway (SH) 45 right-of-way, in partnership with Hays County General Fund Dollars; and

WHEREAS, Hays County is planning to construct, under the Texas Department of Transportation (TxDOT) Pass-Through Finance Program, a \$70.0 million expansion of FM 1626 to a 4-lane divided roadway from FM 2770 to the Hays/Travis County Line; and

WHEREAS, Travis County, under the TxDOT Pass-Through Finance Program, proposes to widen FM 1626 to a 4-lane divided roadway north from the Travis/Hays County Line; and

WHEREAS, Hays County is committed to improving the safety of the traveling public and protecting the existing neighborhoods along Brodie Lane; and

WHEREAS, Hays County, in partnership with Travis County, locally funded the acquisition of right-of-way for State Highway (SH) 45 between Loop 1 and FM 1626;

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

- (a) That the Commissioners Court of Hays County, Texas authorizes the County Judge or his designee to negotiate an Interlocal Agreement (ILA) with Travis County to:
 - a. Request that TxDOT remove SH 45 between Loop 1 and FM 1626 from the State Highway System and transfer the right-of-way; previously purchased with 100% local dollars, back to Travis and Hays Counties, and
 - b. Outline a process for Travis County, with assistance from Hays County, to develop and construct a 2 to 3 lane County Road between Loop 1 and FM 1626

BE IT FURTHER RESOLVED BY THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS:

- (a) That the Commissioners Court of Hays County, Texas commits up to \$5.0 million towards the construction of a 2 to 3 lane County Road between Loop 1 and FM 1626.

PASSED AND APPROVED this ____ day of _____, 2011.

Bert Cobb, M.D.
Hays County Judge

Debbie Gonzalez Ingalsbe
Commissioner, Pct. 1

Mark Jones
Commissioner, Pct. 2

Will Conley
Commissioner, Pct. 3

Ray Whisenant
Commissioner Pct. 4

HR0363 Hays County resolution Removal of SH 45 from SHS, FB&M 69212011.docx

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 an inter-local agreement with the City of Kyle for construction of Dacy Lane Phase I adjacent to Seton Hospital.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: Commissioner Precinct 2 Mark Jones/Mark Kennedy

SPONSORED BY: Commissioner Precinct 2 Mark Jones

SUMMARY:

(see attachment)

INTERLOCAL AGREEMENT BETWEEN
HAYS COUNTY AND CITY OF KYLE
(DACY LANE)

THE STATE OF TEXAS

§

COUNTY OF HAYS

§

§

This Interlocal Agreement (the "Agreement") is entered into as of this _____ day of _____, 2011, by and between Hays County, a political subdivision of the State of Texas (the "County") and the City of Kyle, a political subdivision of the State of Texas (the "City") (collectively, the "Parties").

RECITALS

WHEREAS, V.T.C.A., Government Code, Chapter 791, cited as the Texas Interlocal Cooperation Act, provides that any one or more local governments may contract with each other for the performance of governmental functions or services for the promotion and protection of the health and welfare of the inhabitants of this State and the mutual benefit of the parties;

WHEREAS, the County and the City each entered into Economic Development Incentives Agreements ("EDIAs") with the Daughters of Charity Health Services of Austin d/b/a/ Seton Family of Hospitals ("Seton");

WHEREAS, the County, in its EDIA with Seton agreed to make improvements to the portion of Dacy Lane that abuts the western side of the Seton property, improving, at a minimum, that roadway to three lanes in width and to a county road standard;

WHEREAS, the City expressed a desire to have the County construct this portion of Dacy Lane to a higher standard than required by the County's EDIA with Seton;

WHEREAS, the City, in order to induce the County to construct this portion of Dacy Lane to a higher standard, expressed a desire and intent to participate with the County in the funding of the Dacy Lane Project; and

WHEREAS, the Parties wish to commit their agreement to writing, as is required by Chapter 791 of the Texas Government Code.

NOW THEREFORE, in consideration of the mutual covenants and agreements herein contained, the City and the County agree as follows:

A.

TERMS AND CONDITIONS

1. Project Description.

1.1 The Project. The Dacy Lane Project consists of widening and improving the roadway to a 4-Lane, curb-and-gutter interconnector. Additionally, Dacy Lane will be straightened north of Goforth Road to facilitate safety and mobility of traffic, including emergency vehicles associated with the Seton Hospital development. The total Project has been estimated to be Eight Million, Two-Hundred Thousand Dollars (\$8,200,000.00 USD) ("Project Costs").

2. Party Obligations.

2.1 City Payment. In return for the County's willingness to build the Dacy Lane project to a higher road standard, the City shall pay Two Million Dollars (\$2,000,000 USD) as its share of the Project Costs. The City's payment, which may be adjusted under Sections 2.3 and 2.4 below, shall be due within one-hundred-and-eighty (180) days of receiving written notice from the County under Section 2.5, below.

2.2 County Payment. The County shall be responsible for all costs related to the environmental permitting, project design, acquisition of right-of-way, and construction costs for the Dacy Lane Project.

2.3 Pro-Rata Reimbursement. Each Party shall be responsible for an amount that is equal to that Party's pro rata contribution to the Project Costs. The pro rata contribution for the City under this Amended Agreement is 24.39%. The pro rata contribution for the County under this Amended Agreement is 75.61%. If final project costs are *less* than the Project Costs cited in Section 1.1, above, then the City shall only be obligated to pay 24.39% of final project costs.

2.4 Additional Pro-Rata Contribution. Each Party shall be responsible for an amount that is equal to that Party's pro rata contribution to the Project Costs. The pro rata contribution for the City under this Agreement is 24.39%. The pro rata contribution for the County under this Agreement is 75.61%. If final project costs are *more* than the Project Costs cited in Section 1.1, above, then the City shall be obligated to pay 24.39% of final project costs, even though that amount exceeds Two Million Dollars (\$2,000,000 USD).

2.5 Written Notice of Final Project Costs. At or about the time of substantial completion, the County shall provide the City with written notice of the final project costs associated with the Dacy Lane Project. Said written notice shall include an accounting of expenditures related to the Project. This written notice shall begin the time period for the City's payment obligations under Section 2.1, above.

B.

MISCELLANEOUS PROVISIONS

1. **Execution.** This Agreement may be simultaneously executed in any number of counterparts, each of which will serve as an original and will constitute one and the same instrument.
2. **Governing Law.** This Agreement will be governed by the Constitution and laws of the State of Texas.
3. **Successors and Assigns.** The assignment of this Agreement by either Party is prohibited without the prior written consent of the other Party.
4. **Headings.** The captions and headings appearing in this Agreement are inserted merely to facilitate reference and will have no bearing upon its interpretation.
5. **Partial Invalidity.** If any of the terms, covenants or conditions of this Agreement, or the application of any term, covenant, or condition, is held invalid as to any person or circumstance by any court with jurisdiction, the remainder of this Agreement, and the application of its terms, covenants, or conditions to other persons or circumstances, will not be affected.
6. **Waiver.** Any waiver by any party of its rights with respect to a default or requirement under this Agreement will not be deemed a waiver of any subsequent default or other matter.
7. **Amendments.** This Agreement may be amended or modified only by written agreement duly authorized and executed by the duly authorized representatives of the Parties.
8. **Cooperation.** Each Party agrees to execute and deliver all such other and further instruments and undertake such actions as are or may become necessary or convenient to effectuate the purposes and intent of this Agreement.
9. **Venue.** All obligations of the Parties are performable in Hays County, Texas and venue for any action arising hereunder will be in Hays County.
10. **Third Party Beneficiaries.** Except as otherwise expressly provided herein, nothing in this Agreement, express or implied, is intended to confer upon any person, other than the Parties, any rights, benefits, or remedies under or by reason of this Agreement.
11. **Representations.** Unless otherwise expressly provided, the representations, warranties, covenants, indemnities, and other agreements will be deemed to be material and continuing, will not be merged, and will survive the termination or expiration of this Agreement.

12. **Exhibits.** All exhibits attached to this Agreement are hereby incorporated in this Agreement as if the same were set forth in full in the body of this Agreement.
13. **Entire Agreement.** This Agreement, including any attached exhibits, contains the entire agreement between the Parties with respect to the subject matter and supersedes all previous communications, representations, or agreements, either verbal or written, between the Parties with respect to such matters.
14. **Term.** This Agreement shall automatically terminate if a contract for the Project is not awarded within three (3) years after this Agreement is executed by both parties.

IN WITNESS WHEREOF, the Parties hereto have caused this instrument to be signed, sealed and attested in duplicate by their duly authorized officers, as of the Effective Date.

HAYS COUNTY

By: _____
Judge Bert Cobb, M.D.
Hays County Judge

Date: _____

CITY OF KYLE, TEXAS

By: _____
Lanny Lambert
City Manager

Date: _____

Agenda Item Request Form

Hays County Commissioners Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible resolution regarding a Countywide policy for projects performed under Chapter 253 of the Texas Transportation Code.

TYPE OF ITEM: Action

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: JONES

SPONSORED BY: JONES

SUMMARY: Chapter 253 of the Texas Transportation Code allows Commissioners Court to determine whether improvements to a road are necessary for the public health, safety and/or welfare of the residents of the county. Upon this determination, Commissioners Court may propose to (1) improve the road to comply with county standards for roads; and (2) assess all or part of the costs of the improvement pro rata against the record owners of the real property of the subdivision. A countywide policy would set the parameters for what percentage of materials, labor and/or equipment property owners would reimburse the county for bringing their road up to standard. In our current Ch. 253 project, the county will be reimbursed 50% of the total project cost.

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 an agreement with the City of Umland regarding subdivision and development regulation in the extraterritorial jurisdiction of Umland, pursuant to HB1445 (2001).

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: JONES/INGALSBE

SPONSORED BY: JONES/INGALSBE

SUMMARY:

To date, the City of Umland and Hays County have never executed a 1445/interlocal agreement for plat approvals in the ETJ. The City has approved the attached agreement which will get both entities in compliance with state law.

This interlocal agreement will streamline the platting process by utilizing Hays County as the "one-stop" shop for plat review and approvals. Development Services staff will still coordinate with the City and require compliance with regulations identified by the City at the time of review.

**INTERLOCAL COOPERATION AGREEMENT
BETWEEN HAYS COUNTY AND THE CITY OF UHLAND
FOR SUBDIVISION REGULATION WITHIN THE EXTRATERRITORIAL
JURISDICTION OF THE CITY OF UHLAND**

THIS INTERLOCAL COOPERATION AGREEMENT (this “Agreement”) is made and entered into by and between Hays County, Texas, a political subdivision of the State of Texas (hereinafter referred to as “COUNTY”), by and through its County Judge, Dr. Bert Cobb, and the City of Uhland, a municipal corporation of the State of Texas (hereinafter referred to as “CITY”), by and through its Mayor, The City and the County are hereinafter collectively referred to as “the Parties” or “the Parties to this Agreement.”

WHEREAS, the CITY has duly identified its corporate limits and the areas of its extraterritorial jurisdiction (hereinafter referred to as “ETJ” or the “CITY’s ETJ”) within the COUNTY; and

WHEREAS, the CITY has adopted and is enforcing subdivision regulations pursuant to TEX. LOCAL GOV’T CODE Subchapter A of Chapter 212 and other statutes applicable to municipalities; and

WHEREAS, the COUNTY has adopted and is enforcing subdivision regulations pursuant to TEX. LOCAL GOV’T CODE sections 232.001-232.005 and other statutes applicable to counties; and

WHEREAS, the COUNTY and the CITY, pursuant to TEX. LOCAL GOV’T CODE Section 242.001, both enforced their subdivision regulations in the CITY’s ETJ and, in those situations where the CITY’s regulation conflicted with the COUNTY’s regulation, the more stringent provisions have prevailed; and

WHEREAS, the Texas Legislature revised TEX. LOCAL GOV’T CODE Chapter 242 to limit subdivision regulation within the ETJ to one entity; and

WHEREAS, to the extent that the CITY's execution of this Agreement and related agreements with other counties in other areas of the CITY's ETJ, or the CITY's adoption, administration or enforcement of ordinances, rules, regulations or plans in reasonable furtherance of this Agreement or the related agreements results in requirements or restrictions that are not identical throughout the CITY's entire ETJ, the Parties jointly acknowledge that the actions of the CITY are "reasonably taken to fulfill an obligation mandated by state law" within the meaning of TEX. GOV'T CODE Section 2007.003(b)(4), and are therefore not subject to TEX. GOV'T CODE Chapter 2007; and

WHEREAS, both the COUNTY and the CITY desire to enter into an Interlocal Cooperation Agreement, pursuant to TEX. GOV'T CODE Section 791.011(a), whereby the COUNTY and the CITY shall agree upon the terms of said written agreement.

NOW, THEREFORE, the COUNTY and the CITY mutually agree as follows:

I. TERM OF AGREEMENT AND CERTIFICATION

A. The COUNTY and the CITY mutually agree that the term of this Agreement shall be from the date it is formally and duly executed by both the COUNTY and the CITY until December 31, 2011. This Agreement shall automatically renew annually on the anniversary date, unless earlier terminated by mutual agreement of the Parties.

B. Notwithstanding the foregoing, this Agreement may be terminated by either Party by giving thirty (30) days written notice of intent to terminate this Agreement to the other Party. Any notice of intent to terminate must be delivered by deposit in the United States mail, certified, return receipt requested, to the other Party at the addresses set out herein. Upon termination

of this Agreement, neither Party shall have any obligations to the other Party under this Agreement, except with respect to payment for services already rendered under this Agreement, but not yet paid.

- C. The COUNTY and the CITY mutually certify that this Agreement complies with the requirements of Texas Local Government Code, Chapter 242.

II. CITY RESPONSIBILITIES

- A. The CITY assigns and delegates to the COUNTY the CITY'S authority to approve subdivision plats within the ETJ of the CITY, pursuant to TEX. LOCAL GOV'T CODE Section 242.001(d), so that the COUNTY has exclusive jurisdiction to approve subdivision plats in the CITY's ETJ.
- B. The CITY shall provide the COUNTY with any written comments within ten working days from the date of receipt.
- C. The CITY shall make recommendation to the COUNTY regarding compliance with all CITY development regulations in the form of a signed letter addressed to the COUNTY Commissioners Court.

III. COUNTY RESPONSIBILITIES

- A. The COUNTY shall enforce its subdivision regulations, including review and approval processes and design and construction standards, within the CITY's ETJ.
- B. The COUNTY shall coordinate the development process within the CITY's ETJ and be the point of contact between the CITY and all parties submitting an application for approval under this agreement.
- C. The COUNTY shall include a signed letter of recommendation from the CITY to the HAYS COUNTY COMMISSIONERS COURT and the COUNTY shall

not take action on plats within the CITY'S ETJ without the aforementioned letter.

- D. The COUNTY agrees to require developers to dedicate public right-of-way pursuant to the CITY Transportation Plan as currently revised or amended, subject to applicable constitutional and statutory limitations. For subdivisions in which it appears to the CITY that a requirement for dedication of right-of-way pursuant to such Transportation Plan may exceed an applicable constitutional or statutory limitation, the CITY will notify the COUNTY, and the parties will cooperate to determine the extent of right-of-way dedication to be required, or an alternative method of securing the needed right-of-way.
- E. The COUNTY shall deliver six copies of all plat submittals to the CITY for review, within five working days from the date of receipt.
- F. The COUNTY shall require a signature block for the current CITY REPRESENTATIVE authorizing the filing of the plat under this agreement.
- G. COUNTY inspectors shall have inspection and approval authority over the road construction, stormwater drainage construction, and water and wastewater facility construction within the right-of-way and easements.
- H. The COUNTY shall collect and forward to the CITY all CITY subdivision fees as presently authorized or amended by the CITY, for services to be performed by the CITY. The COUNTY shall have the right to charge applicants/developers reasonable fees, sufficient to cover the full cost of services provided by the COUNTY under this Agreement and otherwise in the administration of regulations that apply to subdivisions in the CITY's ETJ. In

addition to the COUNTY'S fees and in consideration of the CITY's performance under this Agreement, the COUNTY shall collect a fee, subject to the CITY's current fee schedule, for every subdivision subject to this Agreement. Subject to other taxes, fees, fines and penalties permitted by law, said fee shall be forwarded to the CITY and shall constitute full and complete compensation for CITY services under this Agreement.

- I. The COUNTY agrees to collaborate with the CITY regarding the interpretation of any rule or regulation delegated by the CITY under this agreement. Such collaboration may result in the grant of a variance on a case-by-case basis. However, the COUNTY shall not grant a variance to a CITY regulation without the consent of the CITY.
- J. As an attachment to this Agreement, the CITY shall provide a current map defining the legal boundaries of its corporate limits and areas of ETJ. The CITY shall notify the COUNTY of any changes to the CITY's ETJ within 10 days of the effective date of the change, and the area covered by this agreement shall be deemed by the parties to be amended accordingly. Notice shall be provided by letter according to Section IV. C, below. A change in the area covered by this Agreement shall not, however, affect any rights accrued under TEX. LOCAL GOV'T CODE Chapter 245 prior to the effective date of the change.

K.

IV. GENERAL PROVISIONS

A. General Administration: Administering this Agreement and the contact person for the COUNTY shall be the Hays County Director of Development Services, or his/her representative. Administering this Agreement and the contact person and representative for the CITY shall be the City Secretary, or his/her designee.

B. Alteration, Amendment or Modification: This Agreement may not be altered, amended, or modified except in a subsequent writing signed by all Parties to this Agreement. No official, agent, employee, or representative of either the COUNTY or the CITY has the authority to alter, amend, or modify the terms of this Agreement, except in accordance with express authority as may be respectively granted by either the Hays County Commissioners Court or the CITY.

C. Notice: All notices sent pursuant to this Agreement shall be in writing and must be sent by registered or certified mail, postage prepaid, return receipt requested.

(a) Notices sent pursuant to this Agreement shall be sent to the Hays County Subdivision Coordinator's Office at the following address:

Ms. Roxie Botkin (or her successors)
Hays County Development Services
P.O. Box 1006
San Marcos, Texas 78667-1006

(b) Notices sent pursuant to this Agreement may be delivered or sent to the CITY at the following address:

(c) To Be Provided.

(c) To be effective, a copy of any notices sent to the COUNTY shall be sent to the Special Counsel's Office at the following address:

Mark Driscoll Kennedy (or his successor)
A.D.A. -- Chief -- Civil Division
Hays County, Texas
111 E. San Antonio, Suite 204
San Marcos, TX 78666

(d) To be effective, a copy of any notice sent to the CITY shall be sent to the CITY Attorney at the following address:
To Be Provided

(e) When notices sent pursuant to this Agreement are mailed by registered or certified mail, notice shall be deemed effective three (3) days after deposit in a U.S. mail box or at a U.S. post office.

D. Severability: If any provision of this Agreement is found to be invalid, illegal, or unenforceable, such invalidity, illegality, or unenforceability shall not affect the remaining provisions of this Agreement.

E. Breach: The failure of either Party to comply with the terms and conditions of this Agreement shall constitute a breach of this Agreement. Either Party shall be entitled to any and all rights and remedies allowed under Texas law for any breach of this Agreement by the other Party.

F. Non-Waiver: The waiver by either Party of a breach of this Agreement shall not constitute a continuing waiver of such breach or of a subsequent breach of the same or a different provision. Nothing in this Agreement is intended by either Party to constitute a waiver of any immunity from suit or liability to which it is entitled under applicable law.

G. Entire Agreement; Third Parties: This Agreement constitutes the entire agreement between the COUNTY and the CITY. No other agreement, statement, or promise relating to the subject matter of this Agreement and which is not contained in this Agreement or incorporated by reference in this Agreement shall be valid or binding. This Agreement is not intended to confer any rights on any third parties, and it shall not be construed as conferring any rights on any third parties.

H. Terms used in Document: As used in this document, the terms “Interlocal Cooperation Agreement”, “Interlocal Agreement”, “Agreement”, and “Contract” are synonymous.

I. Non-Defined Terms: If not specifically defined in this Agreement, words and phrases used in this Agreement shall have their ordinary meaning as defined by common usage.

EXECUTED THIS _____ day of _____, 2011.

HAYS COUNTY

By: _____
HONORABLE JUDGE BERT COBB, M.D.
HAYS COUNTY JUDGE

ATTEST:

LIZ Q. GONZALEZ, HAYS COUNTY CLERK

DATE: _____

EXECUTED THIS _____ day of _____, 2011.

CITY OF UHLAND

By: _____

ATTEST:

DATE: _____

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

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

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

AGENDA ITEM: Discussion and possible action to appoint the citizen committee for the Hays County Transportation Plan.

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

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: Commissioner Will Conley

SPONSORED BY: Commissioner Will Conley

SUMMARY:

Each Commissioner will make their respective appointments to the county's transportation plan

Judge Cobb	Comm. Ingalsbe	Comm. Jones	Comm. Conley	Comm. Whisenant
1)Winton Porterfield	1)	1)	1)Glen Straube	1)Ben Sorrell
2)Dwain Lee York	2)	2)	2)Michael Moeller	2)Ray Odell (bio to be presented during court)
3)TBD	3)	3)	3)Jeffrey Jewett	3)TBD

Winton C. Porterfield

Winton has nearly 20 years of professional experience planning and managing both public and private infrastructure projects in Central Texas. For the past six years he has served as the Vice President and General Manager of Wimberley Springs Partners, a real estate investment and development company that also operates the Quicksand at Woodcreek Golf Course in Wimberley.

Before joining Wimberley Springs Partners, Winton was a project manager and Director of Business Development for Loomis Partners, a civil engineering, planning and surveying firm located in Austin. He previously held a similar position with Doucet & Associates, another Austin consulting firm.

Winton performed planning, site selection, and entitlement services for a number of public and corporate clients during his consulting career. Public sector clients have included Hays County, the City of San Marcos, San Marcos CISD, the City of Buda, and the Village of Wimberley. He has also represented corporate clients of all sizes, including several Fortune 500 companies expanding into Texas markets.

Prior to working in the private sector, Winton worked at Hays County for a number of years, as administrative coordinator in the County Judge's Office from 1994-1997, and subdivision coordinator from 1997-1999. He has also served on a number of boards and commissions, including the Hays County Historical Commission (1992-1999), and on two different committees charged with revising Hays County's development regulations, once in 1996 and again in 2008.

Winton attended Connecticut College in New London, CT and Southern Methodist University in Dallas. He and his wife Kim live in San Marcos, and have two daughters who are students at San Marcos High School.

Dwain Lee York

1 LaQuinta, Wimberley, Tx 78676 (512) 847-5358 Office

CORE BELIEFS OF THE ROLE OF SUPERINTENDENT

COMMITMENT / LEADERSHIP / INTEGRITY

The Superintendent is the chief executive officer of the board of education. The Superintendent must assume responsibility to the Board for complete oversight and administration of all phases of the District.

The Superintendent must develop, collaboratively with the staff, a comprehensive progressive instructional program designed to meet the needs, interest, and aptitudes of all students. He provides research-based professional development opportunities and all necessary instructional materials to create and maintain a highly qualified faculty, auxiliary, and administrative staff.

The Superintendent is directly responsible for the business affairs of the district and its financial well-being. He is also responsible for plant maintenance and operation.

The Superintendent must be responsible for all personnel and ensure that maximum productivity is achieved from all employees. Student achievement must be used in appraisal of teacher effectiveness.

The Superintendent must be an effective communicator. He must communicate openly with the Board, district personnel, and the community to ensure strong support for the services provided.

MAJOR STRENGTHS INCLUDE:

- Extensive record of demonstrated leadership with vision and accountability
- Excellent at promoting collaboration, communication, and unity among staff, parents, business, City Governments, Board and the community.
- Action planning and creativity that builds on and expands existing strengths and initiatives.
- Focus on all schools being effective schools, integrating technology, benchmarking student achievement, and preparing all students for post secondary education, which includes career training (college and career preparation)
- Effective at promoting safe caring, positive, and productive work environments for all staff
- Establishing high academic expectations and equity in multiethnic school district's instructional effectiveness

EDUCATION

- 2004 Post Graduate, Superintendent Certification, Texas State, San Marcos, Tx.
- 2000 Master of Education, Administrative Mid-Management, Tarleton State Univ., Stephenville, Tx.
- 1977 Bachelor of Science, Math, Physical Ed., Eastern New Mexico University, Portales, NM.
- 1973 University of New Mexico, Albuquerque, NM

Professional Experience

Superintendent: (2007- present)	Wimberley Independent School District, Wimberley, TX
High School Principal: (1999 – 2007)	Wimberley Independent School District, Wimberley, TX
Jr. High Asst. Principal: (1998-1999)	Wimberley Independent School District, Wimberley, TX
Ath. Dir/Hd. FB/Math Teacher: (1994-1998)	Hawley ISD, Hawley, TX
Hd. FB Coach/Math Teacher: (1988-1994)	Highland Park ISD, Amarillo, TX
Ath. Dir/ Hd. FB/Math Teacher: (1986-1988)	Melrose ISD, Melrose NM
Off. Coord. FB/Math Teacher: (1983-1986)	Eunice ISD, Eunice, NM
Math Teacher/Coach: (1982-1983)	Hobbs ISD, Hobbs, NM
Petroleum Engineer Tech: (1981-1982)	Dorchester Oil Co. Inc., Midland, TX
Math Teacher/Coach: (1977-1981)	Clovis ISD, Clovis, NM
Adjunct Math faculty (2 semesters)	Cisco Jr College, Abilene Campus (1996-97)
Adjunct Math faculty (3 semesters)	Amarillo Jr. College (1990-92)

Professional Experience Achievements

Superintendent, Wimberley ISD

I currently serve as Superintendent of Schools serving 2050 students, 305 faculty and staff members, and manage a budget of \$20.8 million.

In July 2007 when I was appointed Interim Superintendent, WISD was faced with a \$2.8 million budget deficit, with \$2 million owed to TEA for Chapter 41 "settle-up". Due to the magnitude of our financial situation the Board adopted a Resolution to TEA stating that WISD would *"send to the State of Texas the amount of \$20 as a Chapter 41 payment, pending resolution of this matter by litigation..."*. I fully supported the Board Resolution to TEA; however, I realized the impact of the Boards action. I firmly believe the Boards decisive and aggressive statement placed Wimberley ISD in a position, State-wide, in which the media made us the "poster-child" for what's wrong with "Robin Hood". I immediately initiated communication with Representative Patrick Rose and Senator Jeff Wentworth, as well as other Legislators representing Chapter 41 Districts to plea for Legislative change. I spent months meeting with Legislators, the Equity Center, Texas School Coalition, Mid-Size School Assoc. and Commissioner Scott and his staff to seek assistance and advise. My diligence and persistence paid-off, HB 3646 changed statute which made WISD eligible for the "Mid-Size" School Adjustment, resulting in a reduction of \$1.2 million in the WISD robin-hood payment.

I then aggressively negotiated, directly with Commissioner Scott and his staff to develop a plan to pay all WISD Chpt. 41 settle-up (\$2 million, dating back as far as 2004), while maintaining an M&O budget, which at least, funded existing programs. Through daily management of the 07-08 Budget, combined with budgetary cuts and personnel attrition, we were able to avoid a RIF and reduced our deficit by approximately \$700,000. During this challenging period, we were able to retain the majority of our faculty and staff through continual communication, financial updates and Legislative advocacy information.

The first budgetary cuts I proposed and implemented called for the restructuring of Central Office staff by combining personnel duties and eliminated 3 positions which equated to an approximate savings of \$145,000.

I led the development and passage of a \$34.2 million construction and renovation bond issue after 3 previous failures. Given a reduction in central office staff I:

- Led the selection process of an architectural firm
- Led the selection process of a construction manager company
- Led the Citizens Bond Committee in the development of a bond proposal
- Led PAC in the promotion of the bond proposal
- Made twenty one community presentations
- Led the development of a long range facility plan
- The project was completed on time and under budget.

I worked hard to mentor and provide professional development for four, 1st year Principals at the High School, Jr. High and Elementary, as well as a new Business Manager and Asst. Superintendent.

I worked hard to regain Community trust and overall rapport with both the City of Wimberley and Woodcreek (WISD serves two incorporated cities). I regularly attended and actively engaged when possible and needed, during both City Council meetings. I also attended and volunteered my services to other community organizations such as; Rotary, Lions, Hays-Trinity Water Board and several others.

In 2008, I proposed to the Board to return to the voters for approval to use I&S fund balance for a "Refund Bond". The \$2.5 million I&S fund balance was sufficient to pay-off three WISD Maintenance Tax notes, which also included:

- Free-up \$160,000 on the M&O budget
- Savings in interest of approximately \$550,000
- FB Turf was replaced and paid in full...savings \$55,000 interest

After extensive and meticulous review of the last three years of M&O budgets in the areas of food service, contracted by Armark and transportation, contracted by Durham, my Business and I performed a cost analysis comparing estimated cost for operating both services in-house. Upon completion of our analysis, I proposed to the Board that WISD terminate our contract with ARMARK and operate food service in-house. The savings at the close of the 2008-09 fiscal year was approximately \$100,000 and this past school year (2009-10) was about \$88,000. In addition, I proposed to the Board that WISD terminate our contract with Durham and operate District transportation in-house. Within the \$34 million Bond, \$900,000 was allocated for the purchase of 9 new buses; however, with Board approval I was able to purchase 15 used buses with warranties, which is enough to operate transportation in-house. Currently we are estimating about a \$55,000 saving in 09-10 and have greatly enhanced efficiency and improved overall service to our students.

In July 2009, Dripping Springs pulled from the Hays/Blanco Special Education Coop as Fiscal Agent; therefore, by rule Wimberley became the Fiscal Agent. I performed another analysis to assess the financial impact for WISD to remain with Blanco ISD and Johnson City ISD, as fiscal agent. The results indicated that WISD could more efficiently operate our program in-house financially, as well as enhance the level of student services provided. Therefore; I proposed to the Board that we hire a SpEd Director and needed staff and operate the program in-house. At this time it is difficult to estimate financial savings; however, student services have been greatly improved across the District.

As Superintendent, I have maintained a **hands-on approach** to the enhancement of core curriculum and programs across the District. Most recently we have partnered with Reg 13 and are implementing a K-12 "Math Initiative" funded by the DATE Grant. Other instructional/curriculum areas being addressed:

- I directed our HS Principal, to conduct, Career and Technology, student surveys, which resulted in changes of course offerings and required teacher certifications. In addition, it prompted curriculum alignment for grades 5-12, which began last May and is ongoing this year.
- I increased funding for Professional Development at all grade levels.
- Ongoing pursuit for improving student opportunities for college and career readiness in areas of curriculum, Pre AP, AP, Dual Credit, and increasing offerings in CTE. I increased funding for additional Professional Development for all college and career readiness staff.
- Restructure Department Chair job responsibilities to include teacher observation and mentoring.
- My administrative team is developing a supplemental domain to the State PDAS teacher evaluation instrument, which focuses on teaching effectiveness measured by student achievement data.

**Glen Straube
707 Mountain Crest Dr.
Wimberley, TX 78676**

Career Objective: To use the skills obtained as a construction inspector/project manager to secure a construction superintendent position.

Summary of Qualifications:

- Immense working knowledge at a construction site as an inspector/project manager
- Highly skilled in traffic control, inspection of materials, and all aspects of safety management
- Knowledge of quality and quantity of construction materials used at various processes
- Excellent communication and problem solving skills

Professional Experience:

Texas Department of Transportation, Austin, TX (1994 – Retired 8/31/11)
Construction Inspector/Project Manager

- Inspect work performed by contractors on road and bridge construction projects
- Analyze designs/blueprints and work with contractors and agency personnel to resolve any problems in the designs
- Monitor the actual progress of a project and certify payment for work performed by contractor
- Fill out daily/weekly/monthly reports including monthly estimates using Site Manager
- Interact with contractors and general public on a daily basis

Training:

- Construction Maintenance/Project Management
- Bridge Construction Inspection
- Confined Space Safety
- Construction Work Zone Hazards
- Risk Management to Reduce Tort Liability
- Roadway Illumination/Electrical Installation
- Hazard Materials Awareness
- Excavation Safety Training

References available upon request

MICHAEL MOELLER BIO SHEET

Work History

1997-Present, Manager/Trustee, Moeller Family Trust (Ranching, Oil and Gas)

1992 – Present, President, Moeller Consulting

1975-Present, Co-Owner/Manager, Moeller Ranch

1985-1991, Chief Deputy Commissioner, Texas Department of Agriculture

1983-1985, Chairman of the Board, National Farmers Union Inc.

1981-1985, President, Texas Farmers Union Inc.

1978-1981, Executive Director, Texans for Equitable Taxation

1974-1977, Executive Director, Texas Legislative Property Tax Commission

1968-1972, Teacher, San Marcos High School

Education

1974, Master of Public Affairs, Lyndon B. Johnson (LBJ) School of Public Affairs

The University of Texas, Austin, Texas

1968, Bachelor of Science, Southwest Texas State University (currently named Texas State University), San Marcos, Texas

Military

1969-1975, U.S. Army Reserves (Engineers), Honorable Discharge

Personal Information

Born June 26, 1947, Austin, Texas

Married to Nora Linares-Moeller

Son, Cullen Moeller and Daughter-in-Law, Christi Moeller

Two Grandsons, Cade and Coy

**PO Box 2412
Wimberley, TX 78676
USA**

JEFFREY V. JEWETT

2709 Oak Haven Dr.
San Marcos, Texas 78666

■ SKILLS PROFILE ■

*Highly
Motivated:*

Thrives in challenging environments. Able to perform effectively as a team player. Conscientious dedicated perfectionist with an exceptional work ethic. Over twenty five years experience in the construction industry.

*Proven
Manager:*

Efficiently solves problems and demonstrates excellent motivation that leads to the completion of projects on schedule. Recognized by managers for willingness to take on responsibility.

*Effective
to Communication:*

Able to interface with all levels of management utilizing written and verbal presentations insure that all projects successfully reach their targeted goals.

■ PROFESSIONAL EXPERIENCE ■

City of Austin, Public Works

April 2001 - Present

Lead Construction Inspector "C"

Executes inspection duties for Capital Improvement Projects, Subdivisions and Sites. Performs multiple types of inspection / coordination of City of Austin construction projects, new and renovation work, for compliance of contracts, codes, specifications, health and safety, and environmental regulations. Review plans, specifications, contracts, and ordinances. Coordinate division activities with other divisions. Investigate consumer and citizen complaints to determine validity. Interprets, explain and enforce city policies and procedures regarding technical standards, specifications, and ordinances. Check and verify contractor licenses, permits, authorization and insurance. Compiles data and information for reports, cost estimates, change orders, revisions, and construction progress payments. Serves as spokesperson for the City of Austin to answer inquiries from concerned citizens. Issues Stop Work Orders for violations. Write informational reports. Serves as a key lead in the field and office. Prepare change orders and monthly construction pay estimates. Provide training to personnel on tasks and duties.

City of Missouri City, Public Works

December 1999 - 2000

Construction Inspector

Conducted periodic and final inspections to insure accuracy and quality of construction. Performed "Planning and Zoning Plat Reviews" for City Council. Reviewed engineers design plan and geotechnical reports of proposed projects to verified compliance with ordinances with ordinances and regulations prior to approval by City Engineer. Conducted pre-construction and progress meetings. Provided technical support for engineers, developers, contractors, public and governmental agencies. I created and implemented the data base for the "Final Inspection Close Out" and initiated the procedure for "Warranty and Final Acceptance" of completed projects.

Applied Engineering Consultants

February 1997 - August 1998

Senior Field Engineer's Technician

Maintained quality control services including progress reports for construction. Insured contract compliance with Public Works specifications and Uniform Building Codes (U.B.C.). Provided construction management for plan review and design.

Summit Engineering Corporation

Aug. 1996 - Feb. 1997

Field Engineering Technician

Special Inspector on the North Hills Fire Line Placement and Repair Project. Inspected for International Gaming Technology site expansion. Provided geotechnical engineering and quality control services for numerous

construction projects. Produced summary project reports for engineering evaluations.

JEFFREY V. JEWETT

page 2 of 2

T.E. Bertagnolli & Associates

Dec. 1995 – July 1996

Project Manager / Field Administrator

NEVADA LEGISLATIVE BUILDING EXPANSION

Phase 1

Coordinated all contract activities, work progress and scheduling. Supervised and managed the general and sub-contractors work crews. Prepared R.F.I.'s, change orders, monthly pay requests, and estimates. Maintained project documents, records and as-built drawings.

Harding Lawson & Associates

Aug. 1995 – Dec. 1995

Engineering Testing Technician

WESTRACT SUPERPAVE PROJECT. Federal Highway Administration Project.

A 1.8 mile oval

tract constructed at Nevada Automotive Test Center for the purpose of evaluating performance of various mix designs of plant hot-mix asphalt paving. Performed engineering statistical analysis for HMA paving, base courses, sub-grade and structural fill.

Construction Management Services

Dec. 1992 – July 1998

Special Project Inspector

VALLEY VISTA II SUBDIVISION & I.H.G.I.D. / WASTE WATER TREATMENT PLANT

Primary civil engineering inspection for construction of the residential subdivision. Monitored installation and quality control of all public infrastructure.

Nevada Dept. of Transportation

Feb. 1985 – Oct. 1993

Level I – Level III Engineering Technician

Performed alignment surveying and grade surveys for highway & bridge construction projects. Monitored daily construction of soils, concrete, and asphalt. Conducted geotechnical quality control testing and sampling of soils for earthwork, fill, back fill, bedding and mixes for concrete and asphalt. Performed continuous quality assurance inspection and testing of concrete and asphalt plants. Performed many various inspections and testing such as embankment, fill, drainage, utilities, earth work, sub-grade base and final surface courses. Bridge abutment, bent piers, piling, and deck concrete structures such as curb, gutter, sidewalks, fence, and landscaping for major and minor bid item work.

■ CERTIFICATIONS ■

National Institute for Certification in Engineering Technologies.

Level II Highway Construction & Underground Utilities Construction

Texas Commission on Environmental Quality –

Wastewater Collections III & Water Distributions Operator Class C

Texas Engineering Extension Service

T.E.E.X./COA Misc. & Training Courses

300 Hours

August 22, 2011

Ray,

I have lived in the city of Dripping Springs since July, 1992, and have been an active participant socially and professionally in the community. I have participated as an appointee of the City of Dripping Springs Economic Development Committee, and the Chamber of Commerce EDC.

I first moved to Austin in 1963, and have observed the "flawed planning", in my opinion, that has resulted in traffic problems far greater than a city the size of Austin should be experiencing. This has provided me a perspective of population growth, and the impact that growth has on transportation, that most citizens in the area do not have.

As a real estate agent, I specialize in commercial property in North Hays County, representing Buyers, Sellers, Tenants and Landlords. I see daily the impact that the bottleneck in Oak Hill has on economic growth of North Hays County. I understand most of the issues that tend to thwart implementation of good transportation plans, and would like to be a part of the solution.

Let me know if you have any questions.

Sincerely,

Ben J. Sorrell

512.894.3468 Fax
512.628.8528 Off

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 approve expenses incurred for the emergency operation of the County's Call Center.

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

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

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: Unknown

LINE ITEM NUMBER OF FUNDS REQUIRED: 001-645-00.5399

REQUESTED BY: Herzog

SPONSORED BY: Cobb

SUMMARY: We are receiving request for reimbursement for expenses relating to the operation of the Call Center. At this point it is less than \$500. There may be other invoices that we are not aware of. It would be more efficient to allow the County Judge to determine what expenses should be reimbursed. I would recommend that we pay for the expenses out of contingencies. Currently we have approximately \$ 5,000 left in contingencies.

Bill Herzog

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Hays County Commissioners' Court

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

AGENDA ITEM: Discussion and Possible Action to receive appointees for Jacob's Well Natural Area Stakeholders Group.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: N/A

LINE ITEM NUMBER OF FUNDS REQUIRED: N/A

REQUESTED BY: CONLEY

SPONSORED BY: CONLEY

SUMMARY: On September 6, 2011, Commissioners Court voted to approve the formation of the Jacob's Well Natural Area Stakeholders Group to provide input and feedback on the planning and development of the project area. Each Commissioners Court member will announce who they have appointed to sit on the board.

Judge Cobb	Comm. Ingalsbe	Comm. Jones	Comm. Conley	Comm. Whisenant
Winton Porterfield			Sara Dishman	



SEPTEMBER 6, 2011

VOLUME U PG 683

28404 APPROVE FORMATION AND GENERAL REPRESENTATION OF A STAKEHOLDERS GROUP TO PROVIDE INPUT AND FEEDBACK ON THE JACOB'S WELL DEVELOPMENT PROJECT

Jimmy Skipton – Dripping Springs resident made public comment. On August 23, 2011 the Commissioner Court approved the selection of a consultant to prepare a development Master Plan for the 81-acre Jacob's Well property. Contract negotiations currently are underway and expected to be completed in the next few weeks. With the various interests involved in this project and the importance of the Jacob's Well property, it would be beneficial for the County to form a Citizen Stakeholders Group representative of those interests to provide input and feedback on the planning and development of the project area. Suggested representation in the Stakeholders group is as follows: Appointments by Commissioner Court members (5), Wimberley Valley Watershed Association (2), Hays Trinity Groundwater Conservation District (2), City of Wimberley (1), Woodcreek (1), Woodcreek North (1), TSU/RSI (1), The Nature Conservancy (1), Hays County Parks and Open Space Advisory Board (1). A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve formation and general representation of a stakeholders group to provide input and feedback on the Jacob's Well development project. All present voting "Aye". MOTION PASSED

Clerk's Note Agenda Item #34 RE: 10:00 A.M. PROGRESS REPORT BY THE GREATER SAN MARCOS PARTNERSHIP - was pulled

EXECUTIVE SESSION PURSUANT TO §551.027 OF THE TEXAS GOVERNMENT CODE, TO DISCUSS ECONOMIC DEVELOPMENT NEGOTIATIONS INCLUDING PROJECT DEMETER AND PROJECT SKY BLUE

Court convened into executive session at 10:50 am and reconvened into open meeting at 11:35 am. In attendance were Commissioner Jones, Commissioner Conley, Judge Cobb, Lon Shell Executive Administrative Assistant, Special Counsel Mark Kennedy, and Amy Madison. No Action Taken

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

At this time the Burn Ban will remain in effect.

Clerk's Note Agenda Item #37 RE: DISCUSSION OF ISSUES RELATED TO PROPOSED CAPITAL CONSTRUCTION PROJECTS IN HAYS COUNTY, INCLUDING BUT NOT LIMITED TO THE GOVERNMENT CENTER; THE PROPOSED PRECINCT 2 OFFICE; AND THE LAW ENFORCEMENT CENTER IMMEDIATE NEEDS PROJECT - was pulled

Clerk's Note Agenda Item #38 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR - was pulled

Clerk's Note Agenda Item #39 RE: DISCUSSION OF MATERIAL RELATING TO THE HAYS COUNTY WATER AND SEWER AUTHORITY AND/OR THE LCRA DIVESTITURE - was pulled

A motion was made by Commissioner Jones, seconded by Commissioner Conley to adjourn court.

I, LIZ Q. GONZALEZ, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on September 6, 2011.



**LIZ Q GONZALEZ, COUNTY CLERK AND EXOFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
HAYS COUNTY, TEXAS**

Winton C. Porterfield

Winton has nearly 20 years of professional experience planning and managing both public and private infrastructure projects in Central Texas. For the past six years he has served as the Vice President and General Manager of Wimberley Springs Partners, a real estate investment and development company that also operates the Quicksand at Woodcreek Golf Course in Wimberley.

Before joining Wimberley Springs Partners, Winton was a project manager and Director of Business Development for Loomis Partners, a civil engineering, planning and surveying firm located in Austin. He previously held a similar position with Doucet & Associates, another Austin consulting firm.

Winton performed planning, site selection, and entitlement services for a number of public and corporate clients during his consulting career. Public sector clients have included Hays County, the City of San Marcos, San Marcos CISD, the City of Buda, and the Village of Wimberley. He has also represented corporate clients of all sizes, including several Fortune 500 companies expanding into Texas markets.

Prior to working in the private sector, Winton worked at Hays County for a number of years, as administrative coordinator in the County Judge's Office from 1994-1997, and subdivision coordinator from 1997-1999. He has also served on a number of boards and commissions, including the Hays County Historical Commission (1992-1999), and on two different committees charged with revising Hays County's development regulations, once in 1996 and again in 2008.

Winton attended Connecticut College in New London, CT and Southern Methodist University in Dallas. He and his wife Kim live in San Marcos, and have two daughters who are students at San Marcos High School.

SARA KATHERINE KIRKPATRICK DISHMAN

103 Freedom Drive
Wimberley, Texas 78676

Jacob's Well Board Appointment

OBJECTIVE

Seeking appointment to the oversight board for Jacob's Well, the best kept secret in Wimberley.

Being a long time resident of Wimberley, a descendant of the founders of Wimberley and a 5th generation Hays county/Wimberley resident, I feel I am uniquely qualified for this position to protect and preserve this jewel in our community and to educate others about this rare treasure to behold for future generations enjoyment, for decades and centuries to come.

EDUCATION

Southwest Texas State University, 2001

Master of Arts

Education: dual concentration - Bilingual and Special Education

Texas A&M University , 1994

Master's Program/Certification

Early Childhood and Reading

Southwest Texas State University, 1992

Bachelor of Arts

Triple Concentration: Political Science, International Studies and
Secondary Education

PROFESSIONAL AND COMMUNITY HIGHLIGHTS

Served on the San Marcos Cemetery Commission 2001 - 2003

Curriculum writer for San Marcos CISD

Administrator for WISD

Curriculum Writer for WISD

Teacher for WISD

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Phone (512) 393-2205

AGENDA ITEM: Discussion and possible action regarding the creation of a regional water and wastewater agency via collaboration with governmental and quasi-governmental entities in Hays and Travis Counties.

CHECK ONE:	CONSENT	X ACTION	EXECUTIVE SESSION
	WORKSHOP	PROCLAMATION	PRESENTATION

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED:

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY:

SPONSORED BY: WHISENANT

See attached Public Notice

PUBLIC NOTICE

NOTICE OF INTENT TO CREATE THE WEST TRAVIS
COUNTY PUBLIC UTILITY AGENCY

Notice is hereby given that one or more of the following public entities being the City of Bee Cave, West Travis County Municipal Utility District No. 5 and Hays County intend to create the West Travis County Public Utility Agency pursuant to the authority to create a Public Utility Agency ("PUA") contained in Chapter 572 of the Texas Local Government Code.

The PUA will have the authority provided in Chapter 572 of the Texas Local Government Code which includes, but is not limited to, the authority to engage in the collection, transportation, treatment, or disposal of sewage or the conservation, storage, transportation, treatment, or distribution of water and the member public entities may join together as cotenants or co-owners to plan, finance, acquire, construct, own, operate, or maintain water and wastewater facilities. The boundaries of the proposed PUA include the territory described in the map attached hereto. The PUA will be a non-taxing public entity.

The creation of the PUA will allow the PUA to pursue public ownership and operation of the water and wastewater systems and facilities currently owned by the Lower Colorado River Authority ("LCRA") which facilities are located in Western Travis County and Hays County (the "West Travis County System") and which system provides water and wastewater service to citizens residing in Western Travis County and Hays County as depicted on the attached map. The LCRA is currently in the process of selling its water and wastewater systems of which the West Travis County System is a part.

The public entities described herein are members of the coalition of public entities formed as the Coalition of Central Texas Utilities Development Corporation ("UDC") which entity was created for the purpose of submitting a bid to the LCRA to acquire the water and wastewater systems being sold by the LCRA. It is anticipated that if the UDC bid is accepted by the LCRA that the PUA will then acquire the West Travis County System from the UDC.

The creation of the PUA will occur only after the adoption of concurrent Orders or Ordinances at a public meeting of each participating public entity after the expiration of 14 days from the date of the first notice of publication as required by law.

The City of Bee Cave considered and adopted of the ordinance to create the PUA at a meeting of the City Council at 6:00 pm on September 13, 2011 at Bee Cave City Hall at 4000 Galleria Parkway, Bee Cave, Texas 78738.

Hays County will consider the adoption of the resolution to create the PUA at a meeting of the Hays County Commissioners Court at 9:00 am on September 27, 2011 at Hays County Courthouse at 111 E. San Antonio, San Marcos, Texas 78666.

West Travis County Municipal Utility District No. 5 considered and adopted of the resolution to create the PUA at a meeting of the Board of Directors of WTCMUD #5 at 7:00 pm on August 2, 2011 at Lake Pointe Community Center at corner of Sonoma and Resaca Drive in the Lake Pointe Community.

For additional information regarding the creation of the West Travis County Public Utility Agency, citizens may contact any one of the following representatives:

City of Bee Cave
Attn.: Frank Salvato, City Administrator
4000 Galleria Parkway
Bee Cave, Texas 78738

Hays County
Attn.: Ray Whisenant, Commissioner, Pct. 4
195 Roger Hanks Parkway
Dripping Springs, Texas 78620

West Travis County Municipal Utility District #5
Attn.: Randall B. Wilburn, Attorney for the District
3000 South IH 35, Suite 150
Austin, Texas 78704



Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

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Phone (512) 393-2205

AGENDA ITEM: Discussion and possible action to change existing Justice of the Peace Precinct 4, Justice Clerk from a part time to a full time position.

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

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: \$13,525.86

LINE ITEM NUMBER OF FUNDS REQUIRED:

REQUESTED BY: KYLE

SPONSORED BY: WHISENANT

Justice Clerk Grade 107 range is \$24,136.00 - \$36,204.00

Part time and full time are in the same grade.

JP4 would like to change existing 70% position to a full time 40 hour position.

70% position currently budgeted FY2012 at:

Salary	\$21,490.56
Fica: 7.65%	\$ 1,644.03
Medicare: 1.45%	\$ 311.61
Retirement: 3 mos/9 mos=10.69%	<u>\$ 2,297.34</u>
Total	<u>\$ 25,743.54</u>

Full time position estimated budget FY2012 request:

Salary	\$24,136.00
Fica: 7.65%:	\$ 1,846.40
Medicare: 1.45%	\$ 349.97
Retirement: 10.69%	\$ 2,580.14
Insurance for the year	<u>\$10,356.89</u> (this includes estimated 10% increase)
Total	<u>\$39,269.40</u>

Fulltime position @ entry level requested	\$ 39,269.40
Present parttime 70% cost	<u>(\$ 25,743.54)</u>
Additional Funds required	<u>\$ 13,525.86</u>

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

AGENDA ITEM: Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, or value of real property related to Hays County Precinct 2 Building.
Possible action may follow in open Court.

TYPE OF ITEM: Executive

PREFERRED MEETING DATE REQUESTED: September 27, 2011

AMOUNT REQUIRED: TBD

LINE ITEM NUMBER OF FUNDS REQUIRED: TBD

REQUESTED BY: JONES

SPONSORED BY: JONES

SUMMARY: Summary to be provided in Executive Session.

