

**Commissioners Court -November 15, 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 **15<sup>th</sup> day of November, 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 November 2011 as National Home Care Month. <b>INGALSBE</b>
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**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.

2	5	Approve payments of county invoices. <b>HERZOG</b>
3	6-11	Approve Commissioners Court Minutes of November 8, 2011. <b>COBB/GONZALEZ</b>
4	12-13	Adopt a resolution to re-appoint Jeff Barton to the Board of Directors of the Capital Area Housing Finance Corporation. <b>COBB</b>
5	14-16	Authorize the County Judge to accept an award from the Bureau of Justice Assistance (BJA) for FY2011 State Criminal Alien Assistance Program (SCAAP) in the amount of \$64,723.00. <b>COBB/CUTLER/HAUFF</b>
6	17-19	Approve moving of funds from miscellaneous equipment to supplies in the Emergency Management budget to purchase white boards for the EOC and amend the budget accordingly. <b>COBB/TURNER</b>
7	20-28	Amend FY2011 Budget to balance end of year personnel and other line items <b>COBB/HERZOG</b>
8	29	Authorize the County Judge to execute a renewal of the Interlocal Agreement (ILA) between the City of Woodcreek and Hays County regarding road repair and maintenance. <b>CONLEY</b>
9	30-31	Amend the budget classification for the Smith Robertson contract related to the FM1626B project. <b>JONES/KENNEDY</b>
10	32-45	Discussion and possible action to authorize the County Judge to execute Amendment 1 to Agreement for the use of State of Texas automation equipment, related to Registration Title System Workstations in the Hays County Tax Office <b>COBB/CARAWAY</b>

**ACTION ITEMS**

**MISCELLANEOUS**

11	46-49	Discussion and possible action to adopt NIMS Training and NIMSCAST Policy for Hays County. <b>COBB/TURNER</b>
12	50-51	Discussion and possible action to authorize the purchase of additional equipment in the Jail Operations budget. <b>COBB/CUTLER</b>
13	52	Discussion and possible action to authorize the County Judge to submit a grant application to the National Rifle Association (NRA) for up to \$7,000 for the purchase of 870 Remington Wingmaster Shotguns. <b>JONES/KOHLER</b>

14	53-54	Discussion and possible action to authorize legal counsel to retain outside counsel for assistance with matters relating to LCRA divestiture not to exceed \$15,000. <b>CONLEY/WHISENANT</b>
15	55	Discussion and possible action to allow the Director of Transportation in consultation with the respective commissioner to add, delete, or substitute hot mix projects as necessary. <b>COBB/BORCHERDING</b>

### WORKSHOP

16	56	<b>10:00 AM</b> Workshop and presentation regarding a proposed Tax Increment Financing (TIF) zone in or near downtown San Marcos <b>COBB</b>
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### EXECUTIVE SESSIONS

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

17	57	Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: discussion of issues related to a right of way acquisition on Lakewood Dr. at FM 1626. Action may follow in open court. <b>JONES</b>
18	58	Executive Session pursuant to 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, lease, or value of water and wastewater systems currently owned by the Lower Colorado River Authority. <b>WHISENANT</b>

### 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.

19	Discussion and possible action related to the burn ban and/or disaster declaration. <b>COBB/CHAMBERS</b>	
20	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. <b>INGALSBE</b>	
21	Discussion of issues related to the road bond projects, including updates from Mike Weaver, Prime Strategies and Jeff Curren, HDR. Possible action may follow. <b>COBB</b>	
22	Discussion of material relating to the Hays County Water and Sewer Authority and/or the LCRA divestiture. <b>WHISENANT</b>	

### ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 11<sup>th</sup> day of November, 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 Fax (512) 393-2282

**AGENDA ITEM: Adopt a proclamation declaring November 2011 as National Home Care Month.**

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

**PREFERRED MEETING DATE REQUESTED: November 15, 2011**

**AMOUNT REQUIRED: None**

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

**REQUESTED BY: Ingalsbe**

**SPONSORED BY: Ingalsbe**

**SUMMARY:**

**Please refer to proclamation.**

**Lisa Adams with CTMC Hospice Care will be in court to speak on this issue.**



**PROCLAMATION DECLARING NOVEMBER 2011 AS  
NATIONAL HOME CARE MONTH**

**STATE OF TEXAS       §**  
                                  **§**  
**COUNTY OF HAYS     §**

**Whereas**, home care services provide high quality and compassionate health care services to those in need, especially at times of community or personal health care crisis; and

**Whereas**, home care is the most preferred method of health care delivery among disabled, elderly, and chronically ill individuals eager to live independently in their own homes as long as they possibly can; and

**Whereas**, home care services allows families to stay together, and provide for greater health, dignity and comfort in our communities; and

**Whereas**, home care in the United States is a growing alternative to hospitalization or other institution-based forms of health care for acute and chronic illnesses, providing care to millions of Americans each year; and

**Whereas**, thousands of everyday heroes such as home care nurses, therapists and aides work tirelessly to provide professional health and palliative care and support to millions of Americans in need of quality health services; and

**Whereas**, these dedicated home care professionals and volunteers form a support network that continues to play a vital role in health care delivery for our nation's disabled, infirm and aging population; and

**Whereas**, **CTMC Home Health**, the National Association for Home Care & Hospice, and thousands of home care agencies across the United States have declared the month of November 2011 as National Home Care Month and are calling on all Americans to observe these occasions with appropriate ceremonies and activities.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Hays County Commissioners' Court does hereby proclaim November 2011 in Hays County as:

**NATIONAL HOME CARE MONTH**

And encourage the support and participation of all citizens in learning more about concepts of home care for the elderly, disabled and infirm.

**ADOPTED THIS THE 15<sup>th</sup> DAY OF NOVEMBER, 2011**

\_\_\_\_\_  
**Bert Cobb**  
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

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Phone (512) 393-2205

**AGENDA ITEM: Approve payment of County invoices.**

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

**PREFERRED MEETING DATE REQUESTED: 11/15/11**

**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

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

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

**AGENDA ITEM: APPROVE COMMISSIONER COURT MINUTES OF NOVEMBER 8, 2011.**

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

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** GONZALEZ

**SPONSORED BY:** COBB

**SUMMARY:**



NOVEMBER 8, 2011

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VOLUME U PG 723

STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 8<sup>TH</sup> DAY OF NOVEMBER 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  
DEBBIE GONZALES INGALSBE  
MARK JONES  
WILL CONLEY  
RAY O. WHISENANT JR  
LIZ Q. GONZALEZ

COUNTY JUDGE  
COMMISSIONER, PCT. 1  
COMMISSIONER, PCT. 2  
COMMISSIONER, PCT. 3  
COMMISSIONER, PCT. 4  
COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Tom Glasoe from the First Lutheran Church of 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.

Dee Dee Baen Human Resources Director introduced Hays County New Hires. They are introduced the second Tuesday of every month. The new employees are Tomas Cardoso, Patrick J Chasse, David Gamble, Jonathan Lopez, Kevin Salazar, Debra R. Sample, Brandon R. Stark.

#### PUBLIC COMMENTS

James Kohler Constable Pct. 2 made public comment.

#### 28564 ADOPT A PROCLAMATION DECLARING NOVEMBER 2011 AS NATIONAL HOSPICE CARE MONTH

Lisa Adams and Linda Lopez with Central Texas Medical Center Hospice Center spoke of what the center offers to the patients and family caregivers facing serious and life-limiting illness. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a proclamation declaring November 2011 as National Hospice Care Month. All voting "Aye". MOTION PASSED

#### 28565 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve payments of county invoices in the amount of \$4,500,312.86 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

#### 28566 APPROVE COMMISSIONERS COURT MINUTES OF NOVEMBER 1, 2011

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of November 1, 2011 as presented by the County Clerk. All voting "Aye". MOTION PASSED

#### 28567 AUTHORIZE COMMERCIAL OSSF PERMIT AT 1905 ELDER HILL ROAD, DRIFTWOOD, TX IN PRECINCT 4

Robin Garrison is proposing an event center that will include 5 bed and breakfast rooms. The on-site sewage facility is designed so that the peak weekend flows are equalized throughout the week at 900 gallons per day. The property is 84.83 acres in size. The water supply will be supplied by on-site well. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 1905 Elder Hill Road, Driftwood, TX in Precinct 4. All voting "Aye". MOTION PASSED

#### 28568 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE TEXAS INDIGENT DEFENSE COMMISSION FOR \$71,325.00

This is a formula grant available annually to the County to assist in the implementation of the provisions of the Fair Defense Act (FDA) and improve indigent defense system. These funds can be used for attorney fees, investigator expenses, and expert witness expense incurred by the County on criminal indigent cases. The grant application submission is through on-line electronic process, with the Resolution e-mailed for verification authorization. The grant amount is an estimate at this time based upon previous award and will be finalized upon grant award. The funding period for this grant is October 1, 2011 through September 30, 2012. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute the Resolution and submit a grant application to the Texas Indigent Defense Commission for \$71,325.00. All voting "Aye". MOTION PASSED



**28569      AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE SUBAWARD AGREEMENT WITH TEXAS STATE UNIVERSITY FOR GRANT FUNDS FOR THE COUNTY'S PARTICIPATION IN THE ADVANCED LAW ENFORCEMENT RAPID RESPONSE TRAINING (ALERTT) PROGRAM**

The subaward agreement is a renewal of annual grant the County receives through Texas State University to fund the salary/benefits of an officer (Sergeant-Director of Training) in the Sheriff's Office involved in training and support for the ALERTT program. The Subaward Agreement in the amount of \$57,088.00. The application term is October 1, 2011 through August 30, 2013. No matching funds required 001-618-99-003.4301. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute the Subaward Agreement with Texas State University for grant funds for the County's participation in the Advanced Law Enforcement Rapid Response Training (ALERTT) program. All voting "Aye". MOTION PASSED

**28570      AMEND THE JAIL OPERATIONS BUDGET TO PURCHASE REPLACEMENT EQUIPMENT**

The Sherriff's Office needs to purchase a replacement small air conditioner unit in building 1303. The amount required \$2,450.00 from 001-618-03.5451 Bldg Maint to 001-618-03.5719 Misc Eqpt. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the Jail Operations Budget to purchase replacement equipment. All voting "Aye". MOTION PASSED

**28571      AUTHORIZE A COMMERCIAL OSSF PERMIT AT 1235 SOUTH LOOP 4, BUILDING #1, BUDA, TX**

Clint Garza Director of Development Services spoke. Bridgeport Properties has applied for an on-site sewage facility permit for an existing commercial building. This on-site sewage facility is designed for 1200 gallons per day. The property is 22.479 acres in size. This is a modification to an existing on-site sewage facility that will authorize installation of 3 new tanks that will accommodate a proposed art supply business that will operate in the building. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize a commercial OSSF permit at 1235 South Loop 4, Building #1, Buda, TX. All voting "Aye". MOTION PASSED

**28572      AMEND THE BUDGET OF THE DEVELOPMENT SERVICES DEPARTMENT TO PROVIDE A CELL PHONE ALLOWANCE FOR AN EMPLOYEE WITH AN EFFECTIVE DATE OF NOVEMBER 15, 2011**

Clint Garza Director of Development Services spoke. The Development Services Department would like to provide a cell phone allowance for an employee in their office. Amount required \$385.00 001-710-08.5194 telephone allowance. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the budget of the Development Services Department to provide a cell phone allowance for an employee with an effective date of November 15, 2011. All voting "Aye". MOTION PASSED

**28573      APPROVE UTILITY PERMIT FOR AN ELECTRICAL LINE ON YARRINGTON ROAD WITH PEDERNALES ELECTRIC COOPERATIVE (PEC) WITH A VARIANCE**

Jerry Borcharding Transportation Director spoke. The Hays County Transportation Dept has received a request for a utility permit regarding: (1) upgrading existing power lines and installing additional poles. (2) variance requested to install poles closer than 10 ft from travel way. (County provisions state poles are to be placed 10 ft from travel way). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve utility permit #839 for an electrical line on Yarrington Road with Pedernales Electric Cooperative (PEC) with a variance. All voting "Aye". MOTION PASSED





NOVEMBER 8, 2011

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VOLUME U PG 725

**28574 RESUBDIVISION OF LOTS 19 AND 20, LOS RANCHOS [11-4-9 - 5 LOTS] HOLD PUBLIC HEARING AND APPROVE FINAL PLAT**

Judge Cobb opened the public hearing. No public input was received. Public hearing was closed. Roxie Botkin Subdivision Coordinator gave staff recommendation. Los Ranchos is a recorded subdivision located off of F.M 150 in Precinct 4. The subdivision was originally platted in 1978 as a 28 lot subdivision. Today there are 35 taxable parcels on the CAD records. The current configuration of the two lots consists of seven unplatted parcels, three of which are currently developed. This purpose of this resubdivision is to plat five new lots, thereby allowing the existing parcels to be further developed. A plat for lots 19 and 20 was approved on September 6, 2011 and was not recorded. This plat shows newly configured lots which reflect an exchange of property agreed upon by the owners. The proposed lot sizes are as follows: Lot 20A, 4.5017 acres, Lot 20B, 2.3868 acres, Lot 20C, 2.0005 acres, Lot 19A, 7.0502 acres, Lot 9B, 4.6118 acres, Lot 20A, 20B, 19A and 19B are currently served by private wells and individual on-site sewage facilities. Water and wastewater service will be provided to lot 20C by individual water wells and on-site sewage facilities at the time of development. A motion was made by commissioner Whisenant, seconded by Commissioner Jones to approve final plat of Resubdivision of Lots 19 and 20, Los Ranchos 5 Lots. All voting "Aye". MOTION PASSED

**28575 REVISED PLAT OF LOT 3 MADRONE RANCH SECTION 1 AND LOT 4 MADRONE RANCH SECTION II-A (1-4-33 - 2 LOTS) HOLD PUBLIC HEARING AND CONSIDER CANCELLING A PORTION OF LOT 4 MADRONE RANCH SECTION II-A AND ESTABLISHING LOT 3-A MADRONE RANCH SECTION 1 AND LOT 4-A MADRONE RANCH SECTION II-A; APPROVE FINAL PLAT OF REVISED PLAT OF LOT 3 MADRONE RANCH SECTION 1 AND LOT 4 MADRONE RANCH SECTION II-A**

Judge Cobb opened the public hearing. No public input was received. Public hearing was closed. Roxie Botkin Subdivision Coordinator gave staff recommendation. Madrone Ranch is a multiple-section subdivision located off of McGregor Lane in Precinct 4. There are currently a combined 17 parcels between Sections I and II-A. The property owner is proposing to reconfigure Lot 3 (Section 1) and Lot 4 (Section II-A). Because the two lots are located in different sections, portion of Lot 4 which is to be moved to Section 1 must be cancelled. The resulting lots will be configured as follows: Lot 3-A, 32.24 acres, Lot 4-A, 13.29 acres. Both lots are currently developed and are served by private wells and individual on-site sewage facilities. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to Revised Plat of Lot 3 Madrone Ranch Section 1 and Lot 4 Madrone Ranch Section II-A (2 lots). Hold public hearing; discussion and possible action to consider cancelling a portion of Lot 4 Madrone Ranch Section II-A and establishing lot 3-A Madrone Ranch Section 1 and lot 4-A Madrone Ranch Section II-A; approve final plat of Revised Plat of Lot 3 Madrone Ranch Section 1 and Lot 4 Madrone Ranch Section II-A. All voting "Aye". MOTION PASSED

**28576 AUTHORIZE PAYMENT OF EXCESS COMP TIME FOR DEPUTY CONSTABLE, PRECINCT 2 AND AMEND THE BUDGET ACCORDINGLY WITH THE MONEY COMING OUT OF CONTINUING ED AND REQUESTING CONSTABLE KOHLER TO FIND RESOLUTION TO THIS PROBLEM**

Constable James Kohler Precinct 2 spoke. Deputy Constable Precinct 2 Mark Hanna has accumulated 480 hours of comp time. Any comp time over 480 must be paid. Amount required \$54. The money will be coming out of Continuing Education. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize payment of excess comp time for Deputy Constable, Precinct 2 and amend the budget accordingly with the money coming out of Continuing Education and requesting Constable Kohler to find a resolution to this problem. All voting "Aye". MOTION PASSED

**28577 WAIVE DEVELOPMENT FEES FOR ANTIOCH COMMUNITY CHURCH LOCATED AT 113 OLD BLACK COLONY ROAD, BUDA, TX**

Antioch Community Church is requesting a waiver of the on-site sewage facility permit and design review fees in the amount of \$550.00. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to waive development fees for Antioch Community Church located at 113 Old Black Colony Road, Buda, TX. All voting "Aye". MOTION PASSED



**28578            AUTHORIZE THE PURCHASE OF THREE MULTIMEDIA PRESENTATION SYSTEMS FOR THE GOVERNMENT CENTER**

Bob Hinkle of Broaddus & Associates spoke. These mobile multipurpose units will cost-effectively transform any room into a place where every type of multimedia presentation can be delivered for meetings, training, courtroom presentations, and video conferencing and will be shared within the courts and with any departments needing them for such. This eliminates the design cost for expensive permanent installations of audiovisual equipment. They will be purchased from Nomad Technologies using the TXMAS state contract government pricing. Amount required \$74,859 for 3 units (line item number Government Center Funds). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the purchase of three Multimedia Presentation Systems for the Government Center in the amount of \$74,859. All voting "Aye". MOTION PASSED

**28579            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**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones 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. All voting "Aye". MOTION PASSED

**28580            RATIFY THE PUBLICATIONS OF NOTICE AND RELATED EXPENDITURES ASSOCIATED WITH THE FORMATION OF A REGIONAL PUBLIC UTILITY AGENCY TO BE CALLED THE WEST TRAVIS PUA WITH MONEY COMING OUT OF LCRA FUNDS LINE ITEM**

Due to time constraints associated with publication of notice, counsel moved forward with publication in advance of Court consideration. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to ratify the publications of notice and related expenditures associated with the formation of a Regional Public Utility Agency to be called the West Travis PUA with the money coming from the LCRA Funds line item. All voting "Aye". MOTION PASSED

**28581            AUTHORIZE A COMMERCIAL OSSF PERMIT AT 1235 SOUTH LOOP 4, BUILDING #2, BUDA, TX; CONSIDER VARIANCE FROM SECTION 10-M(B) OF THE HAYS COUNTY ON-SITE SEWAGE FACILITIES ORDER**

Clint Garza Development Services Director explained the variance request. Bridgeport Properties has applied for an on-site sewage facility permit for an existing commercial building. This on-site sewage facility is designated for 120 gallons per day. The property is 22.479 acres in size. The on-site sewage facility consists of a standard septic tank and low pressure dosed drainfield. A wastewater meter will be installed so that the system can be monitored. The designer of the system, Stan Burrier, P.E. is requesting a variance to Section 10-M (B) of the Hays County rules for on-site sewage facilities, which requires a hydraulic equalization tank prior to the treatment tank on non-residential on-site sewage facilities. His justification for variance: The flows are expected to be at a uniform rate throughout the day and week with no peak surges and the treatment tank is 33% larger than required, which will provide more retention time. This permit will authorize disconnecting this building from the on-site sewage facility that serves the building next door (to the north) and installing a new on-site facility. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize a commercial OSSF permit at 1235 South Loop 4, Building #2, Buda, TX; consider variance from Section 10-M(B) of the Hays County On-Site Sewage Facilities order. All voting "Aye". MOTION PASSED

**EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.72 OF THE GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE OR VALUE OF REAL PROPERTY RELATED TO HAYS COUNTY PRECINCT 2 BUILDING**

Court convened into closed executive session at 10:50 am and reconvened into open meeting at 12:00 pm. In attendance in Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Lon Shell and Special Counsel Mark Kennedy. No action taken.



NOVEMBER 8, 2011

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VOLUME U PG 727

**EXECUTIVE SESSION PURSUANT TO 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF WATER AND WASTEWATER SYSTEMS CURRENTLY OWNED BY THE LOWER COLORADO RIVER AUTHORITY**

Court convened into closed executive session at 12:00 pm and reconvened into open meeting at 12:30 pm. In attendance in Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Lon Shell and Special Counsel Mark Kennedy. No action taken.

**ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION**

Fire Marshal Mark Chambers spoke of the dry conditions and requesting the County keep the burn ban in place. The Burn Ban will expire on December 1, 2011.

**Clerk's Note Agenda Item # 22 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

**DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND JEFF CURREN, HDR**

Alan Crozier of HDR explained the Road Bond Projects.

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

This item was opened together with Resolution #28580.

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

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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 November 8, 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

**AGENDA ITEM:** Adopt a resolution to re-appoint Jeff Barton to the Board of Directors of the Capital Area Housing Finance Corporation.

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

**PREFERRED MEETING DATE REQUESTED:** 11/15/11

**AMOUNT REQUIRED:**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY:** COBB

See attached resolution.



San Marcos, Texas

**RESOLUTION**

**APPOINTMENT TO THE BOARD OF DIRECTORS OF THE CAPITAL  
AREA HOUSING FINANCE CORPORATION**

**WHEREAS**, the Articles of Incorporation of the Capital Area Housing Finance Corporation authorize the Commissioners Court of Hays County, Texas to appoint one director of the Corporation; and

**WHEREAS**, the term of the current director from this County, Jeff Barton, expires October 21, 2011;

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners Court of Hays County, Texas, that;

Jeff Barton is appointed a director of the Corporation to serve for the four-year term beginning October 22, 2011 and ending October 21, 2015, or until his successor is duly appointed and qualifies.

Adopted this 15<sup>th</sup> day of November, 2011

\_\_\_\_\_  
**Bert Cobb**  
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: Authorize the County Judge to accept an award from the Bureau of Justice Assistance (BJA) for FY2011 State Criminal Alien Assistance Program (SCAAP) in the amount of \$64,723.00.**

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

**PREFERRED MEETING DATE REQUESTED: November 15, 2011**

**AMOUNT REQUIRED: No match required**

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

**REQUESTED BY: Cutler/Hauff**

**SPONSORED BY: Cobb**

**SUMMARY: This is a renewal grant that the county has been receiving for jail operation expenses which include correctional officer salary costs. State and local units of government that have authority over correctional facilities that incarcerate or detain undocumented criminal aliens for a minimum of four consecutive days are eligible to apply for SCAAP funds. SCAAP payments are calculated using a formula that provides a share of funding to jurisdictions that apply and are based on the number of eligible criminal aliens, as determined by the Department of Homeland Security. Once SCAAP data has been validated and analyzed, applicants receive an e-mail notification that awards are ready for on-line acceptance and drawdown. Attached is the award notice.**

## **Margaret Buentello**

**From:** Bert Cobb  
**Sent:** Thursday, November 03, 2011 8:14 AM  
**To:** Jeff Hauff  
**Cc:** Margaret Buentello  
**Subject:** FW: State Criminal Alien Assistance Program (SCAAP) FY 2011 Award Announcement

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**From:** [redacted] **On Behalf Of** SCAAP  
**Sent:** Weurnesday, November 02, 2011 3:23 PM  
**To:** SCAAP  
**Subject:** State Criminal Alien Assistance Program (SCAAP) FY 2011 Award Announcement

Dear SCAAP Recipient:

The Bureau of Justice Assistance (BJA) is pleased to announce that your Fiscal Year 2011 State Criminal Alien Assistance Program (SCAAP) award is complete and ready for drawdown. To view the FY 2011 SCAAP awards, visit <http://www.ojp.usdoj.gov/BJA/grant/scaap.html>.

**Please follow the instructions below to accept your SCAAP award:**

- o Access the Grants Management System web site at <https://grants.ojp.usdoj.gov/> and log on using your SCAAP user id and password.
- o Locate the Application status block that contains your 2011 SCAAP application. You will see "View" and "Drawdown" links under the "Action" header located on the right side of this block.
- o Click on "Drawdown." This will take you to an acceptance screen that displays your grant number, jurisdiction name, and award amount at the top. Please print this screen for your records.
- o Select at least one use of SCAAP funds on the provided list. **Multiple selections are possible with the Control key and mouse click.**
- o Review and click the certification checkbox before accepting the award.
- o **Use of SCAAP Awards:** The Department of Justice Reauthorization Act of 2005 (Pub. L. 109-162, Title XI) included the following requirement regarding the use of SCAAP funds: "Amounts appropriated pursuant to the authorization of appropriations in paragraph (5) that are distributed to a State or political subdivision of a State, including a municipality, may be used only for correctional purposes." Beginning with FY 2007 SCAAP awards, SCAAP funds must be used for correctional purposes only.
- o At the bottom of the screen, there is an "Accept" and "Decline" button. After you accept your award, you will be taken to a screen that confirms your acceptance. **Applicants are required to accept awards online within 45 calendar days of this award notice. This email serves as notice for you to accept your SCAAP award online.**
- o Following your acceptance of the SCAAP terms, conditions, and award amount, OJP will initiate an electronic payment to your bank account of record, verified through the online SCAAP registration process.
- o Allow 15 business days for the electronic payment process to occur.

For password resets, technical or system-related questions, please call the GMS Helpdesk at Option 3..

For questions concerning your SCAAP award amount or other award questions, please email BJA at [SCAAP@ojp.usdoj.gov](mailto:SCAAP@ojp.usdoj.gov).

For questions related to the electronic transfer of funds or bank account of record, please contact the OCFO Customer Service Center at 1-800-458-0786 or [AskOCFO@usdoj.gov](mailto:AskOCFO@usdoj.gov).

Thank you,

SCAAP Program Team

Bureau of Justice Assistance



## *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 moving of funds from miscellaneous equipment to supplies in the Emergency Management budget to purchase white boards for the EOC and amend the budget accordingly.**

<b>CHECK ONE:</b>	<b>X CONSENT</b>	<b>ACTION</b>	<b>EXECUTIVE SESSION</b>
	<b>WORKSHOP</b>	<b>PROCLAMATION</b>	<b>PRESENTATION</b>

**PREFERRED MEETING DATE REQUESTED: November 15, 2011**

**AMOUNT REQUIRED: \$900.00**

**LINE ITEM NUMBER OF FUNDS REQUIRED: 001-656-00.5201**

**REQUESTED BY: Jeff Turner, EMC**

**SPONSORED BY: Judge Bert Cobb, M.D.**

Through reduced costs there has been a cost savings which would allow for an additional two (2) white boards to be purchased through already budget funds of \$900.

Two boards were approved during the FY12 budget process; however, the actual costs are less than \$300 each and therefore do not need to be charged to equipment. Two boards have been ordered and with the remaining funds, two (2) additional boards will be purchased to allow additional information to be displayed during EOC operations.

**Budget Amendment:**

Decrease Equipment: 001-656-00.5719\_400 – (900.00)

Increase Supplies: 001-656-00.5201 – 900.00

**DESCRIPTION OF Item:** Approve moving of funds from miscellaneous equipment to supplies in the Emergency Management budget to purchase white boards for the EOC and amend the budget accordingly

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**COUNTY AUDITOR**

**AMOUNT:** \$900.00

**LINE ITEM NUMBER:** 001-656-00.5201

**COUNTY PURCHASING GUIDELINES FOLLOWED:** Yes

**PAYMENT TERMS ACCEPTABLE:** Yes

**COMMENTS:** See budget amendment.

**Bill Herzog**

**SPECIAL COUNSEL**

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

**COMMENTS:**

**COUNTY JUDGE**

*Signature Required if Approved*

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

FUND NO. 001  
FUND TITLE: GENERAL FUND

		Appropriation before <u>Amendment</u>	<u>Amendment</u>		Appropriation as <u>Amended</u>
			<u>Increases</u>	<u>Decreases</u>	
<u>Line Item Expenditures</u>					
<u>Emergency Management (656):</u>					
001-656-00.5201	General Supply	2,050	900		2,950
001-656-00.5719_400	Misc Eqpt	1,500		(900)	600

Rebudget from eqpt to supply as cost less than threshold amount

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

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

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

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

**AGENDA ITEM: Amend FY2011 Budget to balance end of year personnel and other line items**

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

**PREFERRED MEETING DATE REQUESTED: November 15, 2011**

**Amount Required:**

**LINE ITEM NUMBER OF FUNDS REQUIRED: General Fund and other funds**

**REQUESTED BY: Auditors Office**

**SPONSORED BY: Cobb**

**SUMMARY:**

**General Fund and other funds-personnel items will transfer from within departments.**

**Other than personnel-District Court and County Courts at Law require transfers from Countywide**

**See Budget Amendment**

FUND NO. 001  
FUND TITLE: GENERAL FUND

Line Item - Expenditures	Appropriation	Amendment		Appropriation
	before Amendment	Increases	Decreases	as Amended
<u>Adjust FY2011 Personnel Items to Actual</u>				
<u>District Attorney (607):</u>				
001-607-00.5160_400 Medical Ins	332,135	103		332,238
001-607-00.5160_500 Dental Ins	12,192	7		12,199
001-607-00.5160_600 Life Ins	1,677	1		1,678
001-607-00.5021 Staff	1,744,265		(111)	1,744,154
<u>District Court (608):</u>				
001-608-00.5160_400 Medical Ins	27,497	383		27,880
001-608-00.5160_500 Dental Ins	1,012	14		1,026
001-608-00.5160_600 Life Ins	108	1		109
001-608-00.5021 Staff	222,636		(401)	222,235
<u>Associate Judge/Family Law (608-01):</u>				
001-608-01.5101_100 Fica	4,692	3		4,695
		401	(401)	
<u>Government Center Security (613):</u>				
001-613-00.5031 O/T	2,500	901		3,401
001-613-00.5021 Staff	223,532		(901)	222,631
<u>County Clerk (617):</u>				
001-617-00.5101_300 Retirement	53,036	70		53,106
001-617-00.5101_100 Fica	34,481		(70)	34,411
<u>Sheriff (618):</u>				
001-618-00.5021 Staff	6,755,347	32,794		6,788,141
001-618-00.5031 O/T	189,496		(32,794)	156,702
<u>Jail (618-03):</u>				
001-618-03.5021 Staff	4,593,312	64,552		4,657,864
001-618-03.5160_400 Medical Ins	1,095,611	445		1,096,056
001-618-03.5192 Uniform Allowance	41,640	15		41,655
001-618-03.5031 O/T	110,500		(65,012)	45,488
<u>TxState ALERRT Grant (618-99-003):</u>				
001-618-99-003.5021 Staff	70,551	1,815		72,336
001-618-99-003.5101_100 Fica	4,151	112		4,263
001-618-99-003.5101_200 Medicare	972	25		997
001-618-99-003.5101_300 Retirement	7,466	189		7,655
001-618-99-003.5036 Holiday-O/T	500		(125)	375
001-618-00.5031 Sheriff O/T	156,702		(2,016)	154,686
		2,141	(2,141)	
<u>Justice of Peace 1-1 (625):</u>				
001-625-00.5101_300 Retirement	14,477	38		14,515
001-625-00.5101_100 Fica	8,504		(38)	8,466
<u>Elections (655):</u>				
001-655-00.5021 Staff	128,087	772		128,859
001-655-00.5101_300 Retirement	18,877		(772)	18,105
<u>Development Services (657):</u>				
001-657-00.5021 Staff	764,208	542		764,750
001-657-00.5101_100 Fica	49,174	47		49,221
001-657-00.5101_200 Medicare	11,502	12		11,514
001-657-00.5101_300 Retirement	85,317	54		85,371
001-657-00.5194 Telephone Allowance	1,914		(666)	1,248
<u>Development Services-CAPCOG/911 Grant (657-99-037):</u>				
001-657-99-037.5160-600 Life Ins	80	11		91
		666	(666)	

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

<u>Line Item - Expenditures</u>	Appropriation before	Amendment		Appropriation as
	<u>Amendment</u>	<u>Increases</u>	<u>Decreases</u>	<u>Amended</u>
<b><u>Human Resources (677):</u></b>				
001-677-00.5011 Dept Head	70,413	1,173		71,586
001-677-00.5021 Staff	215,936	3,590		219,526
001-677-00.5101_100 Fica	17,754	3		17,757
001-677-00.5101_300 Ret	29,645	642		30,287
001-677-00.5160_500 Dental Ins	1,954	40		1,994
001-677-00.5160_400 Medical Ins	55,187		(960)	54,227
001-677-00.5160_600 Life Ins	349		(86)	263
001-677-00.5332 Safety Training	5,000		(2,102)	2,898
001-677-00.5211 Office Supply	5,756		(2,300)	3,456
		5,448	(5,448)	
<b><u>Juvenile Probation (686):</u></b>				
001-686-00.5011 Dept Head	35,768	97		35,865
001-686-00.5021 Staff	305,206	3,080		308,286
001-686-00.5061 Longevity	9,400	310		9,710
001-686-00.5101_100 Fica	35,260		(681)	34,579
001-686-00.5101_200 Medicare	8,338		(202)	8,136
001-686-00.5101_300 Ret	67,157		(1,655)	65,502
001-686-00.5160_400 Medical Ins	135,593		(949)	134,644
		3,487	(3,487)	
<b><u>Juvenile Probation/State Aid Grant (686-99-027):</u></b>				
001-686-99-027.5021 Staff	78,514	687		79,201
001-686-99-027.5160_400 Medical Ins	2,128	47		2,175
001-686-99-027.5160_500 Dental Ins	82	2		84
001-686-99-027.5160_600 Life Ins	7	1		8
001-686-99-027.5031 O/T	1,008		(674)	334
001-686-99-207.5101_100 Fica	4,309		(63)	4,246
		737	(737)	
<b><u>Juvenile Probation/TJPC-P JJAP Grant (686-99-033):</u></b>				
001-686-99-033.5061 Longevity	0	615		615
001-686-99-033.5160_400 Medical Ins	134,644		(615)	134,029
<b><u>Transfer Station (716):</u></b>				
001-716-00.5101_100 Fica	5,978	3		5,981
001-716-00.5101_200 Medicare	1,398	1		1,399
001-716-00.5011 Dept Head	24,618		(1)	24,617
001-716-00.5021 Staff	79,577		(1)	79,576
001-716-00.5101_300 Ret	10,829		(1)	10,828
001-716-00.5211 Office Supply	650		(1)	

**FUND 020**  
**FUND TITLE: ROAD & BRIDGE GENERAL**

<b><u>Operations (710):</u></b>				
020-710-00.5011 Dept Head	108,907	1		108,908
020-710-00.5101_300 Ret	303,716	674		304,390
020-710-00.5031 O/T	140,000		(675)	139,325

**FUND: 084**  
**FUND TITLE: LAW LIBRARY**

<b><u>Law Library (690):</u></b>				
084-690-00.5021 Staff	14,837	305		15,142
084-690-00.5101_100 Fica	841	98		939
084-690-00.5101_200 Medicare	197	23		220
084-690-00.5101_300 Ret	1,406	104		1,510
084-690-00.5101 Fica/Ret	99		(99)	0
084-690-00.5213 Books	50,001		(431)	49,570
		530	(530)	

**FUND NO. 101**  
**FUND TITLE: RECORDS MANAGEMENT**

<u>Line Item: Expenditures</u>	<u>Appropriation before Amendment</u>	<u>Amendment</u>		<u>Appropriation as Amended</u>
		<u>Increases</u>	<u>Decreases</u>	
<b><u>Records Archive (617-11):</u></b>				
101-617-11.5021 Staff	47,684	471		48,155
101-617-11.5101_300 Ret	4,937	50		4,987
101-617-11.5160_500 Dental Ins	651	7		658
101-617-11.5101_100 Fica	2,956		(88)	2,868
101-617-11.5101_200 Medicare	691		(20)	671
101-617-11.5160_400 Medical Ins	18,395.00		(420)	17,975
		528	(528)	

**FUND NO. 107**  
**FUND TITLE: COURTHOUSE SECURITY**

<b><u>District Court Security (608):</u></b>				
107-608-00.5021 Staff	32,640	544		33,184
107-608-00.5101_300 Ret	3379	96		3,475
107-608-00.5160_500 Dental Ins	326	7		333
107-608-00.5101_100 Fica	2,024		(317)	1,707
107-608-00.5101_200 Medicare	473		(74)	399
107-608-00.5160_400 Medical Ins	9,198		(160)	9,038
<b><u>County Court Security (611):</u></b>				
107-611-00.5021 Staff	18,197		(84)	18,113
		647	(647)	

**FUND NO. 120**  
**FUND TITLE: FAMILY HEALTH SERVICES**

<b><u>Personal Health (675):</u></b>				
120-675-00.5021 Staff	552,624	927		552,551
120-675-00.5101_100 Fica	37,759	37		37,796
120-675-00.5101_200 Medicare	8,832	8		8,840
120-675-00.5101_300 Ret	64,377	96		64,473
120-675-00.5160_400 Medical Ins	137,168	945		138,113
120-675-00.5160_500 Dental Ins	4,969	35		5,004
120-675-00.5160_600 Life Ins	694	4		698
120-675-00.5061 Longevity	2,785		(500)	2,285
120-675-00.5211 Office Supply	6,000		(587)	5,413
120-675-00.5212 Postage	2,623		(300)	2,323
120-675-00.5391 Misc	2,000		(665)	1,335
		2,052	(2,052)	
<b><u>Indigent Care (675-06):</u></b>				
120-675-06.5101_100 Fica	8,875	7		8,882
120-675-06.5101_200 Medicare	2,077	1		2,078
120-675-06.5211 Office Supply	500		(8)	492
<b><u>Family Clinic (675-07):</u></b>				
120-675-07.5160_400 Medical Ins	16,350	300		16,650
120-675-07.5448 Contract Svcs	23,050		(300)	22,750
<b><u>DSHS/Immunization Grant (675-99-018):</u></b>				
120-675-99-018.5101_100 Fica	7,676	41		7,717
120-675-99-018.5101_200 Medicare	1,796	9		1,805
120-675-99-018.5101_300 Ret	12,830	223		13,053
120-675-99-018.5160_400 Medical Ins	36,597	478		37,075
120-675-99-018.5160_500 Dental Ins	1,346	18		1,364
120-675-99-018.5160_600 Life Ins	186	1		187
120-675-99-018.5021 Staff	133,506		(770)	132,736
		770	(770)	

FUND NO. 001  
FUND TITLE: GENERAL FUND

<u>Line Item - Expenditures</u>	Appropriation	Amendment		Appropriation
	before Amendment	Increases	Decreases	as Amended
<b><u>District Court (608):</u></b>				
001-608-00.5440 Appointed Atty	651,849	65,000		716,849
001-608-00.5211 Office Supply	4,361		(650)	3,711
001-608-00.5305 Trail/Pretial	23,874		(2,500)	21,374
001-608-00.5306 Jury	100,000		(8,200)	91,800
001-608-00.5445 Transcriptions	13,000		(300)	12,700
001-608-00.5551 Continuing Ed	1,500		(130)	1,370
001-608-00.5021 Staff	222,636		(1,100)	221,536
			(12,880)	
<b><u>Countywide (645):</u></b>				
001-645-00.5448 Contract Svcs	148,200		(52,120)	96,080
		65,000	(65,000)	
<b><u>County Court @ Law 1 (611):</u></b>				
001-611-00.5440 Appointed Atty	113,916	9,300		123,216
001-611-00.5551 Continuing Ed	1,390		(1,390)	0
001-611-00.5304 Indigent Trial	4,775		(1,910)	2,865
001-611-00.5101_400 Medical Ins	8,975		(1,400)	7,575
<b><u>Countywide (645):</u></b>				
001-645-00.5491 Cemetery Maint	17,000		(4,600)	12,400
		9,300	(9,300)	
<b><u>County Court @ Law 2 (612):</u></b>				
001-612-00.5440 Appointed Atty	128,212	12,500		140,712
001-612-00.5213 Books	996	800		1,796
001-612-00.5304 Indigent Trial	7,000		(900)	6,100
001-612-00.5306 Jury	15,700		(100)	15,600
001-612-00.5493 Committals	53,832		(5,000)	47,832
<b><u>Countywide (645):</u></b>				
001-645-00.5441 Legal	91,573		(7,300)	84,273
		13,330	(13,330)	
<b><u>Sheriff/Tx State ALERRT Grant (618-99-003):</u></b>				
001-618-99-003.5340 Insurance	800	502		1,302
001-618-99-003.5489 Telephone	8,810		(187)	8,623
001-618-00.5206 Sheriff/Law Enf Sply	79,586		(315)	79,271
<b><u>Constable 1 (635):</u></b>				
001-635-00.5302 Dues & Bonds	60	13		73
001-635-00.5551 Continuing Ed	586		(13)	573
<b><u>Constable 3 (637):</u></b>				
001-637-00.5413 Veh Maint	3,111	8		3,119
001-637-00.5489 Telephone	6,661	78		6,739
001-637-00.5021 Staff	115,913		(86)	115,827
<b><u>Constable 4 (638):</u></b>				
001-638-00.5489 Telephone	7,889	144		8,033
001-638-00.5101_100 Fica	10,050		(144)	9,906
<b><u>Civic Center (648):</u></b>				
001-648-00.5201 General Supplies	14,869	852		15,721
001-648-00.5413 Veh Maint	4,985	8		4,993
001-648-00.5271 Fuel	4,735		(56)	4,679
001-648-00.5480_040 Utilities	50,426		(223)	50,203
<b><u>Countywide (645):</u></b>				
001-645-00.5399 Contingencies	44,020		(581)	43,439
		860	(860)	



FUND NO. 001  
FUND TITLE: GENERAL FUND

<u>Line Item - Expenditures</u>	<u>Appropriation before Amendment</u>	<u>Amendment</u>		<u>Appropriation as Amended</u>
		<u>Increases</u>	<u>Decreases</u>	
<u>Development Svcs (657):</u>				
001-657-00.5271 Fuel	25,014	1,160		26,174
001-657-00.5461 Printing	2,049	135		2,184
001-657-00.5551 Continuing Ed	9,700		(1,295)	8,405
<u>Historical Commission/Documentaries (676-00-055):</u>				
001-676-00-055.5212 Postage	150	5		155
001-676-00-055.5201 General Supplies	5,600		(5)	5,595
001-676-00-055.5448 Contract Svcs	19,770	5,210		24,980
001-676-00-055.5501 Travel	20,930		(5,210)	15,720
<u>Information Technology (680):</u>				
001-680-00.5429 Software Maint/Licensing	368,192	7,557		375,749
001-680-00.5718 Software	180,711		(7,557)	173,154
<u>Juvenile Probation/TJPC-A State Aid Grant (686-99-027):</u>				
001-686-99-027.5489 Telephone	710	689		1,399
001-686-99-027.5360 Nonresidential	32,496		(689)	31,807

FUND NO. 070  
FUND TITLE: JUVENILE CENTER

<u>Juvenile Center (685):</u>				
070-685-00.5480_220 Utilities	123,072	3,090		126,162
070-685-00.5021 Staff	2,176,719		(3,090)	2,173,629

FUND NO. 080  
FUND TITLE: D.A./HOT CHECK FEE

<u>District Atty (607):</u>				
080-607-00.5212 Postage	1,299	200		1,499
080-607-00.5391 Misc	5,083		(200)	4,883

FUND NO. 120  
FUND TITLE: FAMILY HEALTH SERVICES

<u>DSHS/Immunization Grant (675-99-018):</u>				
120-675-99-018.5231 Medical Supplies	446,610	55,004		501,414
<u>Revenue</u>		<u>Decreases</u>	<u>Increases</u>	
120-675-99-018.4301 Intergovernmental	630,790		55,004	685,794
Budget State in-kind revenue/expense				

<u>DSHS Bioterrorism 2010 (675-99-023):</u>				
120-675-99-023.5712 Computer Eqpt	(1)	1		0
120-675-99-023.5712_400 Computer Eqpt	19,766		(1)	19,675
Correct to actual				

FUND NO. 190  
FUND TITLE: INTEREST & SINKING FUND

<u>Park Bond 2008 (875-95-493):</u>				
190-675-95-493.5581 Fees	300	200		500
<u>Road Bond 2009 (675-95-491):</u>				
190-675-95-491.5581 Fees	299		(200)	99
<u>Road Bond 2001 (675-95-499):</u>				
190-675-95-499.5581 Fees	300	300		600
<u>Pass Thru Road Bond 2009 (675-95-492):</u>				
190-675-95-492.5581 Fees	300		(300)	0

**FUND NO. 199**  
**FUND TITLE: D.A. STATE REIMBURSEMENT**

<u>Line Item - Expenditures</u>	<u>Appropriation before Amendment</u>	<u>Amendment Increases</u>	<u>Decreases</u>	<u>Appropriation as Amended</u>
<b><u>D.A. State Reimbursement (881):</u></b>				
199-881-00.5160_500 Dental Ins	163	5		168
199-881-00.5160_400 Medical Ins	4,593		(5)	4,588

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

<u>Countywide (645):</u>				
001-645-00.5901_120 Perm Transf to 120-Health Svcs	2,220,258	149,071		2,369,329
001-645-00.5901_070 Perm Transf to 070-Juvenile Ctr	472,519		(55,000)	417,519
001-645-00.5901_107 Perm Transf to 107-Clt's Security	126,441		(55,000)	71,441
001-645-00.5901_140 Perm Transf to 140-Parks	133,561		(39,071)	94,490
		<u>149,071</u>	<u>(149,071)</u>	

**FUND NO. 027**  
**FUND TITLE: CO PRIORITY ROAD BOND 2011 FUND**

**AMENDMENT**  
**NO.2011-047 CC**  
**FY2011 Budget**  
**11/15/2011**

<u>Line Item - Expenditures</u>	<u>Appropriation</u> <u>before</u> <u>Amendment</u>	<u>Increase</u>	<u>Decrease</u>	<u>Appropriation</u> <u>as</u> <u>Amended</u>
<b><u>County Priority Road Bond 2011:</u></b>				
	<b><u>Revenue</u></b>		<b><u>Increase</u></b>	
027-800-96.4701	Debt Proceeds	0	36,835,000	36,835,000
027-800-96.4703	Other Financing Sources	0	1,847,240	1,847,240
027-800-96.4801	Depository Interest	0	6,732	6,732
027-800-96.5384_486	Issuance Costs	0	404,240	404,240
*Budget debt proceeds and issuance cost for County Priority Road Bond.				
<b><u>Pct 1: CR286 - Francis Harris:</u></b>				
027-801-96-507.5610_700	Program Management - CO	0	50,000	50,000
027-801-96-507.5621_700	Engineering - CO	0	500,000	500,000
027-801-96-507.5632_700	Right of Way - CO	0	300,000	300,000
<b><u>Pct 1: Post Road:</u></b>				
027-801-96-508.5621_700	Engineering - CO	0	300,000	300,000
<b><u>Pct 2: Dacy Lane-Wendy Hill:</u></b>				
027-802-96-634.5610_700	Program Management - CO	0	10,000	10,000
027-802-96-634.5621_700	Engineering - CO	0	300,000	300,000
<b><u>Pct 2: Lakewood Drive-FM1626:</u></b>				
027-802-96-635.5610_700	Program Management - CO	0	50,000	50,000
027-802-96-635.5621_700	Engineering - CO	0	300,000	300,000
027-802-96-635.5632_700	Right of Way - CO	0	200,000	200,000
<b><u>Pct 2: SH21-High Rd:</u></b>				
027-802-96-636.5610_400	Program Management - OP	0	50,000	50,000
027-802-96-636.5621_400	Engineering - OP	0	200,000	200,000
<b><u>Pct 2: SH21-FM2001:</u></b>				
027-802-96-637.5610_400	Program Management - OP	0	50,000	50,000
027-802-96-637.5621_400	Engineering - OP	0	300,000	300,000
027-802-96-637.5623_400	Utility Relocation - OP	0	100,000	100,000
<b><u>Pct 2: SH21-Rhode Rd:</u></b>				
027-802-96-638.5610_400	Program Management - OP	0	50,000	50,000
027-802-96-638.5621_400	Engineering - OP	0	300,000	300,000
<b><u>Pct 2: RM967-Ruby Ranch:</u></b>				
027-802-96-639.5610_400	Program Management - OP	0	50,000	50,000
027-802-96-639.5621_400	Engineering - OP	0	300,000	300,000
027-802-96-639.5623_400	Utility Relocation - OP	0	200,000	200,000
<b><u>Pct 3: RR12-Wonderworld Dr:</u></b>				
027-803-96-754.5621_400	Engineering - OP	0	300,000	300,000
027-803-96-754.5632_400	Right of Way - OP	0	200,000	200,000
<b><u>Pct 3: RR12-Junction:</u></b>				
027-803-96-755.5610_400	Program Management - OP	0	50,000	50,000
027-803-96-755.5621_400	Engineering - OP	0	200,000	200,000
<b><u>Pct 3: RR12-Sink Creek:</u></b>				
027-803-96-756.5610_400	Program Management - OP	0	50,000	50,000
027-803-96-756.5611_400	Construction - OP	0	5,000,000	5,000,000
027-803-96-756.5621_400	Engineering - OP	0	25,000	25,000
027-803-96-756.5632_400	Right of Way - OP	0	10,000	10,000
<b><u>Pct 3: RR12-Hugo Road:</u></b>				
027-803-96-757.5610_400	Program Management - OP	0	50,000	50,000
027-803-96-757.5623_400	Utility Relocation - OP	0	10,000	10,000
<b><u>Pct 3: RR12-RM32:</u></b>				
027-803-96-758.5610_400	Program Management - OP	0	50,000	50,000
027-803-96-758.5611_400	Construction - OP	0	5,000,000	5,000,000
027-803-96-758.5621_400	Engineering - OP	0	100,000	100,000
027-803-96-758.5623_400	Utility Relocation - OP	0	25,000	25,000
027-803-96-758.5632_400	Right of Way - OP	0	150,000	150,000
<b><u>Pct 3: Old Kyle Road-RR12:</u></b>				
027-803-96-759.5610_400	Program Management - OP	0	50,000	50,000
<b><u>Pct 3: RM2325-Carney Lane:</u></b>				
027-803-96-760.5610_400	Program Management - OP	0	100,000	100,000
027-803-96-760.5611_400	Construction - OP	0	5,000,000	5,000,000
027-803-96-760.5621_400	Engineering - OP	0	300,000	300,000
027-803-96-760.5623_400	Utility Relocation - OP	0	50,000	50,000
027-803-96-760.5632_400	Right of Way - OP	0	150,000	150,000
<b><u>Pct 4: US290-McGregor:</u></b>				
027-804-96-881.5610_400	Program Management - OP	0	50,000	50,000
027-804-96-881.5611_400	Construction - OP	0	7,000,000	7,000,000
027-804-96-881.5621_400	Engineering - OP	0	300,000	300,000

**FUND NO. 027**  
**FUND TITLE: CO PRIORITY ROAD BOND 2011 FUND**

**AMENDMENT**  
**NO.2011-047 CC**  
**FY2011 Budget**  
**11/15/2011**

<u>Line Item - Expenditures</u>	<u>Appropriation before Amendment</u>	<u>Increase</u>	<u>Decrease</u>	<u>Appropriation as Amended</u>
<b>Pct 4: RR12-Sportspark Dr:</b>				
027-804-96-882.5610_400	Program Management - OP	0	50,000	50,000
027-804-96-882.5611_400	Construction - OP	0	3,000,000	3,000,000
027-804-96-882.5621_400	Engineering - OP	0	400,000	400,000
027-804-96-882.5623_400	Utility Relocation - OP	0	100,000	100,000
<b>Pct 4: RM1826-Nutty Brown:</b>				
027-804-96-883.5610_400	Program Management - OP	0	50,000	50,000
027-804-96-883.5621_400	Engineering - OP	0	400,000	400,000
027-804-96-883.5623_400	Utility Relocation - OP	0	250,000	250,000
<b>Pct 4: RM1826-Goldenwood:</b>				
027-804-96-884.5610_400	Program Management - OP	0	50,000	50,000
027-804-96-884.5621_400	Engineering - OP	0	344,732	344,732
027-804-96-884.5623_400	Utility Relocation - OP	0	15,000	15,000
027-804-96-884.5632_400	Right of Way - OP	0	20,000	20,000
<b>Pct 4: RM1826-Darden Hill:</b>				
027-804-96-885.5610_400	Program Management - OP	0	50,000	50,000
027-804-96-885.5621_400	Engineering - OP	0	50,000	50,000
027-804-96-885.5623_400	Utility Relocation - OP	0	10,000	10,000
027-804-96-885.5632_400	Right of Way - OP	0	15,000	15,000
<b>Pct 4: RM1826-RM967:</b>				
027-804-96-886.5610_400	Program Management - OP	0	25,000	25,000
027-804-96-886.5611_400	Construction - OP	0	5,000,000	5,000,000
027-804-96-886.5621_400	Engineering - OP	0	300,000	300,000
027-804-96-886.5623_400	Utility Relocation - OP	0	200,000	200,000
027-804-96-886.5632_400	Right of Way - OP	0	10,000	10,000
<b>Pct 4: Lime Kiln-Sink Creek:</b>				
027-804-96-887.5610_700	Program Management - CO	0	15,000	15,000
027-804-96-887.5621_700	Engineering - CO	0	100,000	100,000
*Budget expenses for road bond projects.		<u>38,688,972</u>	<u>38,688,972</u>	

**FUND NO. 150**  
**FUND TITLE: PARK BOND 2011 FUND**

**Park Bond 2011:**

	<u>Revenue</u>		<u>Increase</u>	
150-800-96.4701	Debt Proceeds	0	9,970,000	9,970,000
150-800-96.4703	Other Financing Sources	0	11,484	11,484
150-800-96.4801	Depository Interest	0	1,805	1,805
150-800-96.5384_485	Issuance Costs	0	146,594	146,594

\*Budget debt proceeds and issuance cost for Park Bond.

<b>Pct 1: Five Mile Dam:</b>				
150-757-97-041.5611_700	Construction - CO	0	20,000	20,000
<b>Pct 2: Gregg Clarke Park:</b>				
150-812-97-408.5600	Project Contributions	0	475,000	475,000
<b>Pct 2: Plum Creek Park:</b>				
150-812-97-415.5600	Project Contributions	0	475,000	475,000
<b>Pct 2: City Square Park:</b>				
150-812-97-416.5600	Project Contributions	0	250,000	250,000
<b>Pct 2: Hays Youth Sports Park:</b>				
150-812-97-417.5600	Project Contributions	0	450,000	450,000
<b>Pct 3: Wintersmill Trails:</b>				
150-813-97-048.5610_400	Program Management - OP	0	1,000	1,000
150-813-97-048.5610_700	Program Management - CO	0	4,000	4,000
150-813-97-048.5611_400	Construction - OP	0	20,000	20,000
150-813-97-048.5611_700	Construction - CO	0	100,000	100,000
150-813-97-048.5621_400	Engineering - OP	0	5,000	5,000
150-813-97-048.5621_700	Engineering - CO	0	10,000	10,000
150-813-97-048.5719_700	Misc Equipment	0	7,125	7,125
<b>Pct 3: Jacobs Well:</b>				
150-813-97-407.5611_700	Construction - CO	0	3,000,000	3,000,000
<b>Pct 4: Harrison Park:</b>				
150-814-97-401.5611_700	Construction - CO	0	1,700,000	1,700,000
<b>Pct 4: Nicholson Ranch:</b>				
150-814-97-414.5611_700	Construction - CO	0	3,319,580	3,319,580
*Budget expenses for park bond projects.		<u>9,983,299</u>	<u>9,983,299</u>	

## *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 renewal of the Interlocal Agreement (ILA) between the City of Woodcreek and Hays County regarding road repair and maintenance.

**TYPE OF ITEM:** CONSENT

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** CONLEY

**SPONSORED BY:** CONLEY

**SUMMARY:** The ILA between the City of Woodcreek and Hays County expired on 09.30.11 and the renewal would be retroactive to 10.01.11. The City of Woodcreek has increased their budget for roads from \$50k to \$60K.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

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

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

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

**AGENDA ITEM:** Amend the budget classification for the Smith Robertson contract related to the FM1626B project.

**TYPE OF ITEM:** CONSENT

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** \$10,000

**LINE ITEM NUMBER OF FUNDS REQUIRED:** 022-802-96-629.5448

**REQUESTED BY:** Commissioner Mark Jones/Mark Kennedy

**SPONSORED BY:** Commissioner Mark Jones

**SUMMARY:** On August 30<sup>th</sup> Commissioner's Court authorized to extend and increase the Smith Robertson contract in the amount of \$10,000 for environmental and legal issues related to the FM1626B project. The additional funds were identified as coming from the PTF Program Management team budget. However, due to an oversight in PSI budget documentation, the savings is actually in the FM1626B allocated funds from the '01 bond issue.

We request the Court to allow reclassification of payments made to Smith Robertson from the PTF Fund 023 to the '01 Bond Fund 022.

**DESCRIPTION OF Item:** Amend the budget classification for the Smith Robertson contract related to the FM1626B project.

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**COUNTY AUDITOR**

**AMOUNT:** \$10,000

**LINE ITEM NUMBER:** 022-802-96-629.5448

**COUNTY PURCHASING GUIDELINES FOLLOWED:** Yes

**PAYMENT TERMS ACCEPTABLE:** Yes

**COMMENTS:** See budget amendment.

**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**

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 Amendment 1 to Agreement for the Use of State of Texas Automation Equipment, related to Registration Title System Workstations in the Hays County Tax Office.

**TYPE OF ITEM:** CONSENT

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** \$3,000

**LINE ITEM NUMBER OF FUNDS REQUIRED:** (4,500 Budgeted)

**REQUESTED BY:** CARAWAY

**SPONSORED BY:** COBB

**SUMMARY:** Originally, the Tax Assessor Collector believed 3 new RTS Workstations would be used. Since there are only 2 additional Workstations being used, annual rental will be \$3,000 instead of \$4,500.



**DESCRIPTION OF Item:** Discussion and possible action to authorize the County Judge to execute Amendment 1 to Agreement for the use of State of Texas automation equipment, related to Registration Title System Workstations in the Hays County Tax Office

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**COUNTY AUDITOR**

**AMOUNT:** \$3000

**LINE ITEM NUMBER:** 001-619-00.5473

**COUNTY PURCHASING GUIDELINES FOLLOWED:**

**PAYMENT TERMS ACCEPTABLE:**

**COMMENTS:**

**SPECIAL COUNSEL**

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

**COMMENTS:**

**COUNTY JUDGE**

*Signature Required if Approved*

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

COUNTY OF Hays

**AMENDMENT ONE [LEASE OF STATE OF TEXAS REGISTRATION AND TITLE SYSTEM  
(RTS) INFORMATION RESOURCES AND SUPPORT] TO AGREEMENT FOR THE USE OF  
STATE OF TEXAS AUTOMATION EQUIPMENT**

THIS AMENDMENT is made between the "State" and the "County" pursuant to the addition of SECTION 1, Subchapter A, Chapter 520, Section 520.002 of the Texas Transportation Code as enacted by the 76<sup>th</sup> Legislature of the State of Texas for the purposes of providing the County of Hays, Texas an option to lease additional RTS workstations/items directly from the State. This amendment incorporates all the terms and provisions regarding responsibility for: equipment installation, RTS programming and hardware/software configuration, security, maintenance, equipment repair and replacement, equipment movement, unauthorized equipment use, building electrical requirements, accountability/inventory of equipment, training, and supplies provided in the Agreement for the Use of State of Texas Automation Equipment dated \_\_\_\_\_.

In addition to the provisions of the original county agreement, TxDMV's responsibility for equipment installed at non-county tax assessor-collector sites; e.g. privately owned, for profit enterprises performing registration and title functions for the county tax office; will be limited to ensuring the equipment remains operational. The county will be responsible for all training, user support, forms, supplies, user policy and procedures, etc., associated with this leased equipment. This amendment will remain in force for as long as the Agreement for the Use of State of Texas Automation Equipment remains effective.

This Amendment provides a new option for the County to obtain additional RTS Information Resources and Support not identified in the Agreement for Use of State Automation Equipment. The process for requesting these resources and annual cost and billing information associated with this lease are included in Exhibit A to this Amendment.

RTS workstations identified below and/peripheral equipment identified on Exhibit A which are leased under the provisions of this amendment will be installed following approval of the County Commissioner's Court. This amendment will be signed below by the County Judge or will be supported by a certified copy of the Commissioner's Court Order or Resolution which will be attached, and the Director of the Vehicle Titles and Registration Division of the Texas Department of Motor Vehicles.

\* \* \*

The County of Hays, Texas will lease 2 additional RTS workstation(s)/items and requests that it/they be installed at the following County Tax Office manager or controlled site(s):

Site Name	New (N) or Existing (E) Site	Site Address	Number of Items
Govt. Center	E	712 S. Stagecoach Trail San Marcos, TX 78166	2

County Judge \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_  
County
 Randy Elliston, Director Date: \_\_\_\_\_  
 Vehicle Titles and Registration Division

## EXHIBIT "A" To Amendment One State of Texas, County of Hays

1. If a County desires additional RTS information resources, e.g. workstations or peripheral equipment, beyond that which is allocated by the State, the equipment and support may be leased at County expense from the State. Counties should contact their supporting Vehicle Titles and Registration Division Regional Office for information and the necessary form to amend their existing Agreement for the Use of State of Texas Automation Equipment, that is, their "County Agreement."
2. Submitting a signed amendment form to Randy Elliston, Director, Vehicle Titles and Registration Division, will constitute the County's formal request to lease RTS workstations and will signify that the County Tax Assessor-Collector has the funds necessary to lease this equipment.
3. The cost of leasing a basic RTS workstation will be \$1,500 per year, except if the installation is at a new site that is a site where RTS has not previously been installed. In this case, a "one time" additional fee of \$2,500 for the first workstation will be charged. The cost of leasing other RTS information resources and support is reflected below. Counties will identify the type and amount of the equipment desired by appropriately annotating this quantity below.
4. During the first year of installation, the county will be billed during the month immediately following the month in which the equipment is installed for the pro-rated portion of the State fiscal year that remains. Thereafter, billing will occur annually during the first month of the State's fiscal year (September).
5. The county may request the State remove the equipment at any time and it will be removed within 30 days of the request being received by TxDMV. The county will forfeit any portion of the annual lease fee that remains.
6. Equipment leased by a county will remain in the county unless replaced by the State or until the County requests that it be removed.
7. Annual costs for the above equipment and services are subject to change annually. Counties will be notified at least 90 days in advance of proposed changes.
8. Counties will annotate below (by site and quantity) equipment requirements. Total annual costs can be projected using the table provided. TxDMV will compute final costs and the county will be billed in accordance with paragraph 4 above.

	Item Type	County Site	Quantity	Individual Item Cost	Total Annual Cost
1.	Workstation, Basic <sup>1</sup>	<u>Hays</u>	<u>2</u>	\$1,500.00	<u>3,000</u>
2.	Remote Sticker Printing System (Renewal) <sup>2</sup>			600.00	
3.	Remote Sticker Printing System (DTA) <sup>3</sup>			600.00	
4.	Uninterrupted Power Supply			125.00	
5.	Printer Laser, HP 8000 (high capacity)			1,100.00	
6.	Additional Printer			250.00	
7.	Bar code reader			550.00	
8.	New Site Cost (one time fee)			2,500.00	
				Annual Leasing Fee	<u>\$3,000</u>

<sup>1</sup> The Basic Workstation includes all standard items for full functionality (monitor, CPU, keyboard, printer, software, support, and cash drawer, if necessary,) in a normal environment.

<sup>2</sup> The Remote Sticker Printing System (RSPS renewal) includes all standard items for full functionality at your subcontractor (laptop, bar code reader, printer, software, support, and two flash drives).

<sup>3</sup> The RSPS (DTA) includes all standard items for full functionality at your subcontractor vehicle dealer (laptop, printer, software, support, and two flash drives).

STATE OF TEXAS \*

COUNTY OF TRAVIS \*

AGREEMENT FOR THE USE OF STATE  
OF TEXAS AUTOMATION EQUIPMENT

THIS AGREEMENT, is made by and between the State of Texas, acting by and through the Texas Department of Transportation, hereinafter called the "State", and the County of HAYS, Texas, acting by and through its duly authorized officials, hereinafter called the "County".

## W I T N E S S E T H

WHEREAS, the State is statutorily responsible for administering motor vehicle titles and registration pursuant to Texas Civil Statutes, Articles 6675a-1 et seq and 6687-1; and

WHEREAS, the County Tax-Assessor Collector acts as agent for the State in the processing of motor vehicle titles and registration; and

WHEREAS, the State has designed and will furnish an automated system for the uniform registration and titling of motor vehicles, hereinafter identified as the automated registration and title system (RTS); and

WHEREAS, automation equipment is necessary for the processing of motor vehicle titles and registration; and

WHEREAS, the State and the County desire that automation equipment procured by the State, hereinafter identified as the "Equipment", be installed and operated at location(s) under the jurisdiction of the County; and

WHEREAS, associated policies and procedures for the County use of the Equipment are codified in Title 43, Texas Administrative Code (TAC), Section 17.53 - 17.55; and

WHEREAS, the State will furnish the Equipment to the County provided the County agrees to adhere to and comply with those policies and procedures and the requirements established in this Agreement; and

WHEREAS, on the 9th day of January, 1995, the HAYS County Commissioners Court Order or Resolution No. 13524, attached hereto and identified as "EXHIBIT A", authorizing the County's execution of this Agreement; and

## A G R E E M E N T

NOW, THEREFORE, in consideration of the mutual promises in this Agreement, the parties agree as follows:

1. AGREEMENT TERMS

This Agreement shall become effective on the date of final execution by the State and shall terminate when all Equipment is removed from the County office(s) unless sooner terminated pursuant to Section 16 of this Agreement.

## **2. EQUIPMENT**

The Equipment to be furnished by the State to the County is listed in "Exhibit B", attached hereto and made a part of this Agreement. The State retains full and complete title in the Equipment and nothing in this Agreement shall grant to the County, its officers or employees ownership in the Equipment.

## **3. EQUIPMENT PROCUREMENT**

The State shall purchase all hardware and software that it determines is initially needed to support the RTS in approved County tax office locations.

The State shall purchase all telecommunications cable initially needed to attach the approved County tax office locations to the RTS telecommunications network.

The State shall purchase all telephone lines and equipment initially needed to attach the approved County tax office locations to the RTS network.

## **4. ADDITIONAL WORKSTATIONS**

If a County desires additional workstations (in addition to the Equipment allocated by the State) for the initial implementation of RTS, they may be procured at County expense through the State. The cost of each additional workstation at a site previously designated by the county for initial RTS implementation is listed on the attached schedule (EXHIBIT C, Item 1.).

The cost of the first additional workstation for a County site not previously designated by the County for initial RTS implementation is listed on the attached schedule (EXHIBIT C, Item 2). After the purchase of the first additional workstation for a new county site, the cost of any other workstations for the site is listed on the attached schedule (EXHIBIT C, Item 2.).

There will be an ongoing annual cost to the County for installation, maintenance support, RTS software and network charges for each additional workstation purchased by the County and added to the RTS system. The associated costs for the equipment or services are listed on the attached schedule (EXHIBIT C, Item 3.).

Workstations purchased by the County are the property of the County. However, the loading of any software other than the RTS application or software expressly approved by the State on any workstation used for RTS may cause system problems or workstation processing failure. Service costs incurred for problems resulting from such software being loaded on the workstations are the responsibility of the County.

## **5. EQUIPMENT INSTALLATION**

The State will pay for the costs incurred for the installation of the Equipment as listed in EXHIBIT B, Part 1 in the approved County tax office locations for the automated registration and title system. This payment does not include, nor will the State pay for any County employee time expended, any physical alterations the County may make to its offices to accommodate the Equipment, or for the installation of additional workstations purchased through the State by the County.

The State will pay for installation costs of telecommunications cable and lines as needed to attach to the automated registration and title system network in the approved County tax office locations.

The State will pay for teleprocessing costs associated with the use of the telecommunications network for the Equipment.

#### **6. PROGRAMMING**

The State shall perform all computer programming needed for the development and continued support of the automated registration and title system.

#### **7. SECURITY**

The County shall be responsible for the physical security and protection of the Equipment installed in its office(s).

#### **8. MAINTENANCE**

The State will pay maintenance costs required for the automated registration and title system for at least five (5) years (one year of warranty coverage and four years of maintenance coverage) from the date of installation. This maintenance contract will provide for the technical maintenance support of the Equipment purchased by the State and placed in the approved County tax office locations.

Provision will be made by the State for timely repair or replacement of the Equipment purchased by the State and placed in the approved County tax office locations. The timeframe for such repair/replacement will be as specified in the maintenance clause of the hardware equipment contract.

The State will provide the County with ongoing basic maintenance support for the automated registration and title system Equipment and software.

The County must purchase ongoing basic maintenance support through the State for the additional workstations purchased by the County. The maintenance support provided under this purchase will be the same as that provided by the State. This purchase cost is included in the figure listed in EXHIBIT C, Item 3.

#### **9. EQUIPMENT REPAIR AND REPLACEMENT**

The County shall be responsible for full repair or replacement costs for the Equipment in the event the Equipment under State contract that is placed under County control is damaged or lost. The repair cost shall be determined by the Equipment service vendor under contract to the State to provide maintenance service for the Equipment. The replacement cost shall be determined by the cost of equivalent equipment under State contract at the time the damage or loss occurs. In addition, the County shall be responsible for any service costs resulting from problems caused by unauthorized software or hardware residing on the workstations. The Equipment will be monitored electronically. Any unauthorized software detected on the Equipment will be removed electronically.

The County's payment for repair or replacement costs for damaged or lost Equipment, or service costs resulting from problems caused by unauthorized software residing on the workstations, or installation of unauthorized hardware on the State equipment, shall be remitted to the State by the County within 30 days of written request by the State.

#### **10. EQUIPMENT MOVEMENT**

The County shall notify the State of its intent to add, move, close, or remodel (if equipment or cabling is affected) any County office in which the Equipment is currently installed, or will need to be installed or removed.

Notification must be in writing and shall be submitted prior to the anticipated date the change will occur. Minimum notification periods:

- . 30 days in the case of an office closing or remodeling,
- . 90 days in the case of an office location change, or
- . 180 days in the case of an additional office location.

The County shall notify the State prior to incidental movement of the workstation equipment within the office in which it is currently housed. A telephone call to the State is sufficient notification in this situation. All calls of this type will be documented by the State and kept on file.

Failure to notify and receive instructions from the State for such equipment moves exposes the County to liability if the Equipment is damaged in the move (see 7. SECURITY). The county shall be liable to the State for all such costs in the event the county fails to notify the State and receive instructions concerning movement of the workstation equipment.

#### **11. UNAUTHORIZED USE OF STATE EQUIPMENT**

Unauthorized entry into the Equipment for any reason, including but not limited to attempts to repair the hardware, or to load unapproved software, is expressly prohibited.

The County usage of the Equipment to access County automated systems is subject to prior approval by the State in writing.

The attachment or installation of any unauthorized equipment onto the automated registration and title system network is expressly prohibited.

#### **12. ELECTRICAL REQUIREMENTS**

The County shall meet and maintain minimum office electrical requirements as specified by the State for operation of the Equipment.

The County shall be responsible for the payment of all electrical power costs resulting from the operation of the Equipment.

Unless otherwise specified by the State, the Equipment shall remain on 24 hours a day, 7 days a week.

#### **13. INVENTORY OF EQUIPMENT**

The State is authorized access to the Equipment to perform a physical inventory at the County office locations during regular county business hours.

In order to maintain an accurate inventory of the Equipment, the County shall notify the State in writing of any equipment replacement.

#### **14. TRAINING**

The State shall provide on-site initial training for the County's employees on the automated registration and title system. The training plan must be reviewed and agreed to by the County prior to the implementation of the system. Training of deputies on the RTS after implementation of the automated system in the County will be the responsibility of the County.

The State will provide the counties with reference manuals for the automated registration and title system.

The State will provide the County with continuing training/advisory support on the automated registration and title system.

**15. SUPPLIES**

The State will provide the County with an adequate supply of continuous form paper to be used solely in conjunction with the automated registration and title system.

**16. TERMINATION**

This Agreement may be terminated by any of the following conditions:

- A. By mutual consent and Agreement of the parties hereto.
- B. By either party, upon thirty (30) days written notice to the other party.
- C. By the State, should it determine that the County, at any time, has failed to comply with the requirements of this Agreement.

Should the Agreement be terminated for any of the above conditions, the County shall allow removal of the Equipment by the State within a period established by the State.

**17. AMENDMENTS**

Any changes in the terms and conditions of this Agreement must be enacted by a written amendment executed by State and the County.

**18. PRIOR AGREEMENTS SUPERSEDED**

This Agreement constitutes the sole and only Agreement of the parties hereto and supersedes any prior understandings and/or written agreements between the State and the County respecting the subject matter described herein.



EXHIBIT A

IN TESTIMONY HEREOF, the parties to this Agreement have caused these presents to be executed in duplicate counterparts.

THE COUNTY OF Hays, TEXAS

By: Edley A. J. Thevedge  
County Judge

Date: January 9, 1995

By: Suanna Grawley  
County Tax Assessor-Collector

Date: January 9, 1995

ATTEST: [Signature]  
County Clerk



THE STATE OF TEXAS

Executed for the Executive Director and approved by the Texas Transportation Commission under the authority of Minute Order No. 100002 and Administrative Circular 15-93, for the purpose and effect of activating and carrying out the orders, established policies or work programs heretofore approved by the Texas Transportation Commission.

By: 118  
Assistant Executive Director for Motorist Services

Date: 2/16/95

EXHIBIT B  
PART 1

TXDOT EQUIPMENT INVENTORY ALLOCATION

County: Hays

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

County Office Locations:

LOCATION 1: San Marcos

TXDOT Equipment Workstations 7

LOCATION 2: \_\_\_\_\_

TXDOT Equipment Workstations \_\_\_\_\_

LOCATION 3: \_\_\_\_\_

TXDOT Equipment Workstations \_\_\_\_\_

Total TXDOT Equipment Workstations \_\_\_\_\_

◆◆◆ SEE ATTACHED TXDOT EQUIPMENT LISTING ◆◆◆

EXHIBIT B  
PART 2

TxDOT EQUIPMENT INVENTORY LISTING

County Office Location: San Marcos, Texas

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

ITEM TYPES: Microcomputer, Monitor, Printer, Cash Drawer, Bar Code Scanner,  
Uninterrupted Power Supply (UPS), Modem, Multi-site Access Unit  
(MSAU)

<u>ITEM TYPE</u>	<u>MES #</u>	<u>ITEM TYPE</u>	<u>MES #</u>
Computer	470376	Printer	466803
Monitor	472592	Computer	470370
Cash Drawer	466721	Monitor	No #
Printer	466802	Cash Drawer	466729
Monitor	472601	Printer	466800
Computer	470387	Computer	470323
Cash Drawer	466727	Monitor	472593
Printer	466801	Cash Drawer	466711
Computer	470380	Printer	466795
Monitor	472589	Computer	470389
Cash Drawer	466730	Cash Drawer	466725
Printer	466796	Monitor	472586
Computer	470385	Printer	466804
Monitor	472600	Modem	459159
Cash Drawer	466723	UPS	465927

By: \_\_\_\_\_

Joanne Cawaway  
County Tax Assessor-Collector

Date: 2/13/95

By: \_\_\_\_\_

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

Vehicle Titles and Registration Division

## EXHIBIT C

1. If a County desires additional workstations (in addition to the Equipment allocated by the State) for the initial implementation of RTS, they may be procured at County expense through the department. The cost of each additional workstation at a site previously designated by the county for initial RTS implementation is \$7,500.
2. The cost of the first additional workstation for a County site not previously designated by the County for initial RTS implementation is \$10,000.

After the purchase of the first additional workstation for a new county site, the cost of any other workstations for the site is \$7,500 per workstation.

3. There will be an ongoing annual cost to the County for installation, maintenance support, RTS software and network charges for each additional workstation purchased by the County and added to the RTS system. The cost for these areas is \$1,000 per year for each workstation.

## RESOLUTION

**WHEREAS**, the State is statutorily responsible for administering motor vehicle titles and registration pursuant to Texas Civil Statutes, Articles 6675a-1 et seq. and 6687-1; and

**WHEREAS**, the County Tax-Assessor Collector acts as agent for the State in the processing of motor vehicle titles and registration; and

**WHEREAS**, the State has designed and will furnish an automated system for the uniform registration and titling of motor vehicles, hereinafter identified as the automated registration and title system (RTS); and

**WHEREAS**, automation equipment is necessary for the processing of motor vehicle titles and registration; and

**WHEREAS**, the State and the County desire the automation equipment procured by the State, hereinafter identified as the "Equipment", be installed and operated at location(s) under the jurisdiction of the County; and

**WHEREAS**, associated policies and procedures for the County the use of the Equipment are codified in Title 43, Texas Administrative Code (TAC), Section 17.53 - 17.55; and

**WHEREAS**, the Commissioners of the above cited County wish to bind said County to agree to and accept certain AGREEMENT FOR THE USE OF STATE OF TEXAS AUTOMATION EQUIPMENT, which is attached hereto and incorporated herein;

**NOW, THEREFORE**, we, the undersigned members of the Commissioners Court having voted to accept and agree to said Agreement do direct that the County Judge and County Tax-Assessor Collector execute said Agreement as provided thereon for an in the name of said County.

As witness our signatures this 9th day of January, 1995.

## *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: Discussion and possible action to adopt NIMS Training and NIMSCAST Policy for Hays County**

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

**PREFERRED MEETING DATE REQUESTED: November 15, 2011**

**AMOUNT REQUIRED: N/A**

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY: Jeff Turner, Emergency Management**

**SPONSORED BY: Judge Bert Cobb, M.D.**

The NIMS (National Incident Management System) was adopted by Hays County in 2006 as the standard by which all county departments will operate on day to day responses as well as emergency incidents. The NIMS provides a systematic, proactive approach to guide departments and agencies at all levels of government, nongovernmental organizations, and the private sector to work seamlessly to prevent, protect against, respond to, recover from, and mitigate the effects of incidents, regardless of cause, size, location, or complexity, in order to reduce the loss of life and property and harm to the environment. With the adoption of the NIMS Training and NIMSCAST Policy, Hays County will continue to remain in compliance with the standards set forth in the NIMS program.

# NIMS Training Requirements<sup>1</sup>

Discipline/Job	IS-100 <sup>2</sup>	IS-200 <sup>2</sup>	IS-300 <sup>2</sup>	IS-400 <sup>2</sup>	IS-700	IS-701	IS-702 <sup>3</sup>	IS-703	IS-704 <sup>4</sup>	IS-800
Responder Level Personnel (All Disciplines)	LP	LP			R			LP	LP	EM
Public Information Officers <sup>3</sup>	LP				R		R		LP	EM
Persons with significant resource management role	LP				R			R	LP	EM
Emergency Management Personnel	LP	LP	LP	LP	R	R		LP	R	R
First Line Supervisors (All Disciplines)	LP	LP			R			LP	LP	EM
Mid Managers (All Disciplines)	LP	LP	LP		R			LP	LP	EM
Command Staff (All Disciplines)	LP	LP	LP	LP	R	R		LP	LP	R
General Staff (All Disciplines)	LP	LP	LP	LP	R	R		LP	LP	R
MACC Staff	LP	LP	LP	LP	R	R		R	LP	R
Elected Officials	LP	LP	LP	LP	R	C/G	P/O		R	R

## Legend

May not be required (See other disciplines/jobs.)	
Required	R
Required as determined by local incident management organizational planning <sup>2</sup>	LP
Required if serving as a member of Command or General Staff	C/G
Required if serving as a Public Information Officer	P/O
Required if position has "overall emergency management responsibilities"	EM

<sup>1</sup>This guidance was compiled from NIMS guidance documents and other FEMA materials. These documents do not clearly delineate which personnel are required to take specific training courses. The recommendations are based upon information contained in the target audience description in the course summaries.

<sup>2</sup>Course summary within the "Five-Year NIMS Training Plan" states, "It is incumbent upon Federal, State, tribal, and local emergency management/response personnel to determine who within their organizations requires [this] training, based upon local incident management organizational planning." TDEM's NIMS 2010 Compliance Letter, dated 6/30/10, states, "Each jurisdiction that has adopted NIMS is responsible for determining the NIMS training that staff members should complete." Hence, the extension of this category to IS-703 and IS-704.

<sup>3</sup>Texas Division of Emergency Management guidance, dated 6/30/10, limits this to PIOs "who have successfully completed G-290 - Basic Public Information training provided by the Texas Division of Emergency Management (TDEM)."

<sup>4</sup>Guidance on the EMI web-site (<http://training.fema.gov/EMWeb/IS/IS704.asp>) clarifies that the primary audience is "Individuals with emergency management responsibilities." This is narrower than the guidance in the *Five-Year NIMS Training Plan*.

## **HAYS COUNTY NIMS Training and NIMSCAST Policy**

### **I. Purpose:**

A critical tool in the implementation of NIMS (National Incident Management System) is a well-developed training program that facilitates NIMS training, growing the number of adequately trained and qualified emergency management/response personnel.

The NIMS Compliance Assistance Support Tool (NIMSCAST) is a web-based self-assessment tool for State, territorial, tribal, and local governments to evaluate the report their jurisdiction's achievement of all NIMS Compliance objectives, including training.

The purpose of this procedure is to document the minimum processes that Hays County departments will follow in order to ensure that the appropriate personnel have timely received the required NIMS training.

The Hays County departments that are required to comply with this policy are:

- Hays County Office of Emergency Management
- Hays County Personal Health (Emergency Preparedness Section)
- Hays County Fire Marshal's Office
- Hays County Constable's Offices
- Hays County Sheriff's Office
- Hays County Environmental Crimes Unit
- Hays County Transportation Department (Senior Operations Staff)
- Hays County Human Resources (Public Information Officer)

### **II. Policy:**

#### **a. Department Contacts:**

- i. The Hays County Judge will appoint a member of the County staff to serve as the NIMSCAST Point of Contact (POC).
- ii. Each Department identified in this policy will appoint a minimum of one department POC for NIMS Training. Departments are also encouraged to appoint a back-up department POC.

#### **b. Training Compliance**

Departments shall refer to the attached NIMS Training Matrix to determine the requirements for their personnel. Most of the required training is available on-line at [www.training.fema.gov](http://www.training.fema.gov). ICS-300 and ICS-400 are available as classroom training only. Information on these classes can be found at [www.preparingtexas.org](http://www.preparingtexas.org).

11/15/2011

1



**c. Training Records**

- i. It is of particular importance that all departments maintain accurate records of personnel who have received ICS training. Additionally, it is important that departments ensure personnel receive the required training in a timely fashion.
- ii. Departments must maintain written documentation that shows, at a minimum:
  1. The specific ICS training required for a position.
  2. The timeframe in which all required training must be completed.
  3. The process by which completed training will be tracked.
  4. A log or other record that indicates, at a minimum:
    - a. The name of the person who is required to have training;
    - b. The training that is required;
    - c. The required completion date; and
    - d. The date that the training was completed.
- iii. Training must take place within the following time period based on the date of employment, promotion, or change of job duties:
  1. ICS-100 – 90 days
  2. ICS-200 – 90 days
  3. ICS-300 – One year
  4. ICS-400 – One year
  5. ICS-700 – 90 days
  6. ICS-701 – 90 days
  7. ICS-702 – 90 days
  8. ICS-703 – 90 days
  9. ICS-704 – 90 days
  10. ICS-800b – 90 days

**d. Submission of Training Certification**

Each department POC will submit their documentation and copies of training certificates to the NIMSCAST POC who will maintain these certificates as backup documentation for the NIMSCAST survey.

**e. Completing the NIMSCAST Survey**

- i. The NIMSCAST POC will be responsible to complete the NIMSCAST Survey for the County by the date required by DHS.

11/15/2011

2

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

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

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

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

**AGENDA ITEM: Discussion and possible action to authorize the purchase of additional equipment in the Jail Operations budget.**

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

**PREFERRED MEETING DATE REQUESTED:** 11/15/11

**AMOUNT REQUIRED:** \$2000.00

**LINE ITEM NUMBER OF FUNDS REQUIRED:** 001-618-03.5717

**REQUESTED BY:** Sheriff Gary Cutler

**SPONSORED BY:** Judge Bert Cobb, M.D.

**SUMMARY:**

During the FY12 budget process, the Jail was approved 4 riot or extraction suits at \$500 each. We were able to locate these suits for considerably less and therefore ordered a total of 6 suits. We would like authorization from the Court allowing us this purchase and authorizing the Auditor's Office to process payment for a total of 6 suits. The total amount approved for the four suits is \$2000, no additional funds are needed.

**DESCRIPTION OF Item:** Discussion and possible action to authorize the purchase of additional equipment in the Jail Operations budget.

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**COUNTY AUDITOR**

**AMOUNT:** \$2000.00

**LINE ITEM NUMBER:** 001-618-03.5717

**COUNTY PURCHASING GUIDELINES FOLLOWED:** Yes

**PAYMENT TERMS ACCEPTABLE:** Yes

**COMMENTS:** No additional funds are required.

**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**

9:00 a.m. Every Tuesday

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

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

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

**AGENDA ITEM:** Discussion and possible action to authorize the County Judge to submit a grant application to the National Rifle Association (NRA) for up to \$7,000 for the purchase of 870 Remington Wingmaster Shotguns.

**TYPE OF ITEM:** ACTION

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** Constable Precinct 2 James Kohler

**SPONSORED BY:** Commissioner Precinct 2 Mark Jones

**SUMMARY:**

The office of Constable Precinct 2 James Kohler is requesting to submit an application for this grant from the National Rifle Association to purchase 20 870 Remington Wingmaster Shotguns for each of the Hays County Constable offices. The shotguns are \$350 each. The application requires no matching funds. In addition, the application is to be submitted electronically.

## *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 legal counsel to retain outside counsel for assistance with matters relating to LCRA divestiture not to exceed \$15,000.

**TYPE OF ITEM:** ACTION

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** \$15,000

**LINE ITEM NUMBER OF FUNDS REQUIRED:** 001-645-00.5441

**REQUESTED BY:** CONLEY/WHISENANT

**SPONSORED BY:** CONLEY/WHISENANT

**SUMMARY:** Per discussions with various court members, legal counsel has agreed to propose retention of outside counsel due to complex matters associated with LCRA.

**DESCRIPTION OF Item:** Discussion and possible action to authorize legal counsel to retain outside counsel for assistance with matters relating to LCRA divestiture not to exceed \$15,000.

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**COUNTY AUDITOR**

**AMOUNT:** \$15,000

**LINE ITEM NUMBER:** 001-645-00.5441

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

**PAYMENT TERMS ACCEPTABLE:** N/A

**COMMENTS:** Could also be paid from LCRA fund if the Court prefers.

**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**

9:00 a.m. Every Tuesday

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

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

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

**AGENDA ITEM:** Discussion and possible action to allow the Director of Transportation in consultation with the respective commissioner to add, delete, or substitute hotmix projects as necessary.

**TYPE OF ITEM:** ACTION

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** \$0

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:** Borcharding

**SPONSORED BY:** Judge Cobb

**SUMMARY:** A clause was left out of the current, active Hot Mix contract that allowed projects to be "added or deleted as determined by the Hays County representative". This Court action will reinstate this clause and allow the usual flexibility needed to properly administer the Hot Mix contract.

## *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:** 10:00 AM Workshop and Presentation regarding a proposed Tax Increment Financing (TIF) zone in or near downtown San Marcos.

<b>CHECK ONE:</b>	<b>CONSENT</b>	<b>ACTION</b>	<b>X EXECUTIVE SESSION</b>
	<b>WORKSHOP</b>	<b>PROCLAMATION</b>	<b>PRESENTATION</b>

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** N/A

**LINE ITEM NUMBER OF FUNDS REQUIRED:**

**REQUESTED BY:**

**SPONSORED BY:** COBB



## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

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

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

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

**AGENDA ITEM:** Executive Session pursuant to Sections 551.071 and 551.072 of the Texas Government Code: discussion of issues related to a right of way acquisition on Lakewood Dr. at FM 1626. Action may follow in open court.

**TYPE OF ITEM:** EXECUTIVE

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** Commissioner Precinct 2 Mark Jones

**SPONSORED BY:** Commissioner Precinct 2 Mark Jones

**SUMMARY:**

Summary and backup provided in Executive Session.

## *Agenda Item Request Form*

### **Hays County Commissioners' Court**

9:00 a.m. Every Tuesday

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

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

Phone (512) 393-2205

**AGENDA ITEM:** Executive Session pursuant to 551.071 and 551.072 of the Texas Government Code: consultation with counsel and deliberation regarding the purchase, exchange, lease, or value of water and wastewater systems currently owned by the Lower Colorado River Authority.

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

**PREFERRED MEETING DATE REQUESTED:** November 15, 2011

**AMOUNT REQUIRED:** N/A

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

**REQUESTED BY:** WHISENANT

**SPONSORED BY:** WHISENANT

**SUMMARY:** Summary to be provided in executive session.