

**Commissioners Court – August 21, 2012
NOTICE OF EMERGENCY MEETING OF THE
COMMISSIONERS COURT OF HAYS COUNTY, TEXAS**



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNONS TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners Court will hold an emergency meeting pursuant to section 551.045 of the Texas Government Code at **1:00 P.M.** on the **21st day of August, 2012**, in the Hays County Courthouse, Room 301, San Marcos, Texas. An Open Meeting will be held concerning the following subjects:

CALL TO ORDER

ROLL CALL

1. Authorize the Juvenile Probation Department to accept an amendment to TJJJ Grant A State Aide to increase funding by \$50,000 to place juveniles in a secure-correctional facility and amend the budget accordingly. **COBB/WILLIAMS**

Pursuant to section 551.045 of the Texas Government Code, the Hays County Commissioners Court is posting this notice of an emergency meeting due to the need of immediate action required for an unforeseeable situation. The possible action is necessary to approve a budget amendment necessary in order to receive and spend funds under the Texas Juvenile Justice Department Grant A prior to September 1, 2012. Notice of the availability of the additional funds was provided on Monday, August 20, 2012. August 21, 2012 is the last date prior to September 1, 2012 that the Hays County Commissioners Court is able to meet and provide the necessary action for compliance.

Pursuant to section 551.047 of the Texas Government Code, notice of this meeting shall be provided to the news media.

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.

ADJOURNMENT

**Posted by 11:00 o'clock A.M. on the 21st day of August, 2012
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

Tuesdays at 9:00 AM

Request forms are due in Microsoft Word Format via email by 2:00 p.m. on Wednesday.

AGENDA ITEM

Authorize the Juvenile Probation Department to accept an amendment to TJJD Grant A State Aide to increase funding by \$50,000 to place juveniles in a secure-correctional facility and amend the budget accordingly.

ITEM TYPE	MEETING DATE	AMOUNT REQUIRED
ACTION-MISCELLANEOUS	August 21, 2012	50,000 grant funds

LINE ITEM NUMBER

001-686-99-027.5361

AUDITOR USE ONLY

AUDITOR COMMENTS:

PURCHASING GUIDELINES FOLLOWED: N/A

AUDITOR REVIEW: N/A

REQUESTED BY	SPONSOR	CO-SPONSOR
Shelly Williams	COBB	N/A

SUMMARY

The Texas Juvenile Justice Department amended Grant A to increase by \$50,000 to provide resources for the placement of juveniles in facilities. Funds will be used to place juveniles in a secure-correctional facility. No County Funds needed.

Budget Amendment:

Increase Intergovernmental Revenue:	001-686-99-027.4301	(\$50,000.00)
Increase Contract Inmate Detention Expense:	001-686-99-027.5361	50,000.00

§ 551.045. Exception to General Rule: Notice of Emergency Meeting or Emergency Addition to Agenda

(a) In an emergency or when there is an urgent public necessity, the notice of a meeting or the supplemental notice of a subject added as an item to the agenda for a meeting for which notice has been posted in accordance with this subchapter is sufficient if it is posted for at least two hours before the meeting is convened.

(b) An emergency or an urgent public necessity exists only if immediate action is required of a governmental body because of:

- (1) an imminent threat to public health and safety; or
- (2) a reasonably unforeseeable situation.

(c) The governmental body shall clearly identify the emergency or urgent public necessity in the notice or supplemental notice under this section.

(d) A person who is designated or authorized to post notice of a meeting by a governmental body under this subchapter shall post the notice taking at face value the governmental body's stated reason for the emergency or urgent public necessity.

(e) For purposes of Subsection (b)(2), the sudden relocation of a large number of residents from the area of a declared disaster to a governmental body's jurisdiction is considered a reasonably unforeseeable situation for a reasonable period immediately following the relocation. Notice of an emergency meeting or supplemental notice of an emergency item added to the agenda of a meeting to address a situation described by this subsection must be given to members of the news media as provided by Section 551.047 not later than one hour before the meeting.

§ 551.047. Special Notice to News Media of Emergency Meeting or Emergency Addition to Agenda

(a) The presiding officer of a governmental body, or the member of a governmental body who calls an emergency meeting of the governmental body or adds an emergency item to the agenda of a meeting of the governmental body, shall notify the news media of the emergency meeting or emergency item as required by this section.

(b) The presiding officer or member is required to notify only those members of the news media that have previously:

- (1) filed at the headquarters of the governmental body a request containing all pertinent information for the special notice; and
- (2) agreed to reimburse the governmental body for the cost of providing the special notice.

(c) The presiding officer or member shall give the notice by telephone, facsimile transmission, or electronic mail.