



MARCH 5, 2013

VOLUME V PG 101

STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 5TH DAY OF MARCH A.D., 2013, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

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

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Gary Smith, Retired Air Force Chaplin introduced Karen Love who introduced Diwakari Devi of the Hindu Temple who gave the invocation and Judge Cobb led the court in the Pledge of Allegiance to the United States and Texas flags. Judge Cobb called the meeting to order.

PRESENTATION AND UPDATE REGARDING DROUGHT CONDITIONS BY REPRESENTATIVES OF THE GUADALUPE BLANCO RIVER AUTHORITY

Bill West, General Manager of GBRA, gave a power point presentation on information related to drought conditions.

28813 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve County Invoices in the amount of \$902,289.46 as submitted by the County Auditor. All voting "Aye".
MOTION PASSED

28814 APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 26, 2013

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve Commissioners Court Minutes of February 26, 2013 as presented by the County Clerk. All voting "Aye".
MOTION PASSED

28815 AUTHORIZE THE JUVENILE DETENTION CENTER TO PURCHASE TWO 32-CHANNEL POWER SUPPLY SOURCES FOR SURVEILLANCE CAMERA SYSTEM AND AMEND THE BUDGET ACCORDINGLY

On November 13, 2012 the Commissioner's Court authorized the purchase of a surveillance system for the Juvenile Detention Center. The power sources are needed to operate this new system. The old power sources could not accommodate the needed power requirements of the new system, causing the fuses to blow out. Funds are available within our operating budget to cover this amendment. Amount Required \$1,213.00 Increase: 070-685-00.5719_400 \$1,213; Decrease: 070-685-00.5207 (\$1,213). A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Juvenile Detention Center to purchase two 32-channel power supply sources for surveillance camera system and amend the budget accordingly. All voting "Aye".
MOTION PASSED

28816 RELEASE THE MAINTENANCE BOND AND ACCEPT FOR MAINTENANCE ALL ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW IN BELTERRA SUBDIVISION, PHASE 4, SECTION 12A

The Transportation Department has inspected and recommends its acceptance for maintenance. The road segments include: Aruba Lane (304 ft.), Catalina Lane (2,687 ft.), Corsica Lane (304 ft.), and a segment of Mesa Verde Drive (2,020 ft.). A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to release the maintenance bond and accept for maintenance all road and drainage improvements within County ROW in Belterra subdivision, Phase 4, Section 12A. All voting "Aye".
MOTION PASSED



28817 RELEASE THE MAINTENANCE BOND AND ACCEPT FOR MAINTENANCE ALL ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW IN BELTERRA SUBDIVISION, PHASE 4, SECTION 14

The Transportation Department has inspected and recommends its acceptance for maintenance. The road segments include: Acadia Court (110 ft.), Estes Drive (1,083 ft.), Galloway Lane (1,310 ft.), Mendocino Lane (237 ft.), Merion Drive (548 ft.), a segment of Mesa Verde Drive (2,066 ft.), Mirafiel Lane (1,653 ft.). **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to release the maintenance bond and accept for maintenance all road and drainage improvements within County ROW in Belterra subdivision, Phase 4, Section 14. All voting "Aye". MOTION PASSED**

28818 RELEASE THE MAINTENANCE BOND AND ACCEPT FOR MAINTENANCE ALL ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW IN BELTERRA SUBDIVISION, PHASE 5, SECTION 10

The Transportation Department has inspected and recommends its acceptance for maintenance. The road segments include: Crampton Cove (744 ft.), Drury Lane (2,391 ft.), Newcastle Court (170 ft.), Sanford Lane (330 ft.), and a segment of Trinity Hills Drive (603 ft.). **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to release the maintenance bond and accept for maintenance all road and drainage improvements within County ROW in Belterra subdivision, Phase 5, Section 10. All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #8 RE: RELEASE THE MAINTENANCE BOND AND ACCEPT FOR MAINTENANCE ALL ROAD AND DRAINAGE IMPROVEMENTS WITHIN COUNTY ROW IN MARTINEZ ADDITION SUBDIVISION - was pulled

28819 AMEND THE HAYS COUNTY TRANSPORTATION PLAN (HCTP) TO REMOVE RUBY RANCH ROAD (NF 20) FROM THE HCTP MAJOR THOROUGHFARE PLAN MAP AND ROADWAY MATRIX

Mike Aulick of Aulick and Associates spoke. When the Commissioners Court adopted the HCTP on January 22, Ruby Ranch Road was included as a Collector from FM 967 to FM 150(W) with a requirement/remark stating "Extend as collector to FM 150 through future subdivision". Upon further review it has been concluded that inclusion of Ruby Ranch Road in the HCTP is inappropriate since it is a private street which is privately maintained. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend the Hays County Transportation Plan (HCTP) to remove Ruby Ranch Road (NF 20) from the HCTP Major Thoroughfare Plan Map and Roadway Matrix. All voting "Aye". MOTION PASSED**

28820 SATTERWHITE RIDGE SUBDIVISION [13-2-4--59 LOTS] APPROVE PRELIMINARY PLAN

Roxie McInnis Development Services Manager gave staff recommendation. The proposed Satterwhite Ridge Subdivision is a 59 lot residential division of 43.00 acres located off of Satterwhite Road in Precinct 2. Lots will range in size from 0.50 to 1.29 acres with an average lot size of 0.63 acres. The owner is proposing 4,184 linear feet of roadway which will be maintained by Hays County. All lots in the subdivision will be served by Goforth Special Utility District and advanced on-site sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Preliminary plan of Satterwhite Ridge Subdivision. All voting "Aye". MOTION PASSED**

28821 APPROVE AN ORDER AUTHORIZING THE ISSUANCE OF ONE OR MORE SERIES OF HAYS COUNTY, TEXAS LIMITED TAX REFUNDING BONDS; ESTABLISHING PROCEDURES FOR SELLING AND DELIVERING THE BONDS; DELEGATING THE AUTHORITY TO CERTAIN COUNTY OFFICIALS AND COUNTY STAFF TO EXECUTE CERTAIN DOCUMENTS RELATED TO THE SALE OF THE BONDS; AUTHORIZING AN ESCROW AGREEMENT AND A PAYING AGENT/REGISTRAR AGREEMENT; AND OTHER MATTERS RELATED THERETO

Julie Houston of Specialized Public Finance, Inc. Hays County's Bond Counsel spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve an Order Authorizing the Issuance of One or More Series of Hays County, Texas Limited Tax Refunding Bonds; Establishing Procedures for Selling and Delivering the Bonds; Delegating the Authority to Certain County Officials and County Staff to include County Judge and County Auditor to Execute Certain Documents Related to the Sale of the Bonds; Authorizing an Escrow Agreement and a Paying Agent/Registrar Agreement; and Other Matters Related Thereto. All voting "Aye". MOTION PASSED**



MARCH 5, 2013

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28822 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE INTERLOCAL COOPERATIVE AGREEMENT BETWEEN THE CITY OF WOODCREEK AND THE PRECINCT 3 CONSTABLE'S OFFICE TO PROVIDE TRAFFIC ENFORCEMENT WITHIN THE CITY LIMITS

Constable Darrell Ayers Precinct 3 spoke. The City of Woodcreek approached the Constables office to inquire about traffic enforcement services. Both entities have negotiated an agreement which has been approved by the Special Counsel's office for execution. The agreement allows for the County to retain the fees collected through the citations written under this agreement. The City of Woodcreek will pay an annual fee to Hays County which will cover the cost of a half time deputy to patrol during specific times. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute the Interlocal Cooperative Agreement between the City of Woodcreek and the Precinct 3 Constable's Office to provide traffic enforcement within the city limits. All voting "Aye". MOTION PASSED**

28823 ACCEPT THE PRESENTATION OF A PERMANENT PEACE OFFICERS LICENSE FROM CONSTABLE DARRELL AYRES IN PRECINCT 3

Constable Darrell Ayers Precinct 3 spoke. Per Local Government Code Section 86.0021 Section 2(b). On or before the 270th day after the date a Constable takes office, the Constable shall provide the Commissioners Court evidence that the Constable has been issued a permanent Peace Officer License under Chapter 1701 of the Occupations Code. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to accept the presentation of a Permanent Peace Officers License from Constable Darrell Ayres in Precinct 3. All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #14 RE: AUTHORIZE SPECIAL COUNSEL AND THE DEVELOPMENT & COMMUNITY SERVICES DIRECTOR TO NEGOTIATE & RETAIN SERVICES FOR ALL WORK AND EXPENSES RELATED TO REPAIR OR REPLACEMENT OF COMPONENTS OF THE FUEL SYSTEM LOCATED AT THE HAYS COUNTY SHERIFF'S OFFICE - was pulled

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL BAILIFF POSITIONS WITHIN THE HAYS COUNTY GOVERNMENT CENTER

Court convened into Executive Session at 10:02 a.m. and reconvened into open court at 11:02 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy, Chief of Staff Lon Shell, Steve Thomas, 274th District Judge Gary Steel, 428th District Judge Bill Henry, Dee Dee Baen Human Resources Director, Shari Miller with Human Resources and Lt. Ronnie Strain with Hays County Sheriff's Office. No action taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE, OR VALUE OF REAL PROPERTY RELATED TO THE MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES

Court convened into Executive Session at 11:12 a.m. and reconvened into open court at 12:05 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy and Chief of Staff Lon Shell. No action taken.

Clerk's Note Agenda Item #17 RE: ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION - was pulled

County Clerk's Note Agenda Item # 18 RE: DISCUSSION OF ISSUES RELATED TO PROPOSED CAPITAL CONSTRUCTION PROJECTS IN HAYS COUNTY, INCLUDING BUT NOT LIMITED TO THE GOVERNMENT CENTER; THE PRECINCT 2 FACILITY PROJECT; AND THE LAW ENFORCEMENT CENTER IMMEDIATE NEEDS PROJECT - was pulled

County Clerk's Note Agenda Item # 19 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES AND ALLEN CROZIER, HDR - was pulled



County Clerk's Note Agenda Item #20 RE: *DISCUSSION OF ISSUES RELATED TO THE HAYS COUNTY WATER AND SEWER AUTHORITY AND THE WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY – was pulled*

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

I, LIZ Q. GONZALEZ, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on March 5, 2013.



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

