

**Commissioners Court -May 14, 2013  
NOTICE OF A MEETING OF THE  
COMMISSIONERS COURT OF HAYS COUNTY, TEXAS**



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNONS TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners Court will hold a meeting at **9:00 A.M.** on the **14<sup>th</sup> day of May, 2013**, 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	Adopt a proclamation declaring May 15, 2013 as Peace Officers Memorial Day and May 13-17, 2013 as Law Enforcement Officers Week. <b>COBB</b>
2	Recognize the achievement of Letty Chapa, Deputy Court Clerk, Justice of the Peace Precinct 2, for passing the Justice Court II level Masters test. <b>COBB/SMITH</b>
3	Recognize the achievement of Angela Hernandez, Court Administrator, Justice of the Peace Precinct 1, for passing the Justice Court II level Masters test. <b>COBB/PRADO</b>
4	Presentation by representatives of the Lone Star Rail District's LSTAR rail line. <b>COBB</b>

**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.

5	Approve payments of county invoices. <b>HERZOG</b>
6	Approve Commissioner Court Minutes of April 30, 2013. <b>COBB/GONZALEZ</b>
7	Accept three donations totaling \$1,156.00 issued to Hays County Sheriff's Office Community Outreach Division and Hays County Sheriff's Office Communications Division and amend the budget accordingly <b>COBB/CUTLER</b>
8	Approve and confirm the appointment of Mark Graves, Reserve Deputy Constable Precinct 1. <b>INGALSBE/PETERSON</b>
9	Approve Utility Permits. <b>COBB</b>
10	Approve the reappointment of Michael Aulick to the board of Driftwood Economic Development Municipal Management District. <b>WHISENANT</b>
11	Approve the reappointment of Silver Garza to the board of Driftwood Economic Development Municipal Management District. <b>WHISENANT</b>
12	Ratify the County's payment of approximately half of the closing costs from the lease/purchase of approximately 10 acres by New Canaan Farms. <b>WHISENANT/KENNEDY</b>
13	Authorize the County Judge to submit a grant application to the U.S. Department of Justice, Office of Justice Programs for up to \$53,550 to assist with the purchase of bulletproof vests for County law enforcement personnel. <b>CONLEY/HAUFF</b>
14	Authorize the execution of the 3rd Amended and Restated Resolution Regarding Authority of Ex Officio Road Commissioners. <b>COBB/KENNEDY</b>
15	Authorize the Hays County Sheriff's Office to submit seven grant applications to the National Tactical Officer Association for equipment for the Hays County SWAT team. <b>COBB/CUTLER</b>
16	Authorize the Hays County Sheriff's Office to submit a grant proposal to Target for up to \$5,000.00 for cameras to be used in the patrol division. <b>COBB/CUTLER</b>

## ACTION ITEMS

### ROADS

17	Discussion and possible action to authorize County Judge to direct Hays County consultants to initiate project financing implementation strategies for the proposed Hays County-Texas Department of Transportation (TxDOT) Partnership proposal as outlined in the April 5, 2013 correspondence from TxDOT regarding the proposed Partnership (Exhibit A). <b>CONLEY</b>
18	Discussion and possible action to authorize the County Judge to submit an application to the United States Department of Transportation for a Transportation Investment Generating Economic Recovery (TIGER) grant for the construction of FM 110, and to amend the existing professional services agreement with HDR Corporation to prepare the cost-benefit analysis in support of the grant application. <b>CONLEY/INGALSBE</b>
19	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement with Cobb, Fendley & Associates for professional Design, Engineering and Construction Phase services related to the FM 110 (FM621-SH80) Project in Hays County. <b>INGALSBE</b>
20	Discussion and possible action to authorize the Pct. 3 County Commissioner to execute a third party agreement with TxDOT in the amount of \$88,402.73 for Change Order No. 6 to the RM 2325 Priority Road Bond Program Project for the addition of a driveway at the Emily Anne Theatre, final concrete riprap for slope stabilizations, MBGF modifications and revised pavement delineators. <b>CONLEY</b>
21	Discussion and possible action to authorize the County Judge to execute a Contract for Engineering Services Supplemental #3 to the Professional Services Agreement with URS Corporation for FM150 realignment.. <b>INGALSBE</b>
22	Discussion and possible action to call for a public hearing on June 4, 2013 to establish traffic regulations in Bear Creek Estates subdivision. <b>WHISENANT</b>

### SUBDIVISIONS

23	Call for a public hearing on June 4, 2013 to discuss final plat approval of the Replat of Lot 3E, of the Replat of Lot 2 & Lot 3, Werth Subdivision. <b>WHISENANT/MCINNIS</b>
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### MISCELLANEOUS

24	Discussion and possible action regarding the refunding of existing bonds. <b>COBB</b>
25	Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and Terracon for services related to VCP certification on the Hays County Records Building. <b>INGALSBE/COBB/KENNEDY</b>
26	Discussion and possible action to accept the donation of approximately 10.784 acres (2 parcels) of land located adjacent to the Hays County Civic Center property from SLC 61 Joint Venture; and to authorize counsel to execute an IRS Form 8283 that reflects the transaction. <b>INGALSBE/KENNEDY</b>
27	Discussion and possible action to cancel the May 28 <sup>th</sup> , June 11 <sup>th</sup> , and October 8 <sup>th</sup> Commissioners Court meetings. <b>COBB</b>
28	Discussion and possible action to authorize the County Judge to execute a resolution and submit a grant application to the Office of the Attorney General (OAG), Crime Victim Services Division for up to \$84,000.00. <b>INGALSBE/CUTLER/HAUFF</b>

### 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.

29	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. Possible action may follow in open court. <b>COBB</b>
30	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 Right of Way acquisition on FM 150. Possible action to follow in open court. <b>INGALSBE</b>
31	Executive Session pursuant to Sections 551.071 and 551.076 of the Texas Government Code: Consultation with counsel and deliberation associated with 1307 Uhland Road, San Marcos (LEC). Possible action may follow. <b>COBB/CUTLER</b>

32	Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code: Consultation with counsel and deliberation regarding all individual positions for the Civic Center, a division of the Development and Community Services Department. Possible action may follow. <b>COBB</b>
33	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 of parcels on FM 1626. Action may follow in open court. <b>JONES</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.

34	Discussion and possible action related to the burn ban and/or disaster declaration. <b>COBB/CHAMBERS</b>
35	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. Possible action may follow. <b>INGALSBE</b>
36	Discussion of issues related to the road bond projects, including updates from Mike Weaver, Prime Strategies and Allen Crozier, HDR. Possible action may follow. <b>COBB</b>
37	Discussion of issues related to the Hays County Water and Sewer Authority and the West Travis County Public Utility Agency. <b>WHISENANT</b>

### ADJOURNMENT

Posted by 5:00 o'clock P.M. on the 10<sup>th</sup> day of May, 2013

**COMMISSIONERS COURT, HAYS COUNTY, TEXAS**

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**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.