



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 23<sup>RD</sup> DAY OF JULY A.D., 2013, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

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

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Gary Smith, Retired Air Force Chaplain introduced USAF Chaplain (retired) Dan Franks 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.

**29159 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$ 972,532.30 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

**29160 APPROVE COMMISSIONERS COURT MINUTES OF JULY 16, 2013**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of July 16, 2013 as presented by the County Clerk. All voting "Aye". MOTION PASSED

**29161 APPROVE AWARD TO MULTIPLE VENDORS FOR IFB 2013-B04 ROAD BUILDING MATERIALS**

The multiple vendors are Colorado Materials – New Braunfels, Texas, Centex Materials – Buda, Texas, Brauntex Materials – New Braunfels, Texas, Industrial Asphalt & Aggregates – Buda, Texas. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve award to multiple vendors for IFB 2013-B04 Road Building Materials. All voting "Aye". MOTION PASSED

**29162 APPROVE THE DISTRICT CLERK FEE COLLECTION REPORT FOR APRIL – JUNE, 2013**

Art. 103.005, Code of Criminal Procedure, required Report of an officer listed in Article 103.003 who collects money other than taxes for a county shall report to the commissioners court of the county for which the money was collected during each term of the court. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the District Clerk Fee Collection Report for April – June 2013. All voting "Aye". MOTION PASSED

**29163 APPROVE THE MAY 2013 TREASURER'S REPORT AND INVESTMENT REPORT**

Brittney Richey gave an update of the May 2013 Treasurer's Report and Investment Report. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the May 2013 Treasurer's Report and Investment Report. All voting "Aye". MOTION PASSED

**29164 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 12507 PAULS VALLEY ROAD, AUSTIN, TX**

Delton Glass is proposing an OSSF to serve a 4000 square foot office/warehouse building. in Precinct 4. This property is 6.33 acres. Water will be supplied by rainwater collection. The system designer, Don Perry, R.S. has designed a treatment system which consists of an equalization tank, aerobic treatment unit, and dispersal to a drip irrigation dispersal field at a daily usage rate of 140 gallons. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize institutional OSSF Permit at 12507 Pauls Valley Road, Austin, TX. All voting "Aye". MOTION PASSED



**29165            RATIFY THE EXECUTION OF THE GENERAL AND CLOSING CERTIFICATE OF HAYS COUNTY, TEXAS**

The General and Closing Certificate are related to West Travis County Public Utility Agency Revenue and Refunding Bonds, Series 2013 in Hays County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to ratify the execution of the General and Closing Certificate of Hays County, Texas. All voting "Aye". MOTION PASSED**

**29166            APPROVE THE OUT OF STATE TRAVEL FOR TRAINING FOR DETECTIVE ANGELO FLOIRAN**

The Hays County Sheriff's office would like for Detective Angelo Floiran to attend the National Computer Forensics Advanced Mobile Services Training program in Hoover Alabama on August 19-24, 2013. This is a follow up course to last year's initial Mobile Forensics Training that he attended. Detective Floiran was nominated by the Secret Service to attend free of charge. The training provided has allowed Detective Floiran to implement what he has learned and applied it toward multiple cases from fraud to homicide. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve the Out of State Travel for Training for Detective Angelo Floiran. All voting "Aye". MOTION PASSED**

**29167            APPROVE A RESOLUTION IN SUPPORT OF THE IH 35/YARRINGTON ROAD BRIDGE ADVANCE FUNDING AGREEMENT AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE SAID AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION**

Mike Weaver of Prime Strategies spoke. Hays County executed the 3<sup>rd</sup> Amendment to the Pass-Through Finance Agreement with the Texas Department of Transportation which added the IH35/Yarrington Road Bridge project to the County's Pass-Through Finance Program. The Advance Funding Agreement outlines the construction and funding responsibilities between TxDot and Hays County. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve a Resolution in support of the IH 35/Yarrington Road Bridge Advance Funding Agreement and authorize the County Judge to execute said Agreement with the Texas Department of Transportation. All voting "Aye". MOTION PASSED**

**29168            HOLD A PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS IN BEAR CREEK ESTATES SUBDIVISION**

County Judge opened the public hearing. No public comments made. County Judge closed the public hearing. Jerry Borcharding Transportation Director spoke and gave staff recommendation. This is to establish a speed limit of 25 MPH throughout Bear Creek Estates Subdivision. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to establish traffic regulations in Bear Creek Estates subdivision. All voting "Aye". MOTION PASSED**

**29169            HOLD A PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS ON WINDY HILLS RD**

County Judge opened the public hearing. No public comments made. County Judge closed the public hearing. Jerry Borcharding Transportation Director spoke and gave staff recommendation. This is to establish a speed limit of 25 mph of Windy Hills Rd from Martin to the end. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to establish traffic regulations on Windy Hills Rd. All voting "Aye". MOTION PASSED**

**29170            AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH PRIME STRATEGIES, INC. FOR PROFESSIONAL PROGRAM MANAGEMENT SERVICES FOR THE TXDOT/HAYS COUNTY PARTNERSHIP PROGRAM**

**A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a contract with Prime Strategies, Inc. for Professional Program Management Services for the TxDOT/Hays County Partnership Program in the amount of 250,000.00 and contingent on approval of legal staff. All voting "Aye". MOTION PASSED**



**29171 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PAYMENT PROCESSING INSTRUCTIONS AND GUIDELINES ("PPIG") AGREEMENT RELATED TO PAYMENT PROCESSING SERVICES**

The PPIG Agreement is one step toward allowing the Hays County District Clerk, County Clerk, JP 1 Place 1, JP 1 Place 2, JP 2, JP 3, JP 4, and JP5 to e-file with TexFile. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Payment Processing Instructions and Guidelines ("PPIG") Agreement related to Payment Processing Services. All voting "Aye". MOTION PASSED**

**29172 ACTION REGARDING FY 2013 AND/OR FY 2014 INTERGOVERNMENTAL TRANSFERS (IGT'S) FOR SUPPLEMENTAL PAYMENTS TO CENTRAL TEXAS MEDICAL CENTER AS PART OF THE TEXAS HEALTHCARE TRANSFORMATION AND QUALITY IMPROVEMENT PROGRAM PURSUANT TO 355.8201 OF THE TEXAS ADMINISTRATIVE CODE**

Lon Shell, Chief of Staff spoke. On 4/30/13 the Commissioners Court approved an IGT of \$850,000 for transfer in May of 2013. DSHS has released an updated schedule with an IGT date of 6/26/13 and has informed all participating entities that this is most likely the final transfer date until January 2014. Up to \$100,000.00 of potential IGT funds remain budgeted for FY 2013. A plan for upcoming IGT's may be necessary due to the inconsistent schedule. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to send \$90,000 from the FY 2013 Budget with \$40,000 out of Contingencies and \$50,000 from Building Improvement Funds for Intergovernmental Transfers (IGT's) for Supplemental Payments to Central Texas Medical Center as part of the Texas Healthcare Transformation and Quality Improvement Program. All voting "Aye". MOTION PASSED**

**DISCUSSION OF ISSUES RELATED TO INMATE POPULATION AT THE HAYS COUNTY JAIL**

Captain Mark Cumberland of the Hays County Sheriff Office spoke gave a brief update on the inmate population for the week of 7/14/13 – 7/20/13 at the Hays County Jail. The Jail Capacity is 362 inmates. Jail Standards recommend a 10 % open beds for classifications purposes. That is roughly 35 beds of the 362 that need to keep open. This allows the Sheriff's Office to manage different categories of inmates: Male v Female or Minimum v Maximum. Minus 4 infirmary beds and 14 segregation cells which the real number is 311. Maximum female capacity is 56 last week average was 43 and peak was 46. Maximum male capacity is 276 last week average was 273 and peak was 279. The peak high last week was 323 total. Today head count is 313 which at 87% capacity in the jail.

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

Judge Cobb spoke of the Drought Index being at 440. Burn Ban will remain lifted at this time on the advice of the Fire Marshal.

**County Clerk's Note Agenda Item #17 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**

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

Lori Harris with HNTB on behalf of Prime Strategies. Yarrington Bridge ( at IH35) Project Length: 0.408 Miles; Roadway Section: Two-Lane Frontage Road realignment with deceleration and turn lanes; Structures: Two one-lane turnaround bridges and one two-lane bridge with two left turn lanes & shoulders; Approved Letting Date: August 2013; Estimated Construction Cost: \$14 Million. FM 1626 South (FM 2770 to FM 967): Project Length: 3.298 Miles; Roadway Classification: Rural Major Collector; Roadway Section: Five-lane Section with Two-Way Left Turn Lane; Structure: One four-lane bridge; Anticipated Letting Date: Spring 2014; Estimated Construction Cost: \$16.3 Million. IH 35 Phase 2A (RM 150 realignment) : Project Length: 0.58 Miles; Roadway Classification: Urban Minor Arterial; Roadway Section: Five-lane Section with two-way Left Turn Lane and Raised Median; Project Schedule: September 2012- October 2013; Estimated Construction Cost: \$3.5 Million. FM 110 (McCarty Lane to SH123): Project Length: 1.167 Miles; Roadway Classification: Multi-lane Rural Highway (Primary Arterial); Roadway Section: Five-Lane Section with Two-Way Left Turn Lane; Project Schedule: November 2012 – December 2013; Estimated Construction: \$6.5 Million. IH 35 Phase 2B (FM 1626 to Yarrington Road): Project Schedule: August 2012- September 2013; Estimated Construction Cost: \$6.4 Million. FM 1626 North (FM967 to Brodie Lane): Project Length :3.823 Miles; Roadway Classification: Rural Major Collector; Roadway Section : Five-lane Section with Two-Way Left Turn Lane; Structures: Two two-lane bridges with shoulders; Project Schedule: October 2012 – December 2014; Estimated Construction Cost:\$17.2 Million.



**County Clerk's Note Agenda Item #19 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.

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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 July 23, 2013.



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

