



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 25TH DAY OF MARCH A.D., 2014, 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:

Judge Cobb gave the invocation. Judge Cobb led the court in the Pledge of Allegiance to the United States and Texas flags. Judge Cobb called the meeting to order.

29725 PROCLAMATION PROCLAIMING MARCH 29, 2014 AS "BELATED WELCOME HOME TEXAS VIETNAM VETERAN'S DAY"

Charles Johnson – Wimberley resident, a member of Chapter 923 of the Vietnam Veterans of American and a Vietnam Veteran spoke. In honor of the dedication of the Vietnam Veteran's memorial to be held at the State Capitol grounds on March 29th of 2014. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve Proclamation proclaiming March 29, 2014 as "Belated Welcome Home Texas Vietnam Veteran's Day". All voting "Aye". MOTION PASSED**

29726 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 \$365,631.79 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

29727 APPROVE COMMISSIONERS COURT MINUTES OF MARCH 18, 2014

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of March 18, 2014 as presented by the County Clerk. All voting "Aye". MOTION PASSED

29728 AMEND THE SHERIFF'S OFFICE JAIL DIVISION BUDGET TO PURCHASE ADDITIONAL EQUIPMENT FOR THE GUARD 1 PLUS SYSTEM

The Sheriff's Office Jail Division is requesting to purchase additional pipe touch button readers and metal wall amounts for the Guard 1 Plus System. The additional equipment for the inmate cell check will be placed in living areas for additional accountability of inmates inside each jail tank. No additional funds are needed, funds have been identified in the Jail budget. Budget Amendment: Decrease 001-618-03.5205 Inmate Supplies (\$2,001.00), Increase 001-618-03.5717_400 LE Equipment Operating \$2,001.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend the Sheriff's Office Jail Division budget to purchase additional equipment for the Guard 1 Plus System. All voting "Aye". MOTION PASSED**

29729 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 1521 DEER LAKE RD, WIMBERLEY, TX

Grande Ocho Ranch, LLC is proposing an OSSF to serve an event center in Precinct 3. This property is 103.53 acres and water will be supplied by private water well. The system designer, Erin Banks, P.E., has designed a treatment system which consists of an equalization tank, standard treatment, and dosing peak weekend flows to a low pressure dosed dispersal field at a daily usage rate of 240 gallons. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Institutional OSSF Permit at 1521 Deer Lake Rd, Wimberley, TX. All voting "Aye". MOTION PASSED**



29730 AUTHORIZE THE COUNTY JUDGE TO ACCEPT A \$17,500 DONATION FROM THE BURDINE JOHNSON FOUNDATION TO THE HAYS COUNTY HISTORICAL COMMISSION AND AMEND THE BUDGET ACCORDINGLY

The Burdine Johnson Foundation has provided funding in the amount of \$17,500 to the Hays County Historical Commission to assist in the purchase of two Buck Winn murals that, when acquired, will be displayed at the Hays County Government Center. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to accept a \$17,500 donation from the Burdine Johnson Foundation to the Hays County Historical Commission and amend the budget accordingly. All voting "Aye". MOTION PASSED**

29731 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO ASSIST IN THE REHABILITATION OF MORNINGWOOD COMMUNITY PARK

Community leaders have requested assistance as follows: grade a walking track around the park perimeter and dig holes for tree plantings. It is estimated that this work will involve a blade and backhoe and 20 man-hours. It is anticipated that the Department will from time to time deliver chipped brush for the park's use. The Transportation Department has done similar work in the past for other non-County owned parks. This park is located in Pct. 3 however the subdivision it services lies in Pct. 4 also. Bobcat Build (a Texas State volunteer organization) is also involved in this effort. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Transportation Department to assist in the rehabilitation of Morningwood Community Park. All voting "Aye". MOTION PASSED**

29732 AUTHORIZE THE TAX OFFICE TO USE SALARY SAVINGS FOR TAX ASSESSOR AND CHIEF DEPUTY TO ATTEND AN UPCOMING CONFERENCE AND AMEND THE BUDGET ACCORDINGLY

Salary savings have been identified to fund this request. Budget Amendment: Decrease 001-619-00.5201 Staff Salaries (\$900.00), Increase 001-619-00.5551 Continuing Education \$900.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Tax Office to use salary savings for Tax Assessor and Chief Deputy to attend an upcoming conference and amend the budget accordingly. All voting "Aye". MOTION PASSED**

29733 APPROVE A PRELIMINARY HAYS COUNTY BUDGET CALENDAR FOR FY 2015

Bill Herzog, Hays County Auditor spoke about the calendar. This calendar is the same as last year and only the dates have been changed to match up with our Tuesday meetings. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve a preliminary Hays County budget calendar for FY 2015. All voting "Aye". MOTION PASSED**

29734 ADOPT A RESOLUTION IN SUPPORT OF TXDOT ASSUMING THE RESPONSIBILITIES OF THE FEDERAL HIGHWAY ADMINISTRATION (FHWA) FOR THE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)

Commissioner Conley spoke. Through participation in the Surface Transportation Project Delivery Assignment Program (NEPA Assignment Program), States are allowed to assume the responsibilities of the FHWA for the National Environmental Policy Act (NEPA) and related laws with the goal of streamlining the environmental review and approval process and project implementation. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt a Resolution in support of TXDOT assuming the responsibilities of the Federal Highway Administration (FHWA) for the National Environmental Policy Act (NEPA). All voting "Aye". MOTION PASSED**

29735 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT BETWEEN HAYS COUNTY AND FRONTIERS TEXAS GALLERY FOR THE PURCHASE OF TWO BUCK WINN MURALS

Kate Johnson, President of the Hays County Historical Commission gave a short powerpoint presentation. The two Buck Winn murals will be displayed at the Hays County Government Center. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a contract between Hays County and Frontiers Texas Gallery for the purchase of two Buck Winn murals. All voting "Aye". MOTION PASSED**



29736 ACCEPT OFFER FOR A FORECLOSED PROPERTY, LOT 1, BLOCK 2, DAN MCKIE ADDITION 1, OF SAN MARCOS, HELD IN TRUST BY HAYS COUNTY

Luanne Caraway, Hays County Tax Assessor/Collector gave staff recommendation. She also spoke of this being the first step in getting approval. This will also need to be approved by all the taxing entities. An offer has been received for Lot 1, Block 2, Dan McKie Addition 1, City of San Marcos, Hays County, Texas, in the amount of \$500.00. This property has been off of the tax rolls since 2005 and is held in trust by Hays County for all taxing units. According to the bidder, the property has several issues that will have to be resolved prior to being able to build on this lot. The full \$500.00 would be applied to court costs of \$714.00, therefore, no money would be received by the taxing entities. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant foreclosed property, Lot 1, Block 2, Dan McKie Addition 1, of San Marcos, held in trust by Hays County. All voting "Aye". MOTION PASSED**

29737 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY, TRAVIS COUNTY, AND THE CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY (CTRMA) RELATED TO THE DESIGN AND CONSTRUCTION OF A PORTION OF STATE HWY 45 (SH45) IN BOTH TRAVIS AND HAYS COUNTIES

A motion was made by Commissioner Jones, seconded by Commissioner Conley to authorize the County Judge to execute an Interlocal Agreement between Hays County, Travis County, and the Central Texas Regional Mobility Authority (CTRMA) related to the design and construction of a portion of State Hwy 45 (SH45) in both Travis and Hays Counties. All voting "Aye". **MOTION PASSED**

29738 ACCEPT THE FY 2013 HAYS COUNTY COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) AUDIT AS PREPARED BY ALONZO, BACARISSE, IRVINE, AND PALMER, P.C., CERTIFIED PUBLIC ACCOUNTANTS

Pat Wagner with the audit firm of Alonzo, Bacarisse, Irvine, & Palmer presented the findings of the County's audit. She spoke of Hays County's Reserves. Hays County's policy is to have 3-6 months Reserves. Hays County has 7 months Reserves. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to accept the FY 2013 Hays County Comprehensive Annual Financial Report (CAFR) audit as prepared by Alonzo, Bacarisse, Irvine, and Palmer, P.C., Certified Public Accountants. All voting "Aye". MOTION PASSED**

29739 DISCUSSION AND POSSIBLE ACTION TO CONSIDER MEMBERSHIP IN THE LONE STAR REGIONAL WATER AUTHORITY AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE LONE STAR REGIONAL WATER AUTHORITY WHICH SHALL SERVE AS THE COUNTY'S PETITION FOR MEMBERSHIP PURSUANT TO SECTION 8364.072 OF THE TEXAS SPECIAL DISTRICT LOCAL LAWS CODE - TABLED UNTIL NEXT WEEK

Larry Hoffman – Spicewood resident, and Jim Mc Means – Hays County resident made public comments. A presentation regarding the Lone Star Regional Water Authority and its current goals was held during the March 18, 2014 Commissioners Court session. The Lone Star Regional Water Authority (originally the Corn Hill Regional Water Authority) is a non-profit entity established in 2011 by the Texas Legislature. Current members of the Authority are; Williamson County, the Sonterra and Capital Land and Livestock Municipal Utility Districts (MUDs) and the City of Jarrell. Membership requires an annual fee of \$12,500 and quarterly payments of the County's pro rata share of the Authority's annual budget. The FY 2014 Authority's expenses are \$42,000. There are currently four members, the inclusion of Hays County would result in a pro rata share of \$8,400 per year (\$2,100 per quarter). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to table this item until next week. All voting "Aye". MOTION PASSED**

29740 ADOPT A RESOLUTION IN SUPPORT OF THE CITY OF SAN MARCOS' FILING OF A GRANT APPLICATION WITH THE CAPITAL AREA COUNCIL OF GOVERNMENTS FOR FY2013/2014 REGIONAL SOLID WASTE PROGRAM

Clint Garza Director of Community and Development Services spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Resolution in support of the City of San Marcos' filing of a grant application with the Capital Area Council of Governments for FY2013/2014 Regional Solid Waste Program. All voting "Aye". MOTION PASSED**



EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING ALL PENDING AND/OR CONTEMPLATED LITIGATION INVOLVING HAYS COUNTY

Court convened into Executive Session at 11:42 a.m. and reconvened into opened court at 11:53 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy and Chief of Staff Lon Shell. No action taken.

29741 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE, CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS WITH THE HAYS COUNTY HUMAN RESOURCES DEPARTMENT

Court convened into Executive Session at 11:28 a.m. and reconvened into opened court at 11:41 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell and Human Resource Director DeeDee Bean. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept the HR Managers recommendations for Fiscal Year 2014 Mid-Year Re-organization as presented in Executive Session. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Commissioner Whisenant voting "Aye". Judge Cobb not present for vote. MOTION PASSED**

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.087 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS ASSOCIATED WITH PROJECTS UPLAND AND SILO

Court convened into Executive Session at 11:00 a.m. and reconvened into opened court at 11:22 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy and Chief of Staff Lon Shell. No action taken.

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

Lt. Julie Villalpando of the Sheriff's Office gave staff report. With the Hays County Sheriff Office spoke. Hays County's current maximum jail capacity is 362 inmates. Jail Standards recommends holding approximately 10% of capacity open. That lowers our recommendation to 311. The jail's daily average was 300 and peak was 313 on March 21st for the week of March 16 to March 22, 2014. The maximum female capacity is 56 inmates. Last week's average was 50 and peak was 58 on 3/21/2014. The maximum male capacity is 276 inmates. Last week's average was 250 and peak was 255 on 3/21/2014.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

County Judge Cobb spoke of the Burn Ban. It will remain lifted per recommendation of the Hays County Fire Marshal.

County Clerk's Note Agenda Item #22 RE: *DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, LAURA HARRIS, HNTB AND ALLEN CROZIER, HDR - was pulled*

County Clerk's Note Agenda Item #23 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 Whisenant, seconded by Commissioner Jones 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 25, 2014.



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