



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 29TH DAY OF APRIL A.D., 2014, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

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

WITH COUNTY JUDGE ALBERT H. COBB JR NOT PRESENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS

Sam Huenergardt, President/CEO at CTMC gave the invocation and Commissioner Ingalsbe led the court in the Pledge of Allegiance to the United States and Texas flags. Commissioner Ingalsbe called the meeting to order.

29794 ADOPT A PROCLAMATION DECLARING MAY 2014 AS "OLDER AMERICANS MONTH"

Commissioner Whisenant spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Proclamation declaring May 2014 as "Older Americans Month". All present voting "Aye". MOTION PASSED

29795 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve payments of County Invoices in the amount of \$856,183.99 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

29796 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 22, 2014

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve Commissioners Court Minutes of April 22, 2014 as presented by County Clerk. All present voting "Aye". MOTION PASSED

29797 AMEND THE COUNTY AT COURT LAW #2 OPERATING BUDGET FOR ADDITIONAL CONTINUING EDUCATION EXPENSES

Additional funds are needed for the 27th Annual Juvenile Law Conference. Amount required \$330; Increase Cont Ed: 001-612-00.5551; Decrease Pre-Trial: 001-612-00.5305. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to amend the County at Court Law #2 operating budget for addition continuing education expenses. All present voting "Aye". MOTION PASSED

29798 APPROVE UTILITY PERMITS

This is for the installation of a new, buried copper communication line beginning on the south side of Posey Road, 4/10 of a mile west of IH 35-35. Approve Utility Permit #916 issue to Century Link Telephone for Posey Road. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve Utility Permit #916 issue to Century Link Telephone for Posey Road as submitted by the County Road Department. All present voting "Aye". MOTION PASSED

29799 AMEND THE SHERIFF ANIMAL CONTROL DIVISION BUDGET TO REFLECT REVENUE & RELATED EXPENSES PERTAINING TO ANIMAL AUCTIONS

Funds have been received from auctions of two animals and will be budgeted for expenses related to medical services. Amount required \$216.00; Increase Revenue Auction Sales: 001-618-04.4635; Increase Expense Medical Srvc: 001-618-04.5431. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to amend the Sheriff Animal Control Division budget to reflect revenue & related expenses pertaining to animal auctions. All present voting "Aye". MOTION PASSED



29800 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR FY2014 FUNDING UNDER THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP)

This is a grant that the County has been receiving for a number of years to recover some jail operations expenses associated with incarceration of undocumented criminal aliens. The FY2013 amount received was \$64,969 and the FY2014 award will be determined based on the inmate data submitted with the application. The application is submitted electronically and is due on or before May 13, 2014. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to submit a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for FY2014 funding under the State Criminal Alien Assistance Program (SCAAP). All present voting "Aye". MOTION PASSED**

29801 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS FOR UP TO \$42,300.00 TO ASSIST WITH THE PURCHASE OF BULLETPROOF VESTS FOR COUNTY LAW ENFORCEMENT PERSONNEL

The grant application is for assistance in the purchase of bulletproof vests for County law enforcement officers. The grant program provides a reimbursement for 50% of the cost of each vest and the County must pay the remainder of the cost. The application includes needs for both new officers and the replacement of existing bulletproof vests. Vests are replaced based on a five-year usable protective wear cycle. The current request involves a two year period rather than one year as done previously, with a total of 47 vests included. The current cost of each vest is about \$900.00. The grant amount - if awarded - will be 50% of the total listed above, or \$21,150.00. Matching funds may be allocated accordingly. Submission of the application is done electronically and is due on or before May 13, 2014. Amount required \$21,150.00. Budgeted in FY15 & FY16 if the grant is awarded. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to submit a grant application to the U.S. Department of Justice, Office of Justice Programs for up to \$42,300.00 to assist with the purchase of bulletproof vests for County law enforcement personnel. All present voting "Aye". MOTION PASSED**

29802 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE SUPPLIES FOR THE TRAINING ACADEMY AND AMEND THE BUDGET ACCORDINGLY

On Dec. 6, 2011, Commissioner's Court authorized the Sheriff's Office to amend the operating budget for tuition and related expenses for the Training Academy. At this time, the S.O. is requesting to amend the budget for supplies and materials. Amount required \$1,000.00; increase training academy fees: 001-618-00.4408 (\$1,000.00); increase training academy: 001-618-00.5333 \$1,000.00. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Sheriff's Office to purchase supplies for the Training Academy and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

29803 APPROVE THE PURCHASE OF 2 NEW SERVERS FOR OUR FINANCIAL SOFTWARE AND AMEND THE BUDGET ACCORDINGLY

Amount required \$11,412.00; line item number 001-680-00-5712_700. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the purchase of 2 new servers for our financial software and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

29804 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT FOR THE ADMINISTRATION OF VACCINES AS REQUIRED WITHIN HAYS COUNTY'S IMMUNIZATION GRANT WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS)

The FY14 Immunization Grant includes \$10,000.00 for contracted administration of vaccines. This contract is valid through August 31, 2014 (FY14 grant term). Amount required \$10,000.00. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a contract for the administration of vaccines as required within Hays County's Immunization Grant with the Texas Department of State Health Services (DSHS). All present voting "Aye". MOTION PASSED**



29805 ACCEPT OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE THE CONSTRUCTION BOND, AND ACCEPT THE MAINTENANCE BOND FOR TWO YEARS FOR REUNION RANCH SUBDIVISION, PHASE 1B

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept of road construction and drainage improvements, Release the Construction Bond, and accept the maintenance bond for two years for Reunion Ranch Subdivision, Phase 1B. All present voting "Aye". MOTION PASSED

29806 APPROVE THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF KYLE REGARDING DACY LANE

General Counsel Mark Kennedy and Hays County Auditor, Bill Herzog spoke. Kyle has requested the attached amendment to the Dacy Lane ILA. The amendment allows the City of Kyle the ability to make the full payment of \$1,935,868.93 by August 23, 2014 in lieu of the current payment plan and interest. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the second amendment to the Interlocal Agreement between Hays County and the City of Kyle regarding Dacy Lane. All present voting "Aye". MOTION PASSED

29807 AUTHORIZE THE TAX OFFICE TO HIRE THE TAX DEPUTY, SLOT 0342-006 AT THE 60TH PERCENTILE, EFFECTIVE 6/1/14

Luanne Caraway, Tax Assessor/Collector spoke. Tax Assessor has a candidate for this position with 31 years previous experience working for the Texas Department of Motor Vehicles and is currently the person her office staff contacts with motor vehicle title or registration questions. She is extremely knowledgeable with the motor vehicle division and has many years of customer service experience. The Tax Assessor believes this would be a huge asset to Hays County and would seek the Court's approval to hire at the 60th percentile (\$32,004 annualized). The position is currently budgeted at \$31,905. Salary savings has been identified to fund this increase, no budget amendment is necessary. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Tax Office to hire the Tax Deputy, Slot 0342-006 at the 60th percentile, effective 6/1/14. All present voting "Aye". MOTION PASSED

29808 AUTHORIZE RENOVATIONS TO THE HAYS COUNTY OWNED BUILDING AT 401A BROADWAY ST. IN SAN MARCOS; APPROVE SPECIFICATIONS FOR IFB 2014-B05 GENERAL CONTRACTOR FOR RENOVATIONS OF THE HAYS COUNTY HEALTH CLINIC AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

Clint Garza, Director of Development & Community Services and Sam Huenergardt, President/CEO at CTMC spoke. The Hays County partnership with Live Oak Health Partners began in January of 2013 with the opening of the Community Clinic in combination with the Hays County Local Health Department. A goal of the partnership has been to increase services available to the public. Staff has worked with LOHP representatives and proposes changes to the facility which will add additional exam rooms, an improved waiting area, and a functional nurse's station. Construction bid specifications are attached. Funds were set aside in the Tobacco Settlement Fund during the FY14 budget process. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize renovations to the Hays County owned building at 401A Broadway St. in San Marcos; approve specifications for IFB 2014- B05 General Contractor for renovations of the Hays county Health Clinic and authorize purchasing to solicit for bid and advertise. All present voting "Aye". MOTION PASSED

An amended motion was made by Commissioner Conley, seconded by Commissioner Whisenant to include identification Tobacco Settlement Funds up to \$110,000. All present voting "Aye". MOTION PASSED

29809 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND HDR, INC. RELATED TO PRELIMINARY ASSESSMENT AND DESIGN OF AN EXTENSION OF CENTERPOINT ROAD BETWEEN HUNTER ROAD AND RANCH ROAD 12 IN PRECINCT 3

Hays County is proposing to extend Centerpoint road from the current terminus at Hunter Road (FM 2439), just west of IH 35, to the west from Paso Robles to the proposed La Cima development. This contract will provide the environmental constraints analysis in support of the future route study for the proposed extension. Scope of work includes a desktop environmental constraints study, a presence/absence/habitat study for Golden Cheeked Warbler and Black-Capped Vireo, geological/karst feature assessment, cultural resources assessment, and hazardous materials assessment. Scope document will be provided in court. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Professional Services Agreement between Hays County and HDR, Inc. related to preliminary assessment and design of an extension of Centerpoint Road between Hunter Road and Ranch Road 12 in Precinct 3. All present voting "Aye". MOTION PASSED



29810 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 PROJECT UPLAND

Court convened into closed Executive Session at 9:48 a.m. and reconvened into open court meeting at 10:05 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Mike Kamerlander and Adriana Cruz. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to enter into an Interlocal Funding Agreement between Hays County & the City of San Marcos, regarding Project Upland, contingent upon approval of Final Draft by General Council, Commissioner Ingalsbe Pct. 1 and the County Judge. All present voting "Aye". MOTION PASSED

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

Captain Mike Davenport with the Hays County Sheriff's 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 276 and peak was 289 on April 25, 2014 for the week of April 20, 2014 to April 26, 2014. The maximum female capacity is 56 inmates. Last week's average was 48 and peak was 51 on 04/26/2014. The maximum male capacity is 276 inmates. Last week's average was 228 and peak was 240 on 04/25/2014.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Commissioner Ingalsbe spoke. The Drought Index is at 372 and under advisement of the County Fire Marshall and surrounding Fire Marshall's the Burn Ban will remain lifted. The next few days are Red Flag days and the Court is advising the public when burning to use extreme caution.

County Clerk's Note Agenda Item #20 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 #21 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 April 29, 2014.



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

