



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 13TH DAY OF MAY 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.

PUBLIC COMMENTS

David Wilson – spoke on polling locations.

29811 ADOPT A PROCLAMATION DECLARING MAY 13, 2014 AS TY HARRINGTON DAY

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt a Proclamation declaring May 13, 2014 as Ty Harrington Day. All voting "Aye". MOTION PASSED

29812 ADOPT A PROCLAMATION DECLARING MAY 15, 2014 AS PEACE OFFICERS MEMORIAL DAY AND MAY 12-16, 2014 AS LAW ENFORCEMENT OFFICERS WEEK

Chief Jaime Paige with the Hays County Sheriff Office spoke. On May 15, 2014 the public is invited to attend the Peace Officers Memorial Service which will be held in the Commissioners Courtroom on the third floor of the County Courthouse on the Square at noon. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation declaring May 15, 2014 as Peace Officers Memorial Day and May 12 – 16, 2014 as Law Enforcement Officers Week. All voting "Aye". MOTION PASSED

29813 ADOPT A PROCLAMATION DECLARING MAY 11-17, 2014 AS SALVATION ARMY WEEK IN HAYS COUNTY

Chief Jamie Paige with the Hays County Sheriff's Office spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Proclamation declaring May 11 – 17, 2014 as Salvation Army Week in Hays County. All voting "Aye". MOTION PASSED

PRESENTATION BY HAYS COUNTY EXTENSION OFFICE ON THE CENTENNIAL ANNIVERSARY OF THE COOPERATIVE EXTENSION SERVICE

In May, 1914, the national Cooperative Extension Service was established by the Smith-Lever Act. One hundred years later, the partnership between Federal, State, and County governments remains strong in providing educational programs that help improve the lives of Texans. Richard Parrish Extension Agent, Laura Petty and Intern Lana Franceschini spoke. They also presented an award to Hays County with a Building a Better Texas Award.

29814 PRESENTATION AND ADOPT A RESOLUTION IN SUPPORT OF THE DESIGNATION OF WIMBERLEY AS A "CULTURAL DISTRICT" THROUGH THE TEXAS COMMISSION ON THE ARTS

Cathy Moreland, Co-Director of the Wimberley Chamber of Commerce and Sherry Klein gave a short presentation. Wimberley is known for its artistic culture and unique charm. This designation would officially recognize these characteristics and allow the community to benefit from grants and tourism associated with this designation. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt a Resolution in support of the designation of Wimberley as a "Cultural District" through the Texas Commission the Arts. All voting "Aye". MOTION PASSED

**PRESENTATIONS ON THE HAYS COUNTY-TEXAS DEPARTMENT OF TRANSPORTATION PARTNERSHIP PROGRAM BUDA TRUCK BYPASS AND FM 2001 PROJECTS**

Mike Weaver, Prime Strategies spoke. Allen Crozier with HDR Engineering Inc. gave a PowerPoint presentation on Buda Truck Bypass Project. Brian Becker with Kimley-Horn and Associates gave a PowerPoint presentation on FM 2001 Project. The Hays County-Texas Department of Transportation Partnership Program was formalized by an Advance Funding Agreement executed between Hays County and the Texas Department of Transportation on December 18, 2013 and Texas Transportation Commission action on August 29, 2013 identifying construction funding for these two projects in the Department's 2014 Unified Transportation Program.

29815 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve payments of county invoices in the amount of \$1,399,433.51 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

29816 APPROVE COMMISSIONER COURT MINUTES OF APRIL 29 AND APRIL 30, 2014

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Commissioner Court Minutes of April 29 and April 30, 2014 as presented by the County Clerk. All voting "Aye". MOTION PASSED

29817 ADOPT A RESOLUTION TO URGE THE TEXAS STATE GOVERNMENT TO PROVIDE FOCUS AND FUNDING FOR HYPERBARIC OXYGEN THERAPY AND OTHER MEDICAL TREATMENTS FOR RETURNING TEXAS VETERANS WHO SUFFER FROM TBI AND PTSD

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to Adopt a Resolution to urge the Texas State Government to provide focus and funding for Hyperbaric Oxygen Therapy and other medical treatments for returning Texas Veterans who suffer from TBI and PTSD. All voting "Aye". MOTION PASSED

29818 AMEND THE CONSTABLE PRECINCT 2 OPERATING BUDGET FOR RADIO REPAIR

The Constable had radio unit # UID0150601 repaired; funds have been identified to cover this cost. Budget Amendment Decrease Telephone Expense .5489 (\$245) Decrease Cont Education .5551 - (\$300). A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend the Constable Precinct 2 operating budget for radio repair. All voting "Aye". MOTION PASSED

29819 APPROVE AWARD FOR IFB 2014-B04 ROAD REPAIRS/ASPHALT PATCHING TO VARIOUS LOCATIONS TO LONE STAR PAVING COMPANY

Purchasing received four (4) bids with Lone Star Paving Company providing the lowest and best bid for the project. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve award for IFB 2014-B04 road repairs/asphalt patching to various locations to Lone Star Paving Company. All voting "Aye". MOTION PASSED

29820 AMEND THE COMMISSIONER PRECINCT 4 OPERATING BUDGET FOR ADDITIONAL CONTINUING EDUCATION EXPENSES

Additional funds are needed for the Commissioner to attend the Texas Aquifer Conference in June. Funds have been identified within our operating budget to cover this additional expense. Budget Amendment: Increase Cont Ed: 001-604-00.5551 Decrease Eqpt Maint: 001-604-00.5411. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to amend the Commissioner Precinct 4 operating budget for additional continuing education expenses. All voting "Aye". MOTION PASSED

**29821 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve permit #917 on Sprucewood Drive issued to Workman Development; permit #919 on McCarty Lane issued to Consolidated Communications; permit #920 on Centerpoint Road issued to Consolidated Communications; permit #918 on Meadow Woods Drive issued to Time Warner Cable, permit #921 on Peaceful Valley Road issued to Goforth SUD; permit # 922 on Turnersville Road South CR 212 issued to Time Warner Cable as submitted by the County Transportation Department. All voting "Aye". MOTION PASSED

29822 APPROVE THE FORM OF THE EARLY POSSESSION AND USE AGREEMENT ("EPUA") WITH MODIFICATIONS, FOR TRANSPORTATION PURPOSES IN HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the form of the early Possession and Use Agreement ("EPUA") with modifications, for transportation purposes in Hays County. All voting "Aye". MOTION PASSED

29823 AUTHORIZE THE COUNTY CLERK TO PURCHASE ADDITIONAL TELEPHONE DATA EQUIPMENT NEEDED FOR THE PRECINCT 2 SATELLITE OFFICE AND AMEND THE BUDGET ACCORDINGLY

On March 11, 2014 the Commissioner's Court authorized the equipment necessary for the County Clerk to open a satellite office in Precinct 2. The data lines have been installed; however, there is no additional port to plug into. An expansion cabinet and telephone line card are needed in order to have power to the telephone and computer. Funds have been identified and will be moved to the IT department. Budget Amendment Decrease Co Clerk - FICA (\$466) Decrease Co Clerk - Retirement (\$750) Increase IT - Computer Eqpt - \$1,216. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Clerk to purchase additional telephone data equipment needed for the Precinct 2 Satellite Office and amend the budget accordingly. All voting "Aye". MOTION PASSED

29824 APPROVE A BUDGET AMENDMENT FOR THE TUBERCULOSIS GRANT PROGRAM TO MOVE SURPLUS IN CONTRACT SERVICES TO TRAVEL

The TB program is funded by both State and Federal awards with a mandatory 20% match. Contract services and travel are part of the matching funds. Budget Amendment: Decrease Expense 120-675-99-022.5448 Contract Services (\$250.00) Increase Expense 120-675-99-022.5501 Travel \$250.00. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones approve a budget amendment for the Tuberculosis Grant program to move surplus in Contract Services to travel. All voting "Aye". MOTION PASSED

29825 APPROVE OUT OF STATE TRAVEL FOR THE 9-1-1 DATABASE COORDINATOR FOR THE NATIONAL EMERGENCY NUMBER ASSOCIATION (NENA) CONFERENCE, JUNE 14 - 19 IN NASHVILLE, TENNESSEE

This summer Hays County will see implementation of some elements of Next Generation 9-1-1 (NG 9-1-1) between the Capital Area Emergency Communications District and Bexar Metro 9-1-1. NG 9-1-1 - when fully implemented - will be driven primarily by GIS. The NENA Conference provides education and training sessions and preconference courses focused on the aspects of preparing and maintaining GIS data for NG 9-1-1. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve out of state travel for the 9-1-1 Database Coordinator for the National Emergency Number Association (NENA) Conference, June 14 - 19 in Nashville, Tennessee. All voting "Aye". MOTION PASSED

29826 APPROVE THE PURCHASE OF A POWEREDGE SERVER AND LICENSE FOR THE CAPCOG 9-1-1 GRANT PROGRAM IN THE AMOUNT OF \$9,617.00 USING SAVINGS IN CONTRACT SERVICES; AND AMEND THE BUDGET ACCORDINGLY

No matching funds required. Budget Amendment: Decrease Expense 001-657-99-037.5448 Contract Services (\$1,868.00) Decrease Expense 001- 657-99-037.5712_400 Computer Equipment Operating (\$7,749.00) Increase Expense 001- 657-99-037.5712_700 Computer Equipment Capital \$9,617.00. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve the purchase of a Poweredge Server and License for the CAPCOG 9-1-1 Grant Program in the amount of \$9,617.00 using savings in contract services; and amend the budget accordingly. All voting "Aye". MOTION PASSED



29827 AUTHORIZE THE PURCHASE OF A REPLACEMENT AMPLIFIER FOR THE COMMISSIONER'S COURT ROOM AND AMEND THE BUDGET ACCORDINGLY

The current amplifier that is used during Commissioner's Court sessions is over 20 years old and needs to be replaced. Media Design has been selected as the vendor, as they installed the equipment that is tied to the Granicus system and are familiar with the entire system and how it is connected. The Purchasing Manager has accepted this single quote. Budget Amendment Possible funding - Decrease Co Wide Contingencies - (\$1,620) Increase IT - Computer Eqpt - \$1,620. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the purchase of a replacement amplifier for the Commissioners Court room and amend the budget accordingly. All voting "Aye". MOTION PASSED**

29828 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS), PUBLIC HEALTH EMERGENCY PREPAREDNESS (PHEP) PROGRAM, IN THE AMOUNT OF \$121,300.00

The grant application is to the Texas Department of State Health Services, Public Health Emergency Preparedness (PHEP) program for funding to support the salary and benefits of the Emergency Preparedness Coordinator and SNS Coordinator in the Hays County Local Health Department. This grant requires a 10% match, with the match met through in-kind contributions from the Health Department operating funds. Upon award, the term for this grant will be September 1, 2014 through August 31, 2015. The application is due by May 13, 2014. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to submit a Grant Application to the Texas Department of State Health Services (DSHS), Public Health emergency Preparedness (PHEP) Program, in the amount of \$121,300.00. All voting "Aye". MOTION PASSED**

29829 AMEND THE HISTORICAL COMMISSION DOCUMENTARIES BUDGET TO USE SURPLUS IN TRAVEL FOR GENERAL SUPPLIES, PRINTING SERVICES AND CONTRACT SERVICES

Budget Amendment: Increase Expense 001-676-00-055.5201 General Supplies \$1,500.00 Increase Expense 001-676-00-055.5461 Printing Services \$2,000.00 Increase Expense 001-676-00-055.5448 Contract Services \$3,100.00 Decrease Expense 001-676-00-055.5501 Travel (\$6,600.00). **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to amend the Historical Commissioner Documentaries Budget to use Surplus in travel for general supplies, printing services and contract services. All voting "Aye". MOTION PASSED**

29830 AUTHORIZE THE COUNTY JUDGE, IN CONSULTATION WITH LEGAL COUNSEL, TO APPROVE A PLAN TO OWNER FOR ADDITIONAL WORK PURSUANT TO THE AGREEMENT EXECUTED ON SEPTEMBER 1, 2013 BETWEEN HAYS COUNTY AND BROADDUS & ASSOCIATES AND AMEND THE BUDGET ACCORDINGLY

There is \$150,000.00 already budgeted for this project in County Wide. The additional \$140,000 will be funded with Tobacco Settlement Funds that are available to transfer, increasing the total budgeted amount to \$290,000.00. These additional monies are needed to fund a "Program of Requirements" by Broaddus and possible subcontractors, which will renew Hays County's analysis of need related to the Law Enforcement Center (LEC). For details on the scope of this work please refer to the Plan to Owner submitted by Consultant. Budget Amendment: Transfer \$140k from Tobacco Settlement Fund 121-752-00.5741 to General Fund 001-645-00.5741. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge, in consultation with Legal Counsel, to approve a Plan to owner for additional work pursuant to the Agreement executed on September 1, 2013 between Hays County and Broaddus & Associates and amend the budget accordingly. All voting "Aye". MOTION PASSED**

29831 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO RECONSTRUCT AS NEEDED PORTIONS OF RHODE ROAD THAT LIE WITHIN THE CORPORATE LIMITS OF NIEDERWALD

Portions of Rhode Road lie within the corporate limits of the City of Neiderwald. These portions of roadway were unintentionally left out of a past de-annexation; causing maintenance to be the responsibility of the City. This action would allow the roadway to be repaired with the understanding that proper additional action to de-annex the roadway will be pursued by the City of Niederwald. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Transportation Department to reconstruct as needed portions of Rhode road that lie within the corporate limits of Niederwald. All voting "Aye". MOTION PASSED**



County Clerk's Note Agenda Item #37 RE: *DISCUSSION AND POSSIBLE ACTION TO APPROVE AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES AND SUBMITTAL OF EXHIBIT "A" FOR RAILROAD APPROVAL WITH THE UNION PACIFIC RAILROAD (UPRR) FOR THE FM 110 NORTH HAYS COUNTY-TEXAS DEPARTMENT OF TRANSPORTATION PARTNERSHIP PROGRAM PROJECT AND AUTHORIZE COUNTY JUDGE TO EXECUTE AGREEMENT ON BEHALF OF HAYS COUNTY – was pulled*

29832 CALL FOR A PUBLIC HEARING ON JUNE 3, 2014 TO ESTABLISH TRAFFIC REGULATIONS (3-WAY STOP AT ENTRANCE TO TEXAS OLD TOWN) ON ROLAND ROAD

The driveway to Old Town Kyle is at a 90 degree curve in Roland Lane. Traffic heading West on Roland Lane tend to enter Old Town Kyle's driveway, crossing the path of cars heading South on Roland. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on May 27, 2014 to establish traffic regulations (3-way stop at entrance to Old Town Kyle) on Roland Road. All voting "Aye". MOTION PASSED**

An Amended motion was made by Commissioner Whisenant, seconded by Commissioner Conley to call for a public hearing on June 3, 2014 to establish traffic regulations (3-way stop at entrance to Texas Old Town) on Roland Road. All voting "Aye". MOTION PASSED

29833 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT WITH THE CITY OF WOODCREEK REGARDING SUBDIVISION AND DEVELOPMENT REGULATION IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF WOODCREEK, PURSUANT TO HB1445 (2001)

Clint Garza, Director of Development and Community Services spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County judge to execute an Agreement with the City of Woodcreek regarding Subdivision and Development Regulation in the Extraterritorial Jurisdiction of the City of Woodcreek, Pursuant to HB1445 (2001). All voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item #27 RE: *SUB 136- ROCK RANCH SUBDIVISION (2 LOTS). DISCUSSION AND POSSIBLE ACTION TO WAIVE PRELIMINARY PLAN – was pulled*

29834 AUTHORIZE A FY 2014 INTERGOVERNMENTAL TRANSFER (IGT) TO THE STATE OF TEXAS THROUGH THE TEXNET ELECTRONIC PAYMENT SYSTEM 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 AND AMEND THE BUDGET ACCORDINGLY

Lon Shell, Chief of Staff spoke. Hays County budgeted \$1,900,000 for FY 2014 for the Texas Healthcare Transformation and Quality Improvement Program. Since adoption of the budget, the Central Texas Healthcare collaborative has contracted with SM/Hays EMS. Hays County's funds for SM/Hays EMS are now available and can be included with the upcoming IGT. The SM/Hays EMS payment for the 1st QTR of FY 2014's was paid per the previous agreement leaving \$280,500 available for transfer. An additional \$80,000, originally budgeted for radios, is also available from currently budgeted SM/Hays EMS funds. A budget amendment is required to move the SM/Hays EMS and allow the funds to be included in the IGT. The State is requiring notice of the amount for transfer on May 16, 2014. The currently scheduled IGT date is xxxxxx, it is not known at this time if another IGT will be scheduled for FY 2014. Budget Amendment: Increase Co-Wide Health Care Funding: 001-645-00.5801 - \$360,500 Decrease SM/Hays EMS Grant Funding: 001-895-98-312.5800 - \$280,500 Decrease SM/Hays EMS Comm Eqpt: 001-895-98-312.5715_400 - \$80,000. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize a FY 2014 Intergovernmental Transfer (IGT) to the State of Texas through the Texnet Electronic Payment System 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 and amend the budget accordingly. All voting "Aye". MOTION PASSED**



29835 AUTHORIZE THE COUNTY JUDGE TO ENTER INTO A FUNDING AGREEMENT WITH EL CAMINO REAL DE LOS TEJAS NATIONAL HISTORIC TRAIL ASSOCIATION REGARDING ERECTING SIGNAGE ALONG EL CAMINO REAL DE LOS TEJAS NATIONAL HISTORIC TRAIL

Executive Director of El Camino Real de los Tejas Steve Gonzalez spoke. El Camino Real de los Tejas National Historic Trail commemorates significant historic routes extending from the international border at the Rio Grande to the easternmost extent of the Spanish province of Texas in Natchitoches Parish, Louisiana. The period of historic significance for the trail is 1680 - 1845. El Camino Real is one of only nineteen National Historic Trails in the country that have been designated by the U.S. Congress as important to the American people. El Camino Real de los Tejas National Historic Trail Association is an advocacy group that seeks to protect the historic integrity of the trail, to educate the public about its significance, and to promote resource development, interpretation, and tourism along its path. Hays County has an abundance of El Camino Real NHT resources with the area. From original route segments such as FM 82, Hunter and Post Roads, to McGehee Crossing and San Marcos Springs, there are many opportunities for heritage tourist to explore Camino Real sites in the area. Heritage Tourism is the second largest sector of the tourist economy and a sustainable form of economic development that can carry on in perpetuity. Hays County is well-suited to take advantage of the economic benefits of the trail because of its trail resources and its proximity to other Spanish Colonial resources in Central Texas. As the trail develops, it is anticipated that the Central Texas area will be the center of development. El Camino Real Association would like to help Hays County to protect and develop its trail resources and garner the economic benefits from it. \$4,500 from El Camino Real de los Tejas Association \$7,000 from Hays County Historical Commission Budget \$5,000 from Hays County Contingencies. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to enter into a Funding Agreement with El Camino Real de los Tejas National Historic Trail association regarding erecting signage along El Camino Real de los Tejas National Historic Trail. All voting "Aye". MOTION PASSED**

29836 ACTION RELATED TO A WATER RESERVATION AND SUPPLY AGREEMENT BETWEEN HAYS COUNTY AND FORESTAR REAL ESTATE (USA) GROUP INC., INCLUDING BUT NOT LIMITED TO AUTHORIZING THE COUNTY JUDGE TO EXECUTE AN AMENDED AND RESTATED AGREEMENT

David Wilson – Kyle City Councilmember spoke. The original Agreement between Hays County and Forestar Real Estate (USA) Group INC., was executed on or about October 1, 2013. **A motion was made by Judge Cobb, seconded by Commissioner Whisenant to find deliberation in open meeting would have a detrimental effect on unanimously that deliberation in an open meeting would have a detrimental effect on the position of the Commissioners Court in negotiations with a third person. All voting "Aye". MOTION PASSED**

WORKSHOP TO DISCUSS HAYS COUNTY PUBLIC SAFETY FACILITIES

Stephen Coulston and Terry Whitman of Broaddus and Associates spoke. They updated the Court on the work being done by the Public Safety Facilities committee and Broaddus. Broaddus did a presentation on the project moving forward, as well as a status update on the options identified to date regarding location and facilities.

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 12:00 P.M. and reconvened into open court at 12:45 P.M. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Judge Cobb and Chief of Staff Lon Shell. 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 VALUE, PURCHASE AND/OR SALE OF PROPERTIES ASSOCIATED WITH THE HAYS COUNTY SURPLUS PROPERTY PROGRAM

Court convened into Executive Session at 12:37 P.M. and reconvened into open court at 12:48 P.M. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Judge Cobb and Chief of Staff Lon Shell. No Action Taken.



MAY 13, 2014

VOLUME V PG 387

29837 EXECUTIVE SESSION PURSUANT TO 551.071 AND 551.0725 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING PROPOSED AMENDMENTS TO THE WATER RESERVATION AND SUPPLY AGREEMENT BETWEEN HAYS COUNTY AND FORESTAR REAL ESTATE (USA) GROUP INC

Court convened into Executive Session at 12:53 P.M. and reconvened into open court at 3:15 P.M. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Judge Cobb and Chief of Staff Lon Shell. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute an Amended and Restated Agreement between Hays County and Forestar Real Estate (USA) Group, Inc., as presented and discussed in Executive Session. Commissioner Conley voting "No". Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". MOTION PASSED**

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

Captain Mark Cumberland with the Hays County Sheriff's Office gave an update on the Jail Population. 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 290 and peak was 298 on May 7th for the week of May 27 to May 10, 2014. The maximum female capacity is 56 inmates. Last week's average was 50 and peak was 57 on 5/7/2014. The maximum male capacity is 276 inmates. Last week's average was 241 and peak was 250 on 5/10/2014.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

County Judge spoke of rain we received last night. In light of this, we will keep the burn ban lifted. This item will be reviewed daily to ensure the safety of Hays County citizens.

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

Allen Crozier with HDR gave an update of the Road Bond Projects. **Precinct 4 Projects US 290 (Mighty Tiger to McGregor):** RM 12 @ Sports Park Drive, RM 1826 @ Nutty Brown Rd, RM 1826 @ Crystal Hill Dr. (Goldenwood), RM 1826 @ Daren Hill Rd (CR 162), Rm 1826 @ RM 967, Lime Kiln Road @ Sink Creek. **Precinct 3 Projects:** RM 2325 Fisher Store Rd (CR 181) to Carney Lane, RM 12 @ Old Kyle Road, RM 12 & RM 12 Junction, RM 12 Parkway Development , RM 12 @ Hugo Road (CR 214), RM 12 @ Sink Creek, RM 12 @ Wonder World Drive. **Precinct 1 Projects:** Old Bastrop Highway (CR 266). **Precinct 2 Projects:** SH 21 @ High Road (CR 127), SH 21 @ FM 2001, SH 21 @ Rhode Road (CR 126), Lakewood Drive @ FM 1626, RM 967 @ Ruby Ranch Road. **Precinct 1 & 2 Projects:** Dacy Lane (CR205) Bebee Rd. to Windy Hill. **Precinct 1 & 4 Projects:** Post Road (CR 140).

County Clerk's Note Agenda Item #38 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 May 13, 2014.



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

