



JULY 29, 2014

VOLUME V PG 427

STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 29TH DAY OF JULY 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:

Reverend Carl W. Clark Chaplin 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

Judge spoke of the loss of a County Employee over the weekend. Diana Juarez was killed in an automobile accident. The Tax Office at the Government Center will be closed on August 1st, 2014 in memory of Diana Juarez. The Tax Office at the Pct. 2 and Pct. 4 buildings will be open for the public.

29976 ADOPT A PROCLAMATION RECOGNIZING AUGUST 2014 AS "NATIONAL BREASTFEEDING MONTH" IN HAYS COUNTY

Kim Castro, WIC Peer Counselor spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to adopt a Proclamation recognizing August 2014 as "National Breastfeeding Month" in Hays County. All voting "Aye". MOTION PASSED

29977 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 \$288,738.13 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

29978 APPROVE COMMISSIONERS COURT MINUTES OF JULY 22, 2014

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

29979 APPROVE OUT OF STATE TRAVEL FOR EVIDENCE TECHNICIAN, MELODY JARAMIO TO ATTEND TRAINING IN GLYNCO, GA

The Sheriff's Office is sending Evidence Technician, Melody Jaramio to attend training out of state. The training is "Advanced Forensic in Crime Scene Investigations Level I" (AFTCSI-1) offered by the Federal Law Enforcement Training Center in Glynco, GA. The AFTCSI-1 is designed for qualified law enforcement officers, criminal investigators, crime scene technicians, and civilians who have a background in crime scene processing and investigations. The program offers the student many laboratory and crime scene exercises to become proficient in the location, documentation, collection, and preservation of physical evidence commonly encountered at a crime scene. No additional funds are needed for this training; tuition will be paid for from Sheriff's Federal Discretionary Funds. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve out of state travel for Evidence Technician, Melody Jaramio to attend training in Glynco, GA. All voting "Aye". MOTION PASSED

29980 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 18297 FM 150, DRIFTWOOD, TX

Educated Roofing Systems is proposing an OSSF to serve 2 office/warehouse buildings, with lease space, in Precinct 4. This property consists of 3.08 acres in the Fannie A Darden Survey. Water will be supplied by an existing private water well. The system designer, Jon Maass, R.S., has designed a treatment system which consists of flow equalization, aerobic treatment, and dispersal to surface irrigation 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 18297 FM 150, Driftwood, TX. All voting "Aye". MOTION PASSED



29981 APPROVE SPECIFICATIONS FOR IFB 2014-B07 EMULSION OILS AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve specifications for IFB 2014-B07 Emulsion Oils and authorize purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED

29982 APPROVE RENEWAL AGREEMENT WITH NEW WORLD SYSTEMS FOR MAINTENANCE OF THE COUNTY'S FINANCIAL SYSTEM SOFTWARE AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE AGREEMENT

Our software contract references an increase in our maintenances fees for years 6-10 as the lesser of 5% or the CPI for the previous 12 months. This amended maintenance agreement will lock the rate for the next 5 years to 2% which is the current CPI. I believe that our current inflation rate will increase over the next 5 years and it would be to our advantage to lock it in at 2%. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Renewal Agreement with New World Systems for Maintenance of the County's Financial System Software and authorize the County Judge to execute the Agreement.** All voting "Aye". MOTION PASSED

29983 APPROVE THE RECOMMENDATION AND SELECTION OF RVI AS MOST QUALIFIED FIRM FOR RFQ 2014-P01 "PARKS DESIGN AND CONSTRUCTION" AND AUTHORIZE CONTRACT NEGOTIATION

On June 17, 2014 the Commissioners Court approved the solicitation of a Request for Qualifications (RFQ) for consultant services for parks design and construction documents for the Jacob's Well Natural Area and the Dahlstrom Ranch Public Access Area. The deadline for submission of responses was July 10, 2014 and four firms responded to the RFQ. Submissions were evaluated per established rating criteria by a team of three staff members. The firm of RVI has been recommended for the project. Upon approval of the recommendation, staff will negotiate a contract with the selected firm for consideration by the Commissioners Court at a later date. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the recommendation and selection of RVI as most qualified firm for RFQ 2014-P01 "Parks Design and Construction" and authorize contract negotiation.** All voting "Aye". MOTION PASSED

29984 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A REPLACEMENT COMPUTER AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office needs a replacement computer for the HR Coordinator. I.T. has evaluated the current computer and advised that a replacement computer is needed. Funds for the replacement computer have been identified in the Sheriff's Office budget. Budget Amendment: Decrease 001-618-00.5719_700/Misc. Equipment Outlay (\$804.00) Increase 001-680-00.5712_400/Computer Equipment \$804.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Sheriff's Office to purchase a replacement computer and amend the budget accordingly.** All voting "Aye". MOTION PASSED

29985 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT REIMBURSEMENT FROM THE UNITED STATES SECRET SERVICE AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office is a member of the Central Texas Financial Crimes Task Force, which is managed by the United States Secret Service (USSS). The USSS will reimburse Hays County for the purchase of computer supplies. Budget Amendment: Increase Revenue 001-618-99-077.4301; Intergovernmental revenue \$304.00 Increase Expense 001-618-99-077.5211 Office & Computer Supplies \$304.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Sheriff's Office to accept reimbursement from the United States Secret Service and amend the budget accordingly.** All voting "Aye". MOTION PASSED



- 29986** [13-2-4] **SATTERWHITE RIDGE SUBDIVISION (59 LOTS) APPROVE FINAL PLAT; ACCEPT CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS AND ACCEPT A MAINTENANCE BOND IN THE AMOUNT OF \$33,822.00 AND LETTER OF CREDIT NO. 1582 FOR REVEGETATION IN THE AMOUNT OF \$16,800.00**

Roxie McInnis Development Services Manager gave staff recommendation. The proposed Satterwhite Ridge Subdivision is a 59 lot residential division of 43.00 acres located off of Satterwhite Road in Precinct 2. Lots range in size from 0.50 to 1.29 acres with an average lot size of 0.63 acres. The developer has constructed 4,184 linear feet of roadway which will be dedicated to and maintained by Hays County. All lots in the subdivision will be served by Goforth Special Utility District and advanced on-site sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe approve final plat; accept construction of street and drainage improvements and accept a Maintenance Bond in the amount of \$33,822.00 and Letter of Credit No. 1582 for revegetation in the amount of \$16,800.00 for (13-2-4) Satterwhite Ridge Subdivision. All voting "Aye". MOTION PASSED**

- 29987 WAIVE DEVELOPMENT FEES FOR THE WIMBERLEY VALLEY HABITAT FOR HUMANITY HOME LOCATED AT 46 PERSIMMON DRIVE, WOODCREEK**

This is a non-profit community assistance organization that utilizes volunteers to build homes for low income families. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to waive Development Fees for the Wimberley Valley Habitat for Humanity Home located at 46 Persimmon Drive, Woodcreek. All voting "Aye". MOTION PASSED**

- 29988 SUPPORT THE 2014 ANNUAL RAINWATER FESTIVAL TO BE HELD IN DRIPPING SPRINGS ON SATURDAY, OCTOBER 25TH, 2014 AT THE DRIPPING SPRINGS RANCH PARK AND EVENT CENTER**

The purpose of this event is to educate, promote and celebrate rainwater collection. The event will include a daylong schedule of presentations by professionals and users of rainwater from across Texas. There will be water conservation-related business vendor booths, rainwater system displays and experts to provide guidance, information and services. The suggested level of Sponsorship would be \$1,000.00 and the suggested source of funding would be the LCRA/WTCPUA Franchise Fund. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to support the 2014 Annual Rainwater Festival to be held in Dripping Springs on Saturday, October 25th, 2014 at the Dripping Springs Ranch Park and Event Center. All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item # 14 RE: AUTHORIZE THE COUNTY JUDGE TO EXECUTE A FREEPORT EXEMPTION AGREEMENT BETWEEN HAYS COUNTY AND VARIOUS LOCAL COMPANIES WHICH SELL FREEPORT GOODS UNDER SECTION 11.251 OF THE TEXAS TAX CODE – was pulled

- 29989 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE SALARY SAVINGS TO PURCHASE NEW VEHICLES AND EQUIPMENT AND AMEND THE BUDGET ACCORDINGLY**

Capt. Mike Davenport of the Sheriff's Office spoke. Due to attrition, the Sheriff's Office has salary savings identified and would like to utilize this savings to purchase new vehicles and equipment for the Patrol Division. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Sheriff's Office to utilize salary savings to purchase new vehicles and equipment and amend the budget accordingly. All voting "Aye". MOTION PASSED**

- 29990 SET DATES FOR BUDGET WORKSHOPS FOR THE FY 2015 BUDGET INCLUDING A PRESENTATION OF THE JUDGE'S PROPOSED BUDGET AND THE SELECTION OF DATES FOR BUDGET WORKSHOPS**

Judge Cobb presented his recommended balanced budget. Here are the highlights: Balanced Budget with NO Tax Rate increase - \$0.4690. Capital Projects - \$225k to complete implementation of a new CAD system, \$150k to continue study of a new Jail Facility. Capital Assets - \$525k for 15 replacement Law Enforcement vehicles with equipment, to be distributed by the Court, \$161k to replace infrastructure for outdated and inadequate server storage and add Wi-Fi capabilities throughout the County, \$103k to upgrade District Court Room #6 to full functionality for Jury Trials, \$171k for Capital Software to address Video magistration, County Wide custom reporting and electronic storage options. Personnel – Salary increases and incentive pay for eligible Law Enforcement positions per Collective Bargaining Agreement, 4% for all other employees, (combination of Merit and/or Market Adjustments), 2% movement in current salary chart to address new hires in our increasingly competitive market, 4% COLA for Elected Officials. Decreased Use of Reserves from prior years - \$1,510,605 total use of reserves for FY 2015. **A motion was made by Judge Cobb, seconded by Commissioner Whisenant to set dates for budget workshops on Aug. 5th, Aug. 12th, and Aug. 19th, 2014 for the FY 2015 Budget. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". MOTION PASSED**



29991 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND BOWMAN CONSULTING FOR SERVICES RELATED TO WATER SAMPLING AND A PROPERTY HISTORY REPORT AT THE HAYS COUNTY GOVERNMENT CENTER LOCATED AT 712 SOUTH STAGECOACH TRAIL IN PRECINCT 1

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement between Hays County and Bowman Consulting for services related to water sampling and a property history report at the Hays County Government Center located at 712 South Stagecoach Trail in Precinct 1 with money coming out of contingencies. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". MOTION PASSED

29992 CALL FOR A PUBLIC HEARING ON AUGUST 12TH, 2014 RELATED TO THE IMPROVEMENTS OF BOULDER BLUFF IN PRECINCT 4 PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE, AND AUTHORIZE THE OFFICE OF GENERAL COUNSEL TO PUBLISH NOTICE OF SAID MEETING

General Counsel Mark Kennedy stated that Chapter 253 requires publication twice prior to the public hearing. His office will do the publications. Commissioner Precinct 4 proposes to have public meeting to address questions and concerns citizens may have related to this project. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on August 12th, 2014 related to the improvements of Boulder Bluff in Precinct 4 pursuant to Chapter 253 of the Texas Transportation Code, and authorize the Office of General Counsel to publish Notice of said meeting. All voting "Aye". MOTION PASSED**

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

Court convened into Executive Session at 10:25 a.m. and reconvened into opened court at 11:10 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.

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

Jail Cpl. Heather Holandes with the Hays County Sheriff's Office gave an updated report on the Hays County Jail Population. The 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 314 and peak was 323 on July 25th for the week of July 20 to July 26, 2014. The maximum female capacity is 56 inmates. Last week's average was 50 and peak was 53 on 7/22/2014. The maximum male capacity is 276 inmates. Last week's average was 264 and peak was 271 on 7/25/2014.

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

Assistant Fire Marshal Clint Browning spoke. The current Drought Index is at 477 and rain is forecasted for the next few days. It is his recommendation that we keep the Burn Ban lifted and he urged for everyone to use extreme caution when doing outside burning.

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*

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 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 July 29, 2014.



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

