



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 9TH DAY OF SEPTEMBER 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:

Pastor Jonathan Leftwich, Fellowship Church at Plum Creek, Kyle 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.

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller from the Human Resources Department presented 5-year awards to the following: Martin Halverson – District Clerk, Doug Ferguson – Elections, Darle McClintock – Fire Marshal, Angela Hernandez – JP 1-1, Pamela England – JP 5, Scott Cary JP 5, Valerie Zerr – Juvenile Probation, Jose Luna – Juvenile Probation, Amelia Flores – Local Health, Cody Cheatham – Sheriff, Leonard Gonzales – Sheriff, Amy Stacy – Sheriff, Ryan Watkins – Sheriff, Michael Andrews – Sheriff, Dustin Oliver – Sheriff, Jonathan Ayres – Sheriff, Lynette Hall – Tax, Paula Gilardi – Tax, Andres Santos – Transportation, Jesse Amaya – Transportation, Martin Ubaldo – Transportation.

RECOGNITION OF HAYS COUNTY EMERGENCY MANAGEMENT STANDARD RESPONSE PROTOCOL TASK FORCE AS 2014 RECIPIENT OF THE J.C. MONTGOMERY CHILD SAFETY AWARD

The Court thanked the task force for their foresight dedication to the citizens of Hays County. This task force is made up of the following individuals: Kharley Smith of EMC, Deputy Marshal William Schwall of the City of San Marcos, Lieutenant Jeri Skrocki of the Hays County Sheriff's Office, and Assistant Chief Bob Klett of the San Marcos Police Department. The task force dedicates their work to child safety in Texas and provides free injury prevention education to keep our children safe.

PRESENTATION BY THE GREATER SAN MARCOS PARTNERSHIP OF THE ASSESSMENT CREATED BY MARKET STREET SERVICES, INC.

Adriana Cruz President of the Greater San Marcos Partnership, gave a powerpoint presentation. The GSMP "Vision 2020". Updated Regional ED Strategy for sustainable growth. Phase I – Competitive Assessment: Goal – Identify how GSM has grown and gather feedback from leaders, stakeholders and community, Compare Greater San Marcos to benchmark communities, Texas and the U.S., Identify trends that provide opportunities and challenges. Public input from almost 700 regional stakeholders – 10 focus groups, over 20 interviews, online survey promoted by GSMP, partners, social media, and mainstream media. Competitive Assessment – population growth dynamics, migration – age, education, well-being, regional reality, opportunity and issues, the changing employment base, positioning for a positive future. One of the questions asked of all those surveyed: Name one thing you would do to most improve the Greater San Marcos region? Top 10 responses: 1. New transportation modes – bike/walking path, light rail, bus options. 2. Job growth/diversity. 3. Better infrastructure. 4. Preserve natural surroundings. 5. No more large apartment buildings. 6. Don't overdevelop/make it harder to develop. 7. Smart growth. 8. Efficient construction. 9. Improve schools/school district. 10. Clean water supply/conservation. Responses from self-identified corporate decision makers: 1. In your opinion, what is the biggest challenge or challenges facing the Greater San Marcos region's economy? Responses: Lack of job diversity, managing growth, infrastructure, leadership/lack of trust, water supply/management, not business friendly, lack of quality housing, poor marketing of region, brain drain/people leaving, traffic congestion. 2. What in your opinion, is the top action or actions Greater San Marcos could initiate to improve its economy and drive job creation? Responses: Attract diverse businesses, smart construction/growth, foster small business growth, branding/promote the region, increase transportation options, infrastructure, diverse housing options, work with the community, no tax incentives, lower taxes. Key Takeaways – 1. Greater San Marcos must better accommodate quality growth and development. 2. The region must leverage its key assets more effectively. 3. Perceptions of Greater San Marcos must be changed. 4. Greater San Marcos' two component counties are diverging. 5. A consensus strategy for greater San Marcos' future must be established.

**30082 APPROVE PAYMENTS OF COUNTY INVOICES**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$1,241,134.68 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

30083 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 2, 2014

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of September 2, 2014 as presented by the County Clerk. All voting "Aye". MOTION PASSED

30084 APPROVE SPECIFICATIONS FOR IFB 2014-B08 ASPHALT PAVING - VARIOUS LOCATIONS AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve specification for IFB 2014-B08 Asphalt Paving – various locations and authorize purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED

30085 APPROVE RENEWAL BID FOR CEMETERY MAINTENANCE FOR ONE (1) ADDITIONAL YEAR AS PROVIDED FOR IN THE ORIGINAL BID #2011-B06

The terms and conditions remain unchanged and in full force as provided in original bid. No increase in pricing. Line item number 001-645-00.5491. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve renewal bid for Cemetery Maintenance for one (1) additional year as provided for in the original bid #2011-B06. All voting "Aye". MOTION PASSED

30086 APPROVE TRANSFER REQUEST FOR TWO VEHICLES FROM THE SHERIFF'S OFFICE FLEET TO THE BUILDING MAINTENANCE AND ONE VEHICLE TO THE HEALTH DEPARTMENT

The following vehicles are requested for transfer from the Sheriff's Office Fleet to Building Maintenance and the Health Department. **Building Maintenance:** 2008 Dodge Charger, VIN # 2B3KA43G38H180640, County Tag #16590; 2009 Dodge Charger, VIN # 2B3KA43V79H567675, County Tag #16794. **Health Department:** 2007 Dodge Charger, VIN # 2B3KA43G27H757916, County Tag #16146. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve transfer request for two vehicles from the Sheriff's Office fleet to the Building Maintenance and one vehicle to the Health Department. All voting "Aye". MOTION PASSED

30087 AUTHORIZE CONSTABLE PRECINCT 3 TO PURCHASE REPLACEMENT VEHICLE LIGHTS AND AMEND THE BUDGET ACCORDINGLY

Constable Ayers would like to utilize savings in his operating budget to purchase replacement lights for a vehicle in his fleet. Amount required \$1,200; Increase LE Equipment: .5717_400 - \$1,200; Decrease Vehicles: .5713_700 (\$600); Decrease Vehicle Maint: .5413 (\$600). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Constable Precinct 3 to purchase replacement vehicle lights and amend the budget accordingly. All voting "Aye". MOTION PASSED

30088 AUTHORIZE HUMAN RESOURCES TO PURCHASE A TABLET FOR THE COMMUNICATIONS SPECIALIST AND AMEND THE BUDGET ACCORDINGLY

The HR Director would like to purchase a new tablet for the Communications Specialist. This position spends 75% of their time out in the field and would benefit from utilizing this type of mobile device while attending work related events. Savings within their operating budget has been identified and will be transferred to the Information Technology Department to order the equipment. Budget Amendment: Increase IT Computer Eqpt: 001-680-00.5712_400 \$1,246; Increase IT Data Supplies: 001-680-00.5202 \$ 122; Decrease HR Contract Srvcs: 001-677-00.5448 (\$ 750); Decrease HR Printing: 001-677-00.5461 (\$ 318); Decrease HR Public Notice: 001-677-00.5462 (\$ 300). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Human Resources to purchase a tablet for the Communications Specialist and amend the budget accordingly. All voting "Aye". MOTION PASSED



30089 AUTHORIZE THE TREASURER'S OFFICE TO PURCHASE A SPARE TIME KEEPING CLOCK AND AMEND THE BUDGET ACCORDINGLY

The Treasurer's Office would like to purchase a spare Time Keeping Clock in order to utilize when existing clocks are out of operation until repairs can be completed. Savings have been identified to fund this request. Budget Amendment; Decrease Office Supplies 001-620-00.5211 - (\$ 10); Decrease Printing 001-620-00.5461 - (\$2,258); Increase Misc Equipment 001-620-00.5719_400 - \$2,268. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Treasurer's Office to purchase a spare time keeping clock and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30090 CALL FOR A PUBLIC HEARING ON SEPTEMBER 23, 2014 TO ESTABLISH TRAFFIC REGULATIONS (SET SPEED LIMIT) ON MT. SHARP RD, FROM PUMP STATION RD TO JACOBS WELL RD

Establish a 40 MPH speed limit for Mt. Sharp Rd from Pump Station Rd to Jacobs Well Rd (both directions) and southbound only 30 MPH from the Jacobs Well Park area to Jacobs Well Rd. Advisory signs will be placed at curves. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to call for a public hearing on September 23, 2014 to establish traffic regulations (set speed limit) on Mt. Sharp Rd., from Pump Station Rd. to Jacobs Well Rd. All voting "Aye". MOTION PASSED**

30091 CALL FOR A PUBLIC HEARING ON SEPTEMBER 23, 2014 TO CONSIDER THE PLACEMENT OF NO PARKING SIGNS ALONG BOTH SIDES OF NARROWS ROAD

This section of roadway is being used by the public for parking to access the Blanco River. This action is being proposed for safety considerations. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to call for a public hearing on September 23, 2014 to consider the placement of No Parking signs along both sides of Narrows Road. All voting "Aye". MOTION PASSED**

30092 AUTHORIZE COUNTY JUDGE TO EXECUTE ESCROW LETTER PLACING INTO ESCROW A DONATION DEED FOR APPROXIMATELY 19 ACRES OF PROPERTY OWNED BY WALTON TEXAS LP AND WALTON INTERNATIONAL GROUP, INC. THAT HAS BEEN IDENTIFIED AS NEEDED RIGHT-OF-WAY (ROW) FOR THE CURRENTLY IDENTIFIED RECOMMENDED ALTERNATIVE FOR THE COUNTY'S FM 2001 REALIGNMENT PARTNERSHIP PROGRAM PROJECT BETWEEN IH 35 AND SH 21

Michael J. Weaver, Prime Strategies, Inc. and Becky Collins General Manager of Walton Development spoke. The County formalized development of the FM 2001 realignment project from IH 35 to SH 21 as an element of the County's Partnership Program with the Texas Department of Transportation (TxDOT) on December 18, 2013. The County is funding schematic development and environmental clearance, construction engineering, right-of-way acquisition and utility relocation. TxDOT will fund, let and manage construction. \$16.0 million in Strategic Priority construction funding is identified in TxDOT's approved 2015 Unified Transportation Program. The ROW donation from Walton represents over 15% of the identified required ROW for the currently identified recommended alternative. The donation deed will be held in escrow pending preparation of final engineering and legal description documents. Should the roadway not be constructed within five (5) years of the effective date of the donation deed, or if the ROW Property is not used, maintained, and open to the public for vehicular traffic, the donated property will revert to Walton Texas GP, LLC and Walton International Group, Inc. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize County Judge to execute Escrow Letter placing into escrow a Donation Deed for approximately 19 acres of property owned by Walton Texas LP, and Walton International Group, Inc. that has been identified as needed Right-of-Way (ROW) for the Currently identified recommended alternative for the County's FM 2001 Realignment Partnership Program Project between IH 35 and SH 21. All voting "Aye". MOTION PASSED**

30093 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE CONSTRUCTION BONDS, AND ACCEPT OF THE MAINTENANCE BONDS FOR TWO YEARS FOR BELTERRA SUBDIVISION, PH. 4, SECS. 19A & 19B

Jerry Borcharding, Transportation Director gave staff recommendation. Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept road construction and drainage improvements, release of the Construction Bonds and accept the Maintenance Bonds for two years for Belterra Subdivision, Ph 4, Secs. 19A & 19B. All voting "Aye". MOTION PASSED**



30094 APPROVE VARIANCES TO ROAD DESIGN STANDARDS RELATED TO HEADWATERS-AT-BARTON-CREEK DEVELOPMENT IN PCT. 4

The variances being requested were previously approved by the Court in 2005. These variances are consistent with other design standards and have been re-examined by Staff. Staff feels these minimum standards meet the needs of the development regarding ROW width, vertical alignment, and horizontal alignment of streets. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve variances to road design standards related to Headwaters-at-Barton-Creek Development in Pct. 4. All voting "Aye". MOTION PASSED**

30095 SUB-261 BUSH RANCH, PHASE 3 SECTION 1 (2 LOTS) APPROVE PRELIMINARY PLAN

Roxie McInnis Development Services Manager gave staff recommendation. The proposed Bush Ranch Subdivision Phase 3 Section 1 is two lot division of 17.90 acres located off of U.S. Highway 290 in Precinct 4. The proposed development includes an extension of Four Star Boulevard which will be dedicated to Hays County. Both lots will be served by the West Travis County Public Utility Agency's surface water supply. Wastewater service will be provided by Hays County Municipal Utility District No. 4. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve preliminary plan of Sub-261 Bush Ranch, Phase 3 Section 1 (2 Lots). All voting "Aye". MOTION PASSED**

30096 DISCUSSION TO ADOPT A POLICY RELATED TO ELECTIONEERING ON COUNTY-OWNED PROPERTY PURSUANT TO SECTION 61.003(A) OF THE TEXAS ELECTION CODE

The purpose of this policy is to provide reasonable regulations for electioneering on county-owned property when such property is used as an election polling place. The regulations contained herein are to mitigate against any safety concerns, prevent damage to public property and ensure that the property is sufficiently available for the public. **A motion was made by Commissioner Whisenant to table to adopt a policy related to Electioneering on County-Owned Property pursuant to Section 61.003 (A) of the Texas Election Code till next week.**

30097 APPOINT MEMBERS AND ALTERNATE MEMBERS TO THE SALARY GRIEVANCE COMMITTEE PURSUANT TO SECTION 152.014 OF THE TEXAS LOCAL GOVERNMENT CODE

Counsel advises that the committee should be appointed for the remainder of this fiscal year and subsequently appointed on an annual basis. There will be an Official Summons sent out to the following individuals to appear on September 15, 2015 at 12:00 p.m.: Ekaterini Smith, Aaron Miller, Claude Billings, Parker Dubberke, Julio Mares, Deanne Bateman, Steven Reynolds, Dianna Bradsher, William Schneider, Anne Child, Jeremy Franklin, and Richard McKean, Jr.

1:30 P.M. HOLD A PUBLIC HEARING ON THE FY 2015 PROPOSED TAX INCREASE.

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Hays County Auditor Bill Herzog spoke a public hearing to vote on proposed tax increase - September 16th @ 1:30 p.m. @ Commissioner's Courtroom, 111 E. San Antonio Street, 3rd Floor.

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 11:52 a.m. and reconvened into opened court at 12:37 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Special Counsel Mark Kennedy, Chief of Staff Lon Shell, and Director of Development & Community Services Clint Garza. No action taken.

DISCUSSION OF ISSUES RELATED TO THE HAYS COUNTY JAIL, AND THE PLANNING OF PROJECTS PERTAINING TO THE PUBLIC SAFETY FACILITIES NEEDS WITHIN THE COUNTY

Cpl. Patricia Ramirez with the Hays County Sheriff's Office gave the Jail Population Report. 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 318 and peak was 327 on September 5th for the week of August 31 to September 6, 2014. The maximum female capacity is 76 inmates. Last week's average was 64 and peak was 66 on 9/1/2014. The maximum male capacity is 256 inmates. Last week's average was 254 and peak was 263 on 9/5/2014.



A motion was made by Commissioner Conley, seconded by Commissioner Jones to request for qualifications regards to the Jail Facility and Jail Facility needs current and present in Hays County (2) to develop a RFQ to look at Law Enforcement and Co-Location Communications needs in Hays County and with other stack holders in the Community (3) authorize Commissioner Conley and Commissioner Ingalsbe to invite to the Court other derestriction's that show have interest in outsourcing inmate population would look like. All voting "Aye". MOTION PASSED

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

The Burn Ban will remain in effect per recommendation of the Hays County Fire Marshal.

County Clerk's Note Agenda Item #24 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 #25 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 September 9, 2014.



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

