



STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 16<sup>TH</sup> 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
ROSE ROBINSON	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Rev. Gary L. Smith, Hunter's Glen Fellowship, San Marcos 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.

#### PUBLIC COMMENTS

Matt Ocker - Hays County Resident, Will Taff - San Marcos Resident, Lila Knight – Hays County Resident, John Leonard – Hays County Democratic Party, Sam Brannon – San Marcos Resident.

#### PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller from the Human Resources Department presented 10-year awards to the following: Marisol Villarreal-Alonzo – Auditor, Patricia Wiley – Auditor, Sylvia Boasi – Commissioner 1, Olga Martinez – County Clerk, Martin Munoz – Development & Community Services, Benjamin Moore – District Attorney, William Henry – District Judge, William Crites- Juvenile Center – Training Coordinator, Laurie Wills – Juvenile Center, Erica Tobias – Juvenile Center, Deshon Ridge – Juvenile Probation, John Spitzer – Sheriff, Maria Jackson – Sheriff, Nelson Wray – Sheriff, Jenny Acosta – Sheriff, Frank Cheatham – Sheriff, William Doran – Transportation, Alejandro Caldera – Transportation, Mark McClelland – Transportation, Tom Mayfield - Transportation.

#### 30098 PROCLAMATION RECOGNIZING THE WEEK OF SEPTEMBER 17TH - SEPTEMBER 23RD AS CONSTITUTION WEEK

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Proclamation recognizing the week of September 17<sup>th</sup> – September 23<sup>rd</sup> as Constitution Week. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting “Aye”. Commissioner Conley not present for vote. MOTION PASSED

#### 30099 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve payments of County Invoices in the amount of \$682,324.07 as submitted by the County Auditor. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting “Aye”. Commissioner Conley not present for vote. MOTION PASSED

#### 30100 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 9, 2014

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of September 9, 2014 as presented by the County Clerk. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting “Aye”. Commissioner Conley not present for vote. MOTION PASSED

#### 30101 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AN AWARD FROM THE BUREAU OF JUSTICE ASSISTANCE (BJA) FOR THE FY2014 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) IN THE AMOUNT OF \$52,379.00

On April 29, 2014 the Commissioners Court authorized submission of a grant application to the U.S. Department of Justice, Bureau of Justice Assistance (BJA) for FY14 funding under the State Criminal Alien Assistance Program (SCAAP). SCAAP provides federal payments to State and local entities for partial reimbursement of costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions and that are jailed for at least 4 consecutive days. Acceptance is done through internet on-line access to Grant



Management System (GMS). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to accept an award from the Bureau of Justice Assistance (BJA) for the FY2014 State Criminal Alien Assistance Program (SCAAP) in the amount of \$52,379.00. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30102 APPROVE SPECIFICATION FOR RFQ#2015-P01, ENGINEERING SERVICES, FOR THE CEDAR OAK MESA WATER SUPPLY CORPORATION - COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT, AND AUTHORIZE PURCHASING TO SOLICIT FOR QUALIFICATIONS AND ADVERTISE**

On September 25, 2012 the Commissioners Court authorized a grant application to the Texas Department of Agriculture (TDA), Texas Community Development Block Grant (TxCDBG) for funding for water system improvements within the Cedar Oak Mesa Water Supply Corporation (COMWSC) service area near Wimberley. Notice of award for this grant has been received from the TDA, with a contractual agreement to follow in the next few weeks. The pending agreement allows pre-agreement services to be enlisted to expedite project implementation. RFQ#2015-P01 involves the solicitation for engineering services to provide design, bidding and construction document preparation, and construction oversight once the project is underway. Funding for engineering services will be covered by grant funds from the TxCDBG program and matching funds provided by the COMWSC. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve specification for RFQ#2015-P01, Engineering Services, for the Cedar Oak Mesa Water Supply Corporation - Community Development Block Grant Program project, and authorize Purchasing to solicit for qualifications and advertise. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30103 APPROVE SPECIFICATION FOR RFP#2015-P02, MANAGEMENT SERVICES, FOR THE CEDAR OAK MESA WATER SUPPLY CORPORATION - COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT, AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSALS AND ADVERTISE**

On September 25, 2012 the Commissioners Court authorized a grant application to the Texas Department of Agriculture (TDA), Texas Community Development Block Grant (TxCDBG) for funding for water system improvements within the Cedar Oak Mesa Water Supply Corporation (COMWSC) service area near Wimberley. Notice of award for this grant has been received from the TDA, with a contractual agreement to follow in the next few weeks. The pending agreement allows pre-agreement services to be enlisted to expedite project implementation. RFP#2015-P02 involves the solicitation for management services to provide project coordination and grant administration for compliance with various aspects of this TxCDBG program project. Funding for management services will be covered by grant funds from the TxCDBG program and matching funds provided by the COMWSC. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve specification for RFP#2015-P02, Management Services, for the Cedar Oak Mesa Water Supply Corporation - Community Development Block Grant Program project, and authorize Purchasing to solicit for proposals and advertise. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30104 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Utility Permits 930 for Bunton Lane issue to County Line SUD (water line); Permit 931 for South Plum Creek Road to County Line SUD (water line); Permit 932 for Mathias Lane issue to Goforth SUD (water line). Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30105 AMEND THE EXTENSION OFFICE OPERATING BUDGET FOR ADDITIONAL CONTINUING EDUCATION EXPENSES**

Additional funds are needed to reimburse the Extension Agents for the Texas Association of Extension 4H Agents conference (2 attendees), and the Texas Association of Family and Consumer Sciences conference (1 attendee). Savings within their budget has been identified to cover these costs. Amount required \$606. Increase Cont Ed: 001-660-00.5551 - \$606; Decrease General Supplies: 001-660-00.5201 - (\$100); Decrease Fuel: 001-660-00.5271 - (\$356); Decrease Vehicle Maint: 001-660-00.5413 - (\$150). A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend the Extension Office operating budget for additional continuing education expenses. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED



**30106 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AND EXECUTE A GRANT AWARD FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT FOR THE FY14 EMERGENCY MANAGEMENT PERFORMANCE GRANT IN THE AMOUNT OF \$19,338.00**

On January 21, 2014 the Commissioners' Court authorized submission of a grant application to the Texas Department of Public Safety (TXDPS), Texas Division of Emergency Management (TDEM) for funding to support a portion of the salary and benefits for the Hays County Emergency Management Coordinator. The period of the grant is October 1, 2013 to March 31, 2015. The attached Notice of Grant Award is due back signed by the authorized official within 45 days of the date of the letter. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to accept and execute a grant award from the Texas Department of Public Safety, Division of Emergency Management for the FY14 Emergency Management Performance Grant in the amount of \$19,338.00. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED**

**30107 ACCEPT A \$100.00 DONATION TO THE SHERIFFS' OFFICE COMMUNITY OUTREACH PROGRAM AND AMEND THE BUDGET ACCORDINGLY**

The Sheriff's Office received a donation in the amount of \$100.00 from Mr. and Mrs. Devereaux and request to use those funds for crime prevention expenses 052-618-00.5222; Increase Revenue: 052-618-00.4610; Increase Expense: 052-618-00.5222. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept a \$100.00 donation to the Sheriffs' Office Community Outreach Program and amend the budget accordingly. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED**

**30108 AUTHORIZE ACCEPTANCE OF A QUOTE/PROPOSAL FROM SWCA ENVIRONMENTAL CONSULTANTS FOR A CULTURAL RESOURCE/ ARCHEOLOGICAL SURVEY AT THE DAHLSTROM RANCH PUBLIC ACCESS AREA (HOWE PASTURE), IN THE AMOUNT OF \$9,750.00**

A cultural resource/archeological survey of the Dahlstrom Ranch Public Access Area (Howe Pasture) is required under a grant from the Texas Parks and Wildlife Department, Recreation Grants Branch, Texas Recreational Trail Fund, prior to development of the site. The source of funding for this grant is from the National Recreational Trails Fund (federal), which requires compliance with Section 106 of the National Historic Preservation Act. The Texas Historical Commission is also subsequently requiring a survey in accord with the Antiquities Code of Texas. A brief scope of work was developed, along with a quote/proposal form including cost and time frame. Five firms were solicited, and five proposals received, for conducting the survey. SWCA Environmental Consultants, Austin, Texas submitted the apparent best cost/scope of work proposal with a time frame acceptable for the project. Proposals were reviewed with the Purchasing Office, and staff recommends acceptance of the proposal from SWCA Environmental Consultants, in the amount of \$9,750.00. Funding for the survey will be from the TPWD grant Proceeds Amount required \$9,750.00. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize acceptance of a quote/proposal from SWCA Environmental Consultants for a Cultural Resource/ Archeological Survey at the Dahlstrom Ranch public access area (Howe Pasture), in the amount of \$9,750.00. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED**

**30109 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 240 CIRCLE DRIVE, WIMBERLEY, TX**

Martha Burke is proposing an RV park that will include 3 RV spaces in Precinct 3. The on-site sewage facility was designed by Jim Conner, R.S. for a daily flow rate of 300 gallons. The property is 10 acres in size in the Burnett Ranch Subdivision. This on-site sewage facility is composed of a 25% oversized standard treatment system with a low pressure dosed mounded dispersal field. The water supply will be private water well. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize to authorize Institutional OSSF Permit at 240 Circle Drive, Wimberley, TX. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED**

**30110 APPROVE SPECIFICATIONS FOR RFQ 2015-P03 REQUEST FOR QUALIFICATIONS FOR PROGRAM MANAGER FOR HAYS COUNTY LAW ENFORCEMENT CENTER & 911 CENTER AND AUTHORIZE PURCHASING TO SOLICIT FOR QUALIFICATIONS AND ADVERTISE**

**A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve specifications for RFQ 2015-P03 Request for Qualifications for Program Manager for Hays County Law Enforcement Center & 911 Center and authorize Purchasing to solicit for qualifications and advertise.**



Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30111 APPROVE SPECIFICATIONS FOR RFQ 2015-P04 PROGRAM MANAGER FOR CONTINUING NEEDS AND CAPITAL IMPROVEMENTS FOR THE HAYS COUNTY JAIL AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Specifications for RFQ 2015-P04 Program Manager for Continuing Needs and Capital Improvements for the Hays County Jail and authorize Purchasing to solicit for proposal and advertise. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30112 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LETTER AMENDMENT TO THE LOCATION USE AGREEMENT BETWEEN HAYS COUNTY AND ABC STUDIOS RELATED TO AN ADDITIONAL FILMING SITE LOCATED AT THE HAYS COUNTY COURTHOUSE**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a letter amendment to the Location Use Agreement between Hays County and ABC Studios related to an additional filming site located at the Hays County Courthouse. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30113 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR ON-LINE COMPUTER SERVICES RELATED TO THE CERTIFICATION OF VITAL RECORDS IN THE COUNTY CLERK'S OFFICE**

This is a renewal of a contract with the Texas Department of State Health Services that allows the County clerk's Office to provide Birth Certificates for anyone born in the State of Texas through an on-line connection with DSHS Vital Statistics Unit. The State is reimbursed a small portion of the fee charged by the County for each birth certificate issued. This contract will renew a similar agreement with DSHS that was valid from September, 1, 2012 to August 31, 2014. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a contract with the Texas Department of State Health Services for on-line computer services related to the certification of Vital Records in the County Clerk's office. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30114 AUTHORIZE THE JUDGE TO SIGN A LETTER REQUESTING A WAIVER OF LOCAL MATCHING FUND REGARDING OFF-SYSTEM BRIDGE REPLACEMENT PROGRAM RELATED TO REPLACEMENT OF A CREEK ROAD BRIDGE OVER ONION CREEK IN PRECINCT 4**

TXDOT has determined that this bridge needs to be replaced and is soon to be designed. Today's Court action will request waiver of matching funds estimated to be \$25,000. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Judge to sign a letter requesting a Waiver of Local Matching Fund regarding Off-System Bridge replacement program related to replacement of a Creek Road Bridge over Onion Creek in Precinct 4. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30115 CALL FOR A PUBLIC HEARING ON OCTOBER 28, 2014 RELATED TO THE IMPROVEMENTS TO THE ROADS WITHIN THE MOUNTAIN CREST SUBDIVISION WITH INCLUDES ROADS OTHER THAN MOUNTAIN CREST DRIVE IN PRECINCT 3 PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE, AND AUTHORIZE THE OFFICE OF GENERAL COUNSEL TO PUBLISH NOTICE OF SAID HEARING**

Commissioner of Precinct 3 proposes to have public hearing to address questions and concerns citizens may have related to this project. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to call for a public hearing on October 28, 2014 related to the improvements to the roads within the Mountain Crest Subdivision with includes roads other than Mountain Crest Drive in Precinct 3 pursuant to Chapter 253 of the Texas Transportation Code, and authorize the Office of General Counsel to publish notice of said hearing. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED



**30116 CALL FOR A PUBLIC HEARING ON OCTOBER 28, 2014 RELATED TO THE IMPROVEMENTS OF BILL KUYKENDALL ROAD IN PRECINCTS 2 AND 4 PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE, AND AUTHORIZE THE OFFICE OF GENERAL COUNSEL TO PUBLISH NOTICE OF SAID HEARING**

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on October 28, 2014 related to the improvements of Bill Kuykendall Road in Precincts 2 and 4 pursuant to Chapter 253 of the Texas Transportation Code, and authorize the Office of General Counsel to publish notice of said hearing. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30117 HOLD A PUBLIC HEARING; SUB-238 RESUBDIVISION OF LOT 5, PANTHER CREEK (2 LOTS) AND APPROVE FINAL PLAT**

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Roxie McInnis Development Services Manager gave staff recommendation. Panther Creek is a recorded subdivision located off of Elder Hill Road in Precinct 3. The proposed re-plat will divide the 50.00 acre lot into two lots. Water service will be provided by private wells and wastewater treatment will be accomplished by individual on-site sewage facilities. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve final plat of Resubdivision Lt 5 Panther Creek. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30118 HOLD A PUBLIC HEARING; 12-2-33 REPLAT OF A PORTION OF LOT 1, TRIPLE R RANCHETTES AND APPROVE FINAL PLAT;**

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Roxie McInnis Development Services Manager gave staff recommendation. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve replat portion of Lot 1, Triple R Ranchettes. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30119 APPROVE OF PHASING AGREEMENT FOR THE HEADWATERS AT BARTON CREEK DEVELOPMENT**

Clint Garza Director of Community and Development Services spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to consider approval of phasing agreement for the Headwaters at Barton Creek Development. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30120 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND RVI PLANNING AND LANDSCAPE ARCHITECTURE, RELATED TO RFQ#2014-P01 "PARKS DESIGN AND CONSTRUCTION" FOR THE JACOB'S WELL NATURAL AREA AND DAHLSTROM RANCH PUBLIC ACCESS AREA**

Jeff Hauff Grants Director spoke. 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 RVi Planning and Landscape Architecture, related to RFQ#2014-P01 "Parks Design and Construction" for the Jacob's Well Natural Area and Dahlstrom Ranch Public Access Area. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30121 ADOPT A POLICY RELATED TO ELECTIONEERING ON COUNTY-OWNED PROPERTY PURSUANT TO SECTION 61.003(A) OF THE TEXAS ELECTION CODE**

Commissioner Whisenant spoke and would like to appoint a 2 person committee one with Jon Leonard with the Hays County Democratic Party and Russell Hayter with the Hays County Republic Party. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones for the Court to appoint Jon Leonard of the Democratic Party and Russell Hayter of the Republican Party along with Commissioner Ingalsbe and Commissioner Whisenant to develop policy for Electioneering on County-Owned Property Pursuant to Section 61.003(A) of the Texas Election Code with recommendation by Elections Administrator for the convenience of Vote Centers commencing June 2015. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED



**30122 ACCEPT RECOMMENDATIONS FROM THE SALARY GRIEVANCE COMMITTEE, PURSUANT TO CHAPTER 152 OF THE TEXAS GOVERNMENT CODE**

Chief of Staff Lon Shell and General Counsel Mark Kenney spoke. Salary Grievance Committee met on September 15, 2014 at 12 p.m. at the County Courthouse on the third floor in Commissioners Court. Pursuant to the Texas Government Code- Section 152.01 (a) In each County there is a salary grievance committee composed of the County Judge and (1) The sheriff, County Tax Assessor-Collector, County Treasurer, County Clerk, District Clerk, County Attorney or Criminal District Attorney, and the number of public members necessary to provide nine voting members; or (2) nine public members. (b) The county judge is chairman of the committee, but is not entitled to vote. (c) Public members must be residents of the county. Two Elected Officials are grieved their salaries- Luanne Caraway – Hays County Tax Assessor/ Collector and Ron Hood – Constable Pct. 4. A unanimous vote from the committee will result in a salary increase. Six to 8 votes will only be a recommendation for the Court to consider. Anything below that is not recommended to the Court. Luanne Caraway – Hays County Tax Assessor-Collector spoke. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept recommendations from the Salary Grievance Committee, Pursuant to Chapter 152 of the Texas Government Code. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting “Aye”. Commissioner Conley not present for vote. MOTION PASSED**

**1:30P.M.-HOLD A PUBLIC HEARING ON THE FY 2015 HAYS COUNTY PROPOSED BUDGET**

Judge Cobb opened public hearing. Jane Moore – Hays County Food Bank, Karen Brown & Lee Ikle with Child Protective Board, Will Taff – San Marcos Resident, Sam Brannon - San Marcos Resident, Grace Davis – Hays Caldwell Drug Abuse, Hays County Constable Pct 3. Darrell Ayers and Hays County Constable James Kohler spoke. Judge Cobb closed public hearing. This budget will raise more revenue from property taxes than last year's budget by an amount of \$3,651,827 which is a 6.32% increase from last year's budget, and of that amount \$2,579,594 is tax revenue to be raised from new property added to the tax roll this year.

**30123 INCREASE THE SET SALARIES FOR FY 2015 FOR THE TAX ASSESSOR/COLLECTOR AND CONSTABLE PCT. 4; SET THE FY 2015 SALARIES AND ALLOWANCES FOR HAYS COUNTY ELECTED OFFICIALS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to take \$22,754 out of Countywide Continuous for the increase of the Hays County Tax Assessor/Collector and Constable Pct. 4 as recommended by the Salary Grievance Committee. All voting “Aye”. **MOTION PASSED**

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to set the FY 2015 salaries and allowances for Hays County Elected Officials. All voting “Aye”. **MOTION PASSED**

**30124 TO ADOPT THE MERIT POOL POLICY**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adopt the Merit Pool Policy for FY 2015. All voting “Aye”. **MOTION PASSED**

**30125 ADOPT THE FY 2015 HAYS COUNTY BUDGET AFTER MAKING ANY FINAL CHANGES**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adopt the FY 2015 Hays County Budget after making any final changes. All voting “Aye”. **MOTION PASSED**

**30126 RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FY 2015 HAYS COUNTY BUDGET**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify the property tax increase reflected in the FY 2015 Hays County budget. All voting “Aye”. **MOTION PASSED**

**30127 APPROVE AN ORDER ADOPTING THE TAX RATE FOR FY 2015 AND LEVY THE TAXES**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve that the property tax rate be increased by the adoption of a tax rate of 46.90, which is effectively a 3.58% increase in tax rate. All voting “Aye”. **MOTION PASSED**



**30128 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A GEOSPATIAL DATA INTERLOCAL CONTRACT BETWEEN HAYS COUNTY AND CAPITAL AREA COUNCIL OF GOVERNMENTS ("CAPCOG") FOR GEOMAP 2015 WORK**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Geospatial Data Interlocal Contract between Hays County and Capital Area Council of Governments ("CAPCOG") for Geomap 2015 work. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

**30129 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE, OR VALUE OF REAL PROPERTY RELATED TO RIGHT OF WAY ACQUISITION AT THE INTERSECTION OF YARRINGTON AND IH35**

Court convened into Executive Session at 12:01 p.m. and reconvened into opened court at 12:05 p.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 Ellie Dietz. A motion was made by Commissioner Ingalsbe, seconded by Commissioner to move that the Hays County Commissioners Court, on behalf of Hays County, Texas authorize the use of the power of eminent domain to acquire parcels 2 (0.481 acre tract) and parcel 4 ( 3.275 acre tract) located on Southeast corner of IH 35 and Yarrington Rd. to safety of the traveling public and for necessary ROW & Road improvements to Yarrington Road @ IH 35 in Hays County, Texas. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. 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 1:12 p.m. and reconvened into opened court at 1:30 p.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 Development and Community Services Director Clint Garza. No action taken.

**EXECUTIVE SESSION PURSUANT TO SECTION 551.071 AND 551.076 OF THE TEXAS GOVERNMENT CODE: DELIBERATION REGARDING SECURITY DEVICES IN THE HAYS COUNTY LAW ENFORCEMENT CENTER ON UHLAND ROAD IN SAN MARCOS, TEXAS**

Court convened into Executive Session at 11:15 a.m. and reconvened into opened court at 12:00 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Hays County Sheriff Gary Cutler. 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**

Captain Mark Cumberland 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 304 and peak was 317 on September 10th for the week of September 7 to September 13, 2014. The maximum female capacity is 76 inmates. Last week's average was 55 and peak was 60 on 9/7/2014. The maximum male capacity is 256 inmates. Last week's average was 249 and peak was 260 on 9/10/2014. Judge Cobb thank the Sheriff Office Staff for keeping the jail in compliance.

**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 # 38 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 #39 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 16, 2014.



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

