



STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 23<sup>RD</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
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

Alan Cameron – San Marcos resident spoke of the Veteran's Services provided in Hays County.

#### PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller from Human Resources spoke of employees who have worked with Hays County for 15 years. Judge Cobb gave the Service Awards to: Richard (Rick) Roberts – District Judge's Office, Gary Steel – District Judge, Brenda Smith – Associate District Judge, Steve Lucio – Facility Maintenance, Linda Duran – County Clerk's Office, Kathrine Weiss – Development & Community Services Office, Debra Zoerb – District Attorney's Office, Tammy Crosby – District Clerk's Office, Beth Smith – JP Pct. 2, Denise Lewis – Sheriff's Office, Michael Mallow – Sheriff's Office, James Henry – Sheriff's Office, Barbara Thompson-Key – Sheriff's Office, Ronald Strain – Sheriff's Office, Jesse Hernandez – Sheriff's Office, Kelly Woodard – Sheriff's Office, Nancy Heathman – Tax Office, Stanley Schulz – Transportation Dept., Timothy Vandevorde – Transportation Dept., Mario Garcia – Transportation Dept.

#### 30130 ADOPT A PROCLAMATION DECLARING TUESDAY, OCTOBER 7, 2014 AS NATIONAL NIGHT OUT

Hays County Sheriff Gary Cutler spoke of the 60 area communities hosting National Night Out throughout Hays County. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Proclamation declaring Tuesday, October 7, 2014 as National Night Out. All voting "Aye". MOTION PASSED

#### 30131 ADOPT A PROCLAMATION DECLARING THE MONTH OF OCTOBER, 2014 AS NATIONAL DOMESTIC AND TEEN DATING VIOLENCE AWARENESS MONTH

Jeri Skrocki of the Hays County Sheriff's Office spoke of the numbers of cases reported and the number of cases under reported of violence against men. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation declaring the Month of October, 2014 as National Domestic and Teen Dating Violence Awareness Month. All voting "Aye". MOTION PASSED

#### 30132 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve County Invoices in the amount of \$374,399.83 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

#### 30133 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 16, 2014

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of September 16, 2014 as presented by the County Clerk. All voting "Aye". MOTION PASSED



**30134      AUTHORIZE THE COUNTY JUDGE TO ACCEPT A GRANT AWARD FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE VETERANS COURT PROGRAM IN THE AMOUNT OF \$99,997.00 AND AMEND THE BUDGET ACCORDINGLY**

County Court at Law Judge Linda Rodriguez spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to accept a grant award from the Office of the Governor, Criminal Justice Division for the Veterans Court Program in the amount of \$99,997.00 and amend the budget accordingly. All voting "Aye". MOTION PASSED

**30135      AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT RENEWAL WITH THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR THE IMMUNIZATION PROGRAM IN THE AMOUNT OF \$192,341.00**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a contract renewal with the Department of State Health Services (DSHS) for the Immunization Program in the amount of \$192,341.00. All voting "Aye". MOTION PASSED

**30136      AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT RENEWAL WITH THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR \$22,618.00 IN FEDERAL FUNDING AND \$26,580.00 IN STATE FUNDING FOR THE TUBERCULOSIS PROGRAM IN THE HAYS COUNTY LOCAL HEALTH DEPARTMENT**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a contract renewal with the Department of State Health Services (DSHS) for \$22,618.00 in Federal funding and \$26,580.00 in State funding for the Tuberculosis Program in the Hays County Local Health Department. All voting "Aye". MOTION PASSED

**30137      AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT RENEWAL WITH THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR THE PUBLIC HEALTH EMERGENCY PREPAREDNESS (PHEP) PROGRAM IN THE AMOUNT OF \$121,300.00**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute a contract renewal with the Department of State Health Services (DSHS) for the Public Health Emergency Preparedness (PHEP) Program in the amount of \$121,300.00. All voting "Aye". MOTION PASSED

**30138      AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT RENEWAL WITH THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR THE RLSS/LOCAL PUBLIC HEALTH SERVICES (LPHS) PROGRAM IN THE AMOUNT OF \$51,463.00**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute a contract renewal with the Department of State Health Services (DSHS) for the RLSS/Local Public Health Services (LPHS) Program in the amount of \$51,463.00. All voting "Aye". MOTION PASSED

**30139      AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL CONTRACT FOR THE NEXT GENERATION 9-1-1 DATABASE PROGRAM WITH THE CAPITAL AREA EMERGENCY COMMUNICATIONS DISTRICT (CAECD) FOR EMERGENCY COMMUNICATIONS GEOGRAPHIC INFORMATION SYSTEM (GIS) SERVICES TO BE PROVIDED BY THE COUNTY IN THE AMOUNT OF \$153,536.00**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute an Interlocal Contract for the Next Generation 9-1-1 Database Program with the Capital Area Emergency Communications District (CAECD) for emergency communications Geographic Information System (GIS) services to be provided by the County in the amount of \$153,536.00. All voting "Aye". MOTION PASSED



**30140            AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL CONTRACT FOR THE PUBLIC SAFETY ANSWERING POINT MAINTENANCE, EQUIPMENT AND TRAINING PROGRAM WITH THE CAPITAL AREA EMERGENCY COMMUNICATIONS DISTRICT (CAECD) IN THE AMOUNT OF \$3,000.00**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute an Interlocal Contract for the Public Safety Answering Point Maintenance, Equipment and Training Program with the Capital Area Emergency Communications District (CAECD) in the amount of \$3,000.00. All voting "Aye". MOTION PASSED

**30141            APPROVE THE REAPPOINTMENT OF JOE LOVELACE TO THE BOARD OF TRUSTEES OF THE HILL COUNTRY MHDD CENTER**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve the reappointment of Joe Lovelace to the Board of Trustees of the Hill Country MHDD Center. All voting "Aye". MOTION PASSED

**30142            APPROVE SPECIFICATIONS FOR IFB 2015-B03 HAULING OF SOLID WASTE AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Specifications for IFB 2015-B03 Hauling of Solid Waste and authorize Purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED

**30143            APPROVE SPECIFICATIONS FOR IFB 2015-B02 DUMPSTERS COUNTYWIDE AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Specifications for IFB 2015-B02 Dumpsters Countywide and authorize Purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED

**30144            APPROVE TO HOLD ON-LINE AUCTION WITH RENE BATES AUCTIONEERS. THE AUCTION WILL START SEPTEMBER 29 AND RUN THROUGH OCTOBER 13, 2014**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve to hold on-line auction with Rene Bates Auctioneers. The auction will start September 29 and run through October 13, 2014. All voting "Aye". MOTION PASSED

**30145            APPROVE A RESOLUTION CERTIFYING THAT THE COUNTY HAS APPROVED A \$13,000.00 GRANT FOR FY 2015 TO COMBINED COMMUNITY ACTION, AN ORGANIZATION THAT PROVIDES HOME DELIVERED MEALS TO HOMEBOUND PERSONS IN THE COUNTY THAT ARE ELDERLY OR HAVE A DISABILITY**

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve a resolution certifying that the County has approved a \$13,000.00 grant for FY 2015 to Combined Community Action, an organization that provides home delivered meals to homebound persons in the County that are elderly or have a disability. All voting "Aye". MOTION PASSED

**30146            AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 31560 RR 12, DRIPPING SPRINGS, TX**

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize Institutional OSSF Permit at 31560 RR 12, Dripping Springs, TX. All voting "Aye". MOTION PASSED

**30147            APPOINT ROXIE MCINNIS TO REPLACE CLINT GARZA ON THE SAN MARCOS MAIN STREET PROGRAM BOARD**

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to appoint Roxie McInnis to replace Clint Garza on the San Marcos Main Street Program Board. All voting "Aye". MOTION PASSED



**30148 ACCEPT CONTRIBUTIONS FROM HEB & SAM'S CLUB TO THE PARKS DEPARTMENT FOR THE JACOB'S WELL GRAND OPENING AND AMEND THE BUDGET ACCORDINGLY**

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept contributions from HEB & Sam's Club to the Parks Department for the Jacob's Well Grand Opening and amend the budget accordingly. All voting "Aye". MOTION PASSED

**30149 AMEND VARIOUS DEPARTMENTAL BUDGETS IN PREPARATION FOR THE COUNTY'S FY2014 YEAR-END PROCESS**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend various departmental budgets in preparation for the County's FY2014 year-end process. All voting "Aye". MOTION PASSED

**30150 AMEND THE GENERAL COUNSEL OPERATING BUDGET FOR ADMINISTRATIVE TRAVEL EXPENSES**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend the General Counsel operating budget for administrative travel expenses. All voting "Aye". MOTION PASSED

**30151 ACCEPT THE DONATION OF ONE (1) GLOBAL INDUSTRIAL MODEL WG238321GY 1/4 CU YD GRAY HEAVY DUTY SELF DUMPING FORKLIFT HOPPER VALUED AT \$400.00, FROM PEGGY GEARY TO HAYS COUNTY DEVELOPMENT AND COMMUNITY SERVICES, SOLID WASTE AND RECYCLING DEPARTMENT TO BE USED AT THE WIMBERLEY TRANSFER STATION AND AMEND THE BUDGET ACCORDINGLY**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept the donation of one (1) Global Industrial Model WG238321GY 1/4 Cu Yd Gray Heavy Duty Self Dumping Forklift Hopper valued at \$400.00, from Peggy Geary to Hays County Development and Community Services, Solid Waste and Recycling Department to be used at the Wimberley Transfer station and amend the budget accordingly. All voting "Aye". MOTION PASSED

**30152 AUTHORIZE THE VETERAN'S OFFICE TO CONTINUE TEMPORARY PERSONNEL TO DOUBLE FILL THE ADMINISTRATIVE ASSISTANT, SLOT 0273-024 THROUGH OCTOBER 31<sup>ST</sup>**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Veteran's Office to continue temporary personnel to double fill the Administrative Assistant, slot 0273-024 through October 31st. All voting "Aye". MOTION PASSED

**30153 AWARD INDIGENT CEMETERY PRIVACY FENCE CONTRACT TO THE FENCE LADY IN THE AMOUNT OF \$10,500**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to award Indigent Cemetery privacy fence contract to The Fence Lady in the amount of \$10,500. All voting "Aye". MOTION PASSED

**30154 AUTHORIZE THE AUDITOR'S OFFICE TO PROCESS PAYMENTS AND RATIFY PRIOR PAYMENTS FROM COUNTY WIDE CONTINGENCIES FOR WATER RELATED ISSUES AT THE HAYS COUNTY GOVERNMENT CENTER**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Auditor's Office to process payments and ratify prior payments from County Wide contingencies for water related issues at the Hays County Government Center. All voting "Aye". MOTION PASSED



**30155 HOLD A PUBLIC HEARING TO ESTABLISH TRAFFIC REGULATIONS (SET SPEED LIMIT) ON MT. SHARP RD, FROM PUMP STATION RD TO JACOBS WELL RD**

Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. Jerry Borcharding Transportation Director gave staff recommendation. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant, to establish traffic regulations (set speed limit) on Mt. Sharp Rd, from Pump Station Rd to Jacobs Well Rd. All voting "Aye". MOTION PASSED**

**30156 HOLD A PUBLIC HEARING FOR PLACEMENT OF NO PARKING SIGNS ALONG BOTH SIDES OF NARROWS ROAD**

Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. Jerry Borcharding Transportation Director gave staff recommendation. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant for placement of NO PARKING signs along both sides of Narrows Road. All voting "Aye". MOTION PASSED**

**30157 CALL FOR A PUBLIC HEARING ON OCTOBER 7, 2014 TO ESTABLISH TRAFFIC REGULATIONS (STOP SIGN) ON GRAEF RD**

**A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to call for a public hearing on October 7, 2014 to establish traffic regulations (stop sign) on Graef Rd. All voting "Aye". MOTION PASSED**

**30158 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH AULICK AND ASSOCIATES, LLC FOR PROFESSIONAL PLANNING SERVICES, AS NEEDED, IN FY 2015 IN AN AMOUNT NOT TO EXCEED \$30,000**

Jerry Borcharding Transportation Director spoke and gave staff recommendation. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute a Professional Services Agreement with Aulick and Associates, LLC for Professional Planning Services, as needed, in FY 2015 in an amount not to exceed \$30,000. All voting "Aye". MOTION PASSED**

**30159 HOLD A PUBLIC HEARING RELATED TO THE IMPROVEMENTS OF BOULDER BLUFF IN PRECINCT 4 PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE**

Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. General Counsel Mark Kennedy spoke of a ballot that will be presented the County Clerk for distribution to the property owners along that road. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve the improvements of Boulder Bluff in Precinct 4 Pursuant to Chapter 253 of the Texas Transportation Code. All voting "Aye". MOTION PASSED**

**30160 ACCEPT FISCAL SURETY FOR STREET AND DRAINAGE IMPROVEMENTS FOR GREAT HILLS SECTION 5 (NUNC PRO TUNC) IN THE AMOUNT OF \$427,800.42**

Director of Development and Community Services Clint Garza spoke. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept fiscal surety for street and drainage improvements for Great Hills Section 5 (nunc pro tunc) in the amount of \$427,800.42. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED**

**30161 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A DEVELOPMENT AGREEMENT BETWEEN HAYS COUNTY, THE CITY OF SAN MARCOS, AND LAZY OAKS RANCH, LP, RELATED TO THE PROPOSED LA CIMA SUBDIVISION IN PRECINCT 3**

General Counsel Mark Kennedy spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Development Agreement between Hays County, the City of San Marcos, and Lazy Oaks Ranch, LP, related to the proposed La Cima Subdivision in Precinct 3. All voting "Aye". MOTION PASSED**



**CONTINUE A PUBLIC HEARING RELATED TO CREATION OF THE PROPOSED LA CIMA PUBLIC IMPROVEMENT DISTRICT (PID) IN PRECINCT 3**

Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. No action for this item.

**30162 ADOPT AN ORDER, PURSUANT TO SECTIONS 372.009 AND 372.010 OF THE TEXAS LOCAL GOVERNMENT CODE, NOTING THE COURT'S FINDINGS RELATED TO THE LA CIMA PUBLIC IMPROVEMENT DISTRICT (PID) AND AUTHORIZING THE LA CIMA PID**

Patrick Rose – San Marcos resident spoke of benefits this project will bring to San Marcos. A motion was made by Commissioner Conley, seconded by Commissioner Jones to adopt an Order & Resolution pursuant to Sections 372.009 and 372.010 of the Texas Local Government Code, noting the Court's findings related to the La Cima Public Improvement District (PID) and authorizing the La Cima PID. All voting "Aye". MOTION PASSED

**30163 AUTHORIZE THE TREASURER'S OFFICE TO PAY OUT 165 COMP HOURS FOR THE BUILDING MAINTENANCE DEPARTMENT, FACILITY MAINTENANCE (FOUR) POSITIONS AND ONE LEAD FACILITY MAINTENANCE POSITION AND ALLOW THESE POSITIONS TO CARRY ADDITIONAL VACATION ACCRUALS OF 272.25, THAT EXCEED THE STANDARD 240 HOURS PER EMPLOYEE THROUGH DECEMBER 2014 AND AMEND THE BUDGET ACCORDINGLY**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Treasurer's Office to pay out 165 comp hours for the Building Maintenance Department, Facility Maintenance (four) positions and one Lead Facility Maintenance position and allow these positions to carry additional vacation accruals of 272.25, that exceed the standard 240 hours per employee through December 2014 and amend the budget accordingly. All voting "Aye". MOTION PASSED

**30164 ACTION REGARDING POSSIBLE METHODS FOR PERFORMING A MARKET ANALYSIS AND COMPENSATION SURVEY FOR ELECTED OFFICIALS AND EMPLOYEES**

Lon Shell, Chief of Staff spoke. A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to have a staff recommendation for the performing and a Market Analysis and compensation survey for Elected Officials and Employees Lon Shell, Chief of Staff, General Counsel Mark Kennedy, Shari Miller with the Human Resource Department, Dee Dee Bean Human Resource Director and Hays County Auditor Bill Herzog. All voting "Aye". MOTION PASSED

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

Capt. Mark Cumberland of the Sheriff's Office gave the Jail 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 306 and peak was 328 on September 19, 2014 for the week of September 14, 2014 to September 20, 2014. The maximum female capacity is 56 inmates. Last week's average was 58 and peak was 64 on 09/19/2014. The maximum male capacity is 276 inmates. Last week's average was 248 and peak was 264 on 09/19/2014.

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

Judge Cobb advised that today's Drought Index is at 272. Therefore, the Burn Ban will remain lifted. Judge Cobb urged the citizens, when doing outside burning, to use extreme caution.

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

Laura Harris of HNTB gave the monthly update via PowerPoint presentation.



**County Clerk's Note Agenda Item #41 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 23, 2014.



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

