



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 10TH DAY OF FEBRUARY A.D., 2015, 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.

30424 SWEARING-IN AND CONFIRMATION OF MEMBERS TO THE HAYS COUNTY HISTORICAL COMMISSION

Kate Johnson of the Hays County Historical Commission spoke. The confirmation of all members for the current Hays County Historical Commission is required in odd-numbered years thus securing a two-year commitment from each member. Members are Diana Baker Mark Jackson, Eric Beckers, Melody Jaramio, Delbert Bassett, Kate Johnson, Marie Bassett, Jeff Jordan, Sue Cohen, Richard Kidd, Linda Coker, Lila Knight, Cathy Dillon, Jo Landon, Robert Frizzell, SarahAnn Lowther, Irma Gaitan, Renee Luna, Eddie Gumbert, Jerry T. Moore, Dorothy Gumbert, Karen Moore, Betty Harrison, Ralph Randow, Shelley Henry, Trisha Randow, Carmen Imel, Ofelia Vasquez-Philo, Charlie Willis, Jim Cullen and Luanne Cullen. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to appoint members of the Hays County Historical Commission. All voting "Aye". MOTION PASSED**

30425 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 \$1,684,067.60 as submitted by the County Auditor. All voting "Aye". **MOTION PASSED**

30426 APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 3, 2015

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of February 3, 2015 as presented by the County Clerk. All voting "Aye". **MOTION PASSED**

30427 APPROVE THE DONATION OF 4 DESKTOP COMPUTERS, MONITORS, AND KEYBOARDS TO THE PATRICK HENRY CHAPTER OF THE TEXAS SOCIETY OF THE SONS OF THE AMERICAN REVOLUTION PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE

Jude Prather, Hays County Veterans Service Officer and Jim Clements spoke of this donation. County inventory of older desktop computers are sometimes by request donated to nonprofits. These four systems are ready for transfer pending Commissioners Court approval. The hard drives for all systems were purged of all data with Copy Wipe program. Drives were also over written with a fresh install of Open Source Operating System. These computers will help Operation Ancestor Search, which is a free genealogy program offered to injured service members in military hospitals across the country. Started by the National Society, Sons of the American Revolution, with participation by chapters such as Patrick Henry, Operation Ancestor Search helps the veteran, their families, and caretakers discover their roots and better understand themselves through family history. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve the donation of 4 Desktop Computers, Monitors, and Keyboards to the Patrick Henry Chapter of the Texas Society of the Sons of the American Revolution pursuant to section 263.152 of the Texas Local Government Code. All voting "Aye". MOTION PASSED**



30428 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT TO ACCEPT PROPOSALS FOR WATER RELATED SYSTEM IMPROVEMENTS AT THE HAYS COUNTY FACILITY LOCATED AT 712 S. STAGECOACH TRAIL

Amount required \$49,715; line item number 001-645-00.5741. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Development and Community Services Department to accept proposals for water related system improvements at the Hays County Facility located at 712 S. Stagecoach Trail. All voting "Aye". MOTION PASSED

30429 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT TO ACCEPT PROPOSALS FOR WATER RELATED SYSTEM IMPROVEMENTS AT THE HAYS COUNTY FACILITY LOCATED AT 1303 UHLAND RD

Amount required \$18,750; line item number 001-645-00.5741. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Development and Community Services Department to accept proposals for water related system improvements at the Hays County Facility located at 1303 Uhland Rd. All voting "Aye". MOTION PASSED

30430 APPROVE FORM OF MODIFIED UTILITY RELOCATION AGREEMENTS FOR USE BY AGENTS OF HAYS COUNTY

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve form of modified Utility Relocation Agreements for use by agents of Hays County. All voting "Aye". MOTION PASSED

30431 ACCEPT THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) STATEMENT OF FINANCIAL POSITION AND 4TH QUARTER STATE REPORTS FOR FISCAL YEAR ENDING AUGUST 31, 2014

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept the Community Supervision and Corrections Department (CSCD) Statement of Financial Position and 4th Quarter State Reports for fiscal year ending August 31, 2014. All voting "Aye". MOTION PASSED

Clerk's Note Agenda Item #9 RE: *ACCEPTANCE OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS AND RELEASE OF THE CONSTRUCTION BOND FOR HOWARD RANCH SUBDIVISION, SEC. 3 – was pulled*

30432 ACCEPTANCE OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE CONSTRUCTION BOND, AND ACCEPTANCE OF THE MAINTENANCE BOND FOR A 2-YEAR PERIOD FOR RIM ROCK SUBDIVISION, PH. 2, SEC. 5

Jerry Borcharding, Transportation Director spoke. 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 Jones, seconded by Commissioner Whisenant to accept of road construction and drainage improvements, Release of the Construction Bond, and acceptance of the Maintenance Bond for a 2-year period for Rim Rock Subdivision, Ph. 2, Sec. 5. All voting "Aye". MOTION PASSED

30433 CALL FOR A PUBLIC HEARING ON FEBRUARY 24, 2015 TO ESTABLISH TRAFFIC REGULATIONS (NO PARKING ZONE) ALONG WOODACRE DRIVE

Establish No Parking Zone along Woodacre Drive at Jacob's Well Natural Area. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to call for a public hearing on February 24, 2015 to establish traffic regulations (NO PARKING zone) along Woodacre Drive. All voting "Aye". MOTION PASSED

**30434 CALL FOR A PUBLIC HEARING ON FEBRUARY 24, 2015 TO ESTABLISH TRAFFIC REGULATIONS (NO PARKING ZONE) ALONG CHAPARRAL DRIVE**

Establish No Parking Zone along Chaparral Drive at Jacob's Well Natural Area. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to call for a public hearing on February 24, 2015 to establish traffic regulations (NO PARKING zone) along Chaparral Drive. All voting "Aye". MOTION PASSED

30435 CALL FOR A PUBLIC HEARING ON FEBRUARY 24, 2015 TO ESTABLISH TRAFFIC REGULATIONS (NO PARKING ZONE) ALONG MT. SHARP ROAD

Establish No Parking Zone along Mt. Sharp Road at Jacob's Well Natural Area. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to call for a public hearing on February 24, 2015 to establish traffic regulations (NO PARKING zone) along Mt. Sharp Road. All voting "Aye". MOTION PASSED

30436 CALL FOR A PUBLIC HEARING ON FEBRUARY 24, 2015 TO DISCUSS FINAL PLAT APPROVAL OF THE REPLAT OF LOT D-36, DOUGLAS ESTATES SUBDIVISION

Roxie McInnis, Development Services Manager spoke and gave staff approval. Douglas Estates is a recorded subdivision located off of Bell Springs Road in Precinct 4. This subdivision was originally platted in 1974 with 40 lots. There are currently 90 taxable parcels on the CAD records. The proposed re-plat will divide the 10.04 acre lot into two residential lots, one 7.04 acre lot and one 3.0 acre lot. 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 Whisenant, seconded by Commissioner Conley to call for a public hearing on February 24, 2015 to discuss final plat approval of the Replat of Lot D-36, Douglas Estates Subdivision. All voting "Aye". MOTION PASSED

30437 PARTICIPATE IN PHASE III OF THE FLOOD FEASIBILITY AND FLOOD PROTECTION STUDY IN THE GUADALUPE-BLANCO RIVER BASIN; AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RESOLUTION IN SUPPORT OF THE GUADALUPE-BLANCO RIVER AUTHORITY'S APPLICATION FOR FLOOD PROTECTION PLANNING GRANT WITH THE TEXAS WATER DEVELOPMENT BOARD

In August 2011, the Commissioners Court approved an Interlocal Agreement with the Guadalupe-Blanco River Authority (GBRA) to participate in Phase I of a Flood Protection Planning Study in the Guadalupe-Blanco River Basin, including preliminary assessments of the Blanco River and San Marcos River. In December 2012, the Commissioners Court agreed to participate in Phase II of the study which included a more detailed investigation of the above river basins and tributaries and incorporated a comprehensive inundation model for the 5 NRCS dams /located on Sink and Purgatory Creek. Phase II is scheduled for completion in September 2015. The proposed Phase III will complete the comprehensive study by modelling the remaining small tributaries that drain the southern half of the County into the Guadalupe-Blanco River basin, in partnership with the City of Kyle and the City of Wimberley. If Hays County chooses to participate, the County portion of the local match is \$117,300.00 to be distributed equally in FY16 & FY17. Line Item number 171-691-99-051]. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to participate in Phase III of the Flood Feasibility and Flood Protection Study in the Guadalupe-Blanco River Basin; authorize the County Judge to execute a Resolution in support of the Guadalupe-Blanco River Authority's application for Flood Protection Planning Grant with the Texas Water Development Board. All voting "Aye". MOTION PASSED

30438 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE GUADALUPE BLANCO RIVER AUTHORITY TO PARTICIPATE IN THE INSTALLATION OF A USGS STREAMFLOW GAUGING STATION IN THE VICINITY OF SAN MARCOS

Clint Garza, Director of Development and Community Services spoke. By participating in an Interlocal Cooperation Agreement, San Marcos, Hays County, and GBRA can fund the installation and maintenance of a USGS streamflow gauge which will be used to assist the National Weather Service's riverine flood forecasting model. Data obtained from the gauge and modelling will assist with preparation and or mitigation of future flooding events in the area. Funding for the installation (\$8325) was approved in the FY 2015 budget. Annual maintenance per participant is expected to be \$5150. Amount required \$8325; line item number 171-691-00.5448. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute an Interlocal Agreement with the Guadalupe Blanco River Authority to participate in the installation of a USGS Streamflow Gauging Station in the vicinity of San Marcos. All voting "Aye". MOTION PASSED



30439 APPOINT A MEMBER REPRESENTING HAYS COUNTY FOR THE SOUTH CENTRAL TEXAS WATER ADVISORY COMMITTEE (SCTWAC) OF THE EDWARDS AQUIFER AUTHORITY

There is currently a vacancy on the SCTWAC for a Hays County member. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to appoint Judge Bert Cobb as a member representing Hays County for the South Central Texas Water Advisory Committee (SCTWAC) of the Edwards Aquifer Authority. Judge Cobb recused himself. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant voting "Aye". MOTION PASSED

30440 APPROVE THE DISTRICT ATTORNEY'S USE OF DRUG FORFEITURE FUNDS TO PAY THE SALARIES AND EXPENSES ASSOCIATED WITH TWO PART-TIME TEMPORARY ADMINISTRATIVE ASSISTANT I POSITIONS AND AMEND THE BUDGET ACCORDINGLY

Wes Mau, Criminal District Attorney spoke. The District Attorney is requesting the Courts authorization to hire two temporary part time Admin I positions, working 25 hours per week each at a pay rate of \$10.98 per hour, effective March 1st and ending September 30th. These positions will be paid out of current Drug Forfeiture funds received. These temporary part-time positions are needed for the new Intake Division created in January due to the Michael Morton Act. Currently the Intake Division consists of three full-time and two part-time employees. The two requested temporary part-time positions will be used to help bring in all warrant and case review cases, process and upload offense reports, as well as statements, 911 recordings, interviews, and Coban videos from seven different law enforcement agencies. In addition to these procedures, the Intake Division is now requesting medical records, Medical Examiner's complete report and a complete Lab Report from the Department of Public Safety. Having this additional man power will alleviate these duties from current intake staff allowing them to focus on new arrest cases, processing them in a more timely fashion. Funds are available within the DA Drug Forfeiture fund to process this request. Amount required \$17,927; Line Item Number 081-607-00]. A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve the District Attorney's use of Drug Forfeiture Funds to pay the salaries and expenses associated with two part-time temporary Administrative Assistant I Positions and amend the budget accordingly. All voting "Aye". 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 9:58 a.m. and reconvened into opened court at 11:03 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Director of Development and Community Services Clint Garza, Ms. Nunez and Kathryn Herndon. 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

Lt. Eric Batch of the Hays County Sheriff's Office gave staff 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 328 on February 5th for the week of February 1 to February 7, 2015. The maximum female capacity is 76 inmates. Last week's average was 57 and peak was 66 on 2/4/2015. The maximum male capacity is 256 inmates. Last week's average was 261 and peak was 270 on 2/5/2015.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Per recommendation of the Hays County Fire Marshall, Judge Cobb spoke of the Burn Ban remaining lifted.

County 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

HAYS COUNTY COMMISSIONERS' COURT MINUTES



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FEBRUARY 10, 2015

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 11:02 a.m.

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 February 10, 2015.



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

