



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 14TH DAY OF APRIL 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
ROSE ROBINSON	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Reverend Carl W. Clark, Chaplin 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

Suzanne Toshiro – Driftwood Resident, Steve Wood – Driftwood Resident, Shelly Buse – Driftwood Resident, Janice Ryals-Rodgers - Driftwood Resident made public comments.

30577 ADOPT A PROCLAMATION DECLARING APRIL 19-25, 2015 AS NATIONAL CRIME VICTIMS' RIGHTS WEEK AND SAMANTHA DEAN WEEK

Renee Sample/Victim Assistance Coordinator/Liaison spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation declaring April 19-25, 2015 as National Crime Victims' Rights Week and Samantha Dean Week. All voting "Aye". MOTION PASSED

30578 ADOPT A PROCLAMATION DECLARING APRIL 12-18, 2015 AS NATIONAL TELECOMMUNICATORS' WEEK

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation declaring April 12-18, 2015 as National Telecommunicators' Week. All voting "Aye". MOTION PASSED

30579 ADOPT A PROCLAMATION DECLARING APRIL 26-MAY 3 AS SOIL & WATER STEWARDSHIP WEEK

Cliff Caskey, San Marcos resident spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Proclamation declaring April 26-May 3 as Soil & Water Stewardship Week. All voting "Aye". MOTION PASSED

30580 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 \$912,902.19 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

30581 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 7, 2015

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of April 7, 2015 as presented by the County Clerk. All voting "Aye". MOTION PASSED



30582 AUTHORIZE THE INFORMATION TECHNOLOGY DEPARTMENT TO PURCHASE SOFTWARE AND EQUIPMENT FOR COUNTY WIDE NETWORK DIAGNOSTICS AND AMEND THE BUDGET ACCORDINGLY

Due to recent network issues, the IT Department is in need of network diagnostic tools for trouble shooting County Wide issues in order to resolve in a timely and efficient manner. Solar Winds have supplied the County with a 30 day free trial to allow our IT Department to test their product to ensure their software would offer the functionality needed. This company supports multi-vendor network equipment which is needed to service the different types of servers the County has. Additional equipment from Dell will be needed to load the software. Both vendors are on DIR state contract. Amount required \$7,150.00; Increase Computer Eqpt: 001-680-00.5712_400 \$2,680; Increase Software: 001-680-00.5718_400 \$4,470; Decrease Co-Wide contingencies: 001-645-00.5399 (\$7,150). **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Information Technology department to purchase software and equipment for County Wide network diagnostics and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30583 APPROVE UTILITY PERMITS

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve permit # 943 for Windy Hill Road to CenterPoint Energy (gas line) and permit # 944 for Springlake Drive to Dripping Springs WSC (water line) as submitted by the County Road Department. All voting "Aye". **MOTION PASSED**

30584 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR FY2015 FUNDING UNDER THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP)

This a grant that the County has been receiving for a number of years to recover some jail operations expenses associated with incarceration of undocumented criminal aliens. The FY2014 amount received was \$52, 379.00 and the FY2015 award will be determined based on the inmate data submitted with the application. The application is submitted electronically and is due on or before April 20, 2015. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to submit a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for FY2015 funding under the State Criminal Alien Assistance Program (SCAAP). All voting "Aye". MOTION PASSED**

30585 ACCEPT A DONATION IN THE AMOUNT OF \$50.00 ISSUED TO HAYS COUNTY SHERIFF'S OFFICE COMMUNICATIONS DIVISION AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office received a donation totaling \$50; from Nam Viet LLC - Sassy Nails and will be utilized by the Communications Division. The check is for supplies and material for 2015 National Telecommunicator Week that will occur April 12-18, 2015. Increase Revenue 001-618-00.4610 Contributions \$50; Increase Expense 001-618-00.5391 Miscellaneous \$50. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept a donation in the amount of \$50.00 issued to Hays County Sheriff's Office Communications Division and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30586 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT ANNUAL FUNDING FROM THE CAPITAL AREA EMERGENCY COMMUNICATIONS DISTRICT (CAPCOG) FOR 911 EMERGENCY COMMUNICATIONS SUPPLIES AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office receives annual funding from CAPCOG for PSAP supplies, maintenance or training. These funds are earmarked for the Hays County 911 Operation's needs. Amount required \$ 3,000; Increase Revenue: 001-618-00.4301 \$3,000; Increase General Supplies: 001-618-00.5201 \$3,000. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Sheriff's Office to accept annual funding from the Capital Area Emergency Communications District (CAPCOG) for 911 Emergency Communications supplies and amend the budget accordingly. All voting "Aye". MOTION PASSED**



30587 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 601 OLD OAKS RANCH ROAD , WIMBERLEY, TX

Matthew Gorman is proposing an OSSF to serve the residence cabins for a Nova Recovery Rehabilitation Center at 601 Old Oaks Ranch Road in Precinct 3. This property is 20.004 acres in size and water will be supplied by an on-site public water supply well. The components of this on-site sewage facility will be 3 lift stations, an equalization tank and proprietary aerobic treatment unit. Effluent will be dispersed to a drip irrigation field. The system was designed by David McGhee, R.S. for a maximum of 900 gpd. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Institutional OSSF Permit at 601 Old Oaks Ranch Road , Wimberley, TX. All voting "Aye". MOTION PASSED**

30588 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE EXISTING FUNDS TO SEND TWO EMPLOYEES TO THE 2015 TEXAS CRIME VICTIM SERVICE ASSOCIATION CONFERENCE IN MAY AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office would like to use existing funds to send two employees who are part of the Victims Assistance program to the 2015 TVSA Conference in South Padre Island in May. By sending two employees of this program they will have the option of learning from numerous workshops being offered. Some of the workshops include Human Trafficking, Unresolved Grief, Responding to Victims of Mass Violence, Spirituality and Religion in the lives of Survivors of Homicide Victims, Reaching Las Familias for Sexual Violence Prevention, Crime Victims with Disabilities and Stalking. All training topics will provide Victim Assistance Volunteers with tools to better service victims in Hays County. Amount required \$394.00; Decrease 001-618-99.899.5201 General Supplies (\$394.00); Increase 001-618-99.899.5551 Continuing Education \$394.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Sheriff's Office to utilize existing funds to send two employees to the 2015 Texas Crime Victim Service Association Conference in May and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30589 AUTHORIZE THE ROAD DEPARTMENT TO UTILIZE SALARY SAVINGS TO PURCHASE FOUR VEHICLES FOR THEIR ROAD CREW AND AMEND THE BUDGET ACCORDINGLY

Jerry Borcharding - Director of Transportation, General Counsel - Mark Kennedy and Hays County Auditor Bill Herzog spoke. During the FY 2015 budget process, the Road Department requested seven replacement vehicles due to mileage, age and condition. Only three were approved due to budget constraints within their Road & Bridge Fund. At this time, the Road Department has identified salary savings to fund the purchase of four additional trucks for their road crew. This purchase would reduce the amount of vehicles that will need replacing in the FY 2016 budget year. Currently there are 13 vehicles with over 200,000 miles and in poor condition. Amount requested \$91,660; Increase Vehicles_Capital: 020-710-00.5713_700 \$91,660; Decrease Staff Salaries: 020-710-00.5021 (\$91,660). **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Road Department to utilize salary savings to purchase four vehicles for their road crew and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30590 HOLD A PUBLIC HEARING TO ESTABLISH A 25 MPH SPEED LIMIT TRAFFIC REGULATION IN CROSSHOUSE RANCH ESTATES SUBDIVISION

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Jerry Borcharding, Transportation Director spoke. This action will be to establish a 25 MPH speed limit traffic regulation on all roads within the Crosshouse Ranch Estates subdivision. New signs will be up in a week. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to establish a 25 MPH speed limit traffic regulation in Crosshouse Ranch Estates subdivision. All voting "Aye". MOTION PASSED**

30591 CALL FOR A PUBLIC HEARING ON APRIL 28, 2015 TO DISCUSS FINAL PLAT APPROVAL OF THE AMENDED PLAT OF LOT 22 IN THE BIG COUNTRY SUBDIVISION

Caitlyn Hairell with Development Services County Planner spoke. Big Country is a recorded subdivision located off of Fitzhugh Road in Precinct 4. Lot 22 was platted in 1974 as 3 acre lot and was divided by metes and bounds rather than the requisite plat revision in 1994. The 1.5 acre portion has been served by a private well and on-site wastewater treatment service since 1983. Current Hays County minimum lot size requirements dictate that new lots in this area which are served by private wells and conventional on-site sewage facilities be at least 3.00 acres in size. Given the date that the parcel was created and the lot size requirements in place at that time, a variance to the county's minimum lot size requirements has been requested and will heard upon final plat approval. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on April 28, 2015 to discuss final plat approval of the Amended Plat of Lot 22 in the Big Country Subdivision. All voting "Aye". MOTION PASSED**



30592 HOLD PUBLIC HEARING FOR SUB-383 REPLAT OF A PORTION OF LOT 15B IN HURLBUT RANCH WEST (3 LOTS) AND APPROVE FINAL PLAT

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Caitlyn Hairell with Development Services County Planner spoke and gave staff recommendation. Hurlbut Ranch West is a recorded subdivision located off of McGregor Lane in Precinct 4. Lot 15B was divided by metes and bounds shortly after the plat was recorded. The proposed re-plat will divide a 26.76 acre portion of the original 57.39 acre lot into 3 lots, reflecting the survey which divided the original lot, thereby bringing these portions into compliance with Hays County Development Regulations. Water service will be provided by individual water 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 approve final plat of SUB-383 Replat of a portion of Lot 15B in Hurlbut Ranch West (3 lots). All voting "Aye". MOTION PASSED**

30593 ACCEPT BID ON LOT 90, WOODCREEK, SECTION 13, HELD IN TRUST BY WIMBERLEY ISD AND HAYS COUNTY

General Counsel, Mark Kennedy spoke. The bid is for the total amount of \$2,000 and would represent a 34% recovery of the taxes due. This bid has been approved by the Wimberley ISD and would get the property back on the tax roll. Taxes are currently due for tax years 2002-2013. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to accept bid on Lot 90, Woodcreek, Section 13, held in trust by Wimberley ISD and Hays County. All voting "Aye". MOTION PASSED**

30594 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT NUMBER 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH RVI PLANNING AND LANDSCAPE ARCHITECTURE FOR ADDITIONAL WORK AT THE JACOB'S WELL NATURAL AREA AND AMEND THE BUDGET ACCORDINGLY

Jeff Hauff, Hays County Grants Director. On September 16, 2014 Hays County entered into a Professional Services Agreement with RVI Planning and Landscape Architecture per RFQ #2014-P01 for design and construction management services for development of the Jacob's Well Natural Area (JWNA) and the Dahlstrom Ranch Public Access area. It was recently determined that past and proposed development at the JWNA will trigger requirements based on area of disturbance to prepare a Contributing Zone Plan (CZP) for TCEQ as the site lies within the Edwards Aquifer Contributing Zone. The contemplated work will most likely fall within the parameters for an Exception Request under the CZP requirements, thereby saving additional permitting and design fees. RVI has prepared a proposal to prepare the CZP package that has been reviewed and determined acceptable by staff, and it is included as the attached Amendment No. 1 to the existing Agreement. The amount of the Amendment is \$8,450.00, which includes a permit fee to TCEQ of \$500 for processing the Request. The amount was justified by hourly rates for additional services included in the original Agreement. Additionally, the existing Storm Water Pollution Prevention Plan will be updated to reflect current and proposed covered activities. If the Amendment is approved, the contract amount with RVI will be increased from a not-to-exceed amount of \$76,600.00 to \$85,050.00. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant authorize the County Judge to execute Amendment Number 1 to the Professional Services Agreement with RVI Planning and Landscape Architecture for additional work at the Jacob's Well Natural Area and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30595 APPROVE A NEW RESERVE DEPUTY CONSTABLE POSITION FOR THE PRECINCT 3 CONSTABLE'S OFFICE AND CONFIRM THE APPOINTMENT OF BLAIR MCCALL TO THE NEW POSITION

The Precinct 3 Constable's office is requesting an additional slot for a Reserve Deputy Constable to help with daily and nightly duties. This reserve deputy will also assist with the new school zone safety program which is scheduled for deployment during the summer of 2015. Blair McCall from Buda has been chosen for the new position. Officer McCall was a Lubbock Water District Police Officer and a Mustang Ridge Police Officer. In 2014 he was awarded a Life Saving Award for saving another Police Officers life in Rollingwood during the October 2014 flood. Officer McCall meets all standards for the position and has passed all background requirements. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve a new Reserve Deputy Constable position for the Precinct 3 Constable's office and confirm the appointment of Blair McCall to the new position. All voting "Aye". MOTION PASSED**

30596 AUTHORIZE THE OFFICE OF EMERGENCY MANAGEMENT TO EXECUTE A LEASE AGREEMENT WITH THE CITY OF MOUNTAIN CITY ON BEHALF OF THE HAYS COUNTY CITIZENS EMERGENCY RESPONSE TEAM

Kharley Smith Director of Emergency Management spoke. In an effort to promote growth and facilitate organization within the Hays County Citizens Emergency Response Team, office space has proven necessary. The City of Mountain City has graciously offered to allow the Hays County Office of Emergency Management to lease the Old Mountain City Hall on behalf of CERT. The terms of the agreement are \$1.00 for one year's use. Amount required \$1.00 annually; line item number 001-656-00.5301. **A motion was made by Commissioner**



Jones, seconded by Commissioner Ingalsbe to authorize the Office of Emergency Management to execute a lease agreement with the City of Mountain City on behalf of the Hays County Citizens Emergency Response Team. All voting "Aye". MOTION PASSED

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 10:06 a.m. and reconvened into opened court at 11:00 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 and Jeff McGill Director of Information Technology. 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

Judge Cobb gave the Hays County Jail report. Hays County's current maximum jail capacity is 362 inmates. Jail Standards recommends holding approximately 10% of capacity open. That lowers our capacity to 311. The jail's daily average was 307 and peak was 314 on April 8th for the week of April 5 to April 11, 2015. The maximum female capacity is 76 inmates. Last week's average was 55 and peak was 60 on 4/11/2015. The maximum male capacity is 256 inmates. Last week's average was 252 and peak was 256 on 4/7/2015 and 15 inmates in Guadalupe County.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb said the Burn Ban will remain lifted at this time.

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*

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 11:04 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 April 14 , 2015.



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

