



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 28TH 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
CHRISTINE RODRIGUEZ	DEPUTY COUNTY CLERK

WITH COMMISSIONER PCT. 4 RAY O. WHISENANT JR ABSENT; 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

Sara Lee Underwood – San Marcos resident made a public comment.

30613 ADOPT A PROCLAMATION DECLARING MAY 2015 AS "OLDER AMERICANS MONTH"

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adopt a Proclamation declaring May 2015 as "Older Americans Month". All voting "Aye". MOTION PASSED

30614 ADOPT A PROCLAMATION DECLARING THE WEEK OF MAY 3-9, 2015 AS NATIONAL CORRECTIONAL OFFICERS AND EMPLOYEES WEEK

Hays County Sheriff Gary Cutler accepted the Proclamation. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Proclamation declaring the week of May 3-9, 2015 as National Correctional Officers and Employees Week. All voting "Aye". MOTION PASSED

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

DeeDee Baen presented 10-year service awards to the following employees: Vicki Dorsett - Auditor Office, Jennifer Anderson - Commissioner Pct. 3, William Conley - Commissioner Pct. 3, Raymond Helm - Constable Pct. 3, Modesta G. Alcorn - Constable Pct. 4, Mark Kennedy - General Counsel, Beverly Glen Lee - Juvenile Detention, Timothy Wayne Thompson - Juvenile, Juan Miguel Martinez - Juvenile, Elsira De Leon - Local Health, Patricia Marie Ramirez - Sheriff, Patricia Ann Edwards - Sheriff, Yvette Johnson - Sheriff, George Rosales - Sheriff, Priscilla Rodriguez - Tax, Raul Moreno - Transportation, Kyle Cronshey - Transportation, Craig Gonzales - Transportation, Eric Esqueda - Transportation

PRESENTATION BY THE HAYS COUNTY EXTENSION OFFICE ON ISSUES IDENTIFIED DURING RECENT TEXAS COMMUNITY FUTURES FORUM

Hays County Extension Agent, Richard Parrish and Laura Petty spoke on the topics of Participation List, Agriculture and Natural Resources Issues, Community Resources/Economic Development Issues, Family and Health Issues and Youth. On March 28, the Hays County Office of the Texas A&M AgriLife Extension Service hosted a community forum to identify major issues that would affecting Hays County over the next 3-5 years.

PRESENTATION AND DISCUSSION REGARDING THE OPERATION OF THE COUNTY COURTS AT LAW

Judge Glickler CCL #2 gave a presentation of the recent changes to the County Courts at Law such as Court Staff, Veterans Court Staff, Friday Pro Se Dockets, Pro Se MTRs/MTAs, Attorney MTRs/ MTAs, Thursday Attorney Plea Docket, Petitions for ODL, Jury Trails, Jury Trial Announcement Dockets, Jail Docket, Veterans Court, Uncontested Matters and Docket Impact.

30615 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 \$ 1,139,128.56 as submitted by the County Auditor. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED

**30616 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 21, 2015**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of April 21, 2015 as presented by the County Clerk. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED

30617 ACCEPT A DONATION IN THE AMOUNT OF \$100.00 ISSUED TO HAYS COUNTY SHERIFF'S OFFICE COMMUNICATIONS DIVISION AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office received a donation of \$100; from Wimberley Emergency Medical Service. The donation is for supplies and materials for 2015 National \$100.00; Increase Revenue 001-618-00.4610 Contributions \$100.00; Increase Expense 001-618-00.5391 Miscellaneous \$100.00. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept a donation in the amount of \$100.00 issued to Hays County Sheriff's Office Communications Division and amend the budget accordingly. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED

30618 ACCEPT DONATIONS FOR THE HISTORICAL COMMISSION BUCK WINN MURAL PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission received various donations to be used for the purchase of the Buck Winn murals. These contributions as well as previous contributions will be used to fund the final payment of \$87,500 per the contract sales agreement. The balance of contributions will be used for the restoration phase once the murals are received. Amount required \$108,000; Increase Capital Revenue - \$108,000; Increase Capital Expense - \$108,000. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept donations for the Historical Commission Buck Winn Mural project and amend the budget accordingly. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED

30619 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SOFTWARE LICENSE AND PROFESSIONAL SERVICE AGREEMENT WITH TYLER TECHNOLOGIES

Correct Care Solutions would like to integrate with Odyssey in order to provide more efficient electronic medical services for inmates. CCS has agreed to reimburse the County for the interface; the Sheriff's Office is responsible for the yearly maintenance and will budget for it in the fiscal years to come. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a software license and Professional Service Agreement with Tyler Technologies. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED

30620 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 7500 MCGREGOR LANE, DRIPPING SPRINGS, TX

Douglas Reed is proposing an OSSF to serve a winery in Precinct 4. This property is 75 acres in the Hurlbut Ranch Subdivision. The system designer, Erin Banks, P.E., has designed a treatment system which consists of standard treatment and an equalization tank to equalize the peak weekend flows to a low pressure dosed dispersal field at a daily usage rate of 300 gallons. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize Institutional OSSF Permit at 7500 McGregor Lane, Dripping Springs, TX. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED

30621 APPROVE OUT OF STATE TRAVEL FOR CHAD POWER IN PLACE OF MELISSA PINA TO ATTEND THE INTERNATIONAL ACADEMIES OF EMERGENCY DISPATCH CONFERENCE IN LAS VEGAS, NEVADA

Due to unforeseen circumstances, Melissa Pina is not able to attend the International Academies of Emergency Dispatch Conference April 28th through May 2nd, 2015 in Las Vegas, Nevada as previously approved by the court on April 7, 2015. The Sheriff's Office would like to send Chad Power, Lead ECO, in Melissa's place. Registration, flight and hotel fees are being paid for by the International Association of Emergency Dispatch. Per diem and shuttle service will be requested from the Sheriff's Office Continuing Education General Ledger. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve out of state travel for Chad Power in place of Melissa Pina to attend the International Academies of Emergency Dispatch conference in Las Vegas, Nevada. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED



30622 ACTION TO DISCLAIM INTEREST IN APPROXIMATELY 320 ACRES OF LAND LOCATED WEST OF RR12 AND NORTH OF GOLDS ROAD IN PRECINCT 3 OF HAYS COUNTY

General Counsel, Mark Kennedy spoke. Office of General Counsel has confirmed Hays County has no roadway planned in its Transportation Plan in the area. General Counsel recommends adopting the Resolution to clarify title for current land owner. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to disclaim interest in approximately 320 acres of land located west of RR12 and north of Golds Road in Precinct 3 of Hays County. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED**

30623 SUB-373 AMENDED PLAT OF A PORTION OF LOT 22, BIG COUNTRY, SECTION 1 (1 LOT) APPROVE FINAL PLAT; GRANT A VARIANCE TO TABLE 10-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Caitlyn Hairell, County Planner spoke. Big Country is a recorded subdivision located off of Fitzhugh Road in Precinct 4. Lot 22 was platted in 1974 as a 3 acre lot and was divided by metes and bounds rather than the requisite plat revision in 1994. This 1.5 acre portion has been served by a private well and on-site wastewater treatment service since 1994. 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 (1 acre), a variance to the county's minimum lot size requirement has been requested. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve SUB-373 Amended plat of a portion of Lot 22, Big Country, Section 1 (1 lot) and grant a variance to Table 10-1 of the Hays County Rules for On-Site Sewage Facilities. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED**

30624 AWARD IFB #2015-B04 FOR THE CEDAR OAK MESA WSC 2014 WATER LINE IMPROVEMENTS PROJECT TO M & C FONSECA CONSTRUCTION AND AUTHORIZE THE COUNTY JUDGE TO SIGN CONTRACT DOCUMENTS AND AMEND THE BUDGET ACCORDINGLY

Grants Director, Jeff Hauff spoke. This project involves the installation of approximately 2,550 feet of upgraded replacement water line and associated appurtenances within the Cedar Oak Mesa Water Supply Corporation service area near Wimberley. Based on estimated construction costs by the engineering firm when plans and specifications were completed, the project was split into a Base Bid for the amount of water line above and an Add Alternative Bid, which would have included an additional 850 feet of water line to complete the looped water system. Bids for IFB#2015-B04 were received on March 19, 2015 for the project with two firms responding (bidding and advertisement authorized by the Commissioners Court on February 24, 2015). The low bidder was M & C Fonseca Construction with a base bid of \$260,587.50. The Bid Tabulation from both of the responsive bidders, along with the Engineer's recommendation for contract award, is attached with the recommendation to award the Base Bid to M & C Fonseca Construction Company, Granite Shoals, Texas. This project is funded by a grant from the Texas Department of Agriculture, Texas Community Development Block Grant program, with matching funds provided by the Cedar Oak Mesa Water Supply Corporation. As the construction bid came in slightly higher than anticipated, the Cedar Oak Mesa WSC was contacted to determine if additional funding could be provided to cover the awarding of the contract by the County. The County is serving to administer the grant funds and no County matching funds have been allocated for the project. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to award IFB #2015-B04 for the Cedar Oak Mesa WSC 2014 Water Line Improvements project to M & C Fonseca Construction and authorize the County Judge to sign contract documents and amend the budget accordingly. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED**

30625 RE-AUTHORIZE A PREVIOUSLY PERMITTED INSTITUTIONAL OSSF PERMIT AT 3461 SOUTH OLD BASTROP ROAD, SAN MARCOS, TX AND WAIVED OF RESUBMITTAL FEES

Roxie McInnis, Development Services Manager spoke and gave staff recommendation. San Marcos Community Church is proposing an on-site sewage facility to serve a church at 3461 South Old Bastrop Road in Precinct 1. This property is a 22.99 acre tract and water will be supplied by public water supply. The system is designed by Andy Grubbs, R.S. to treat a maximum flow of 300 gallons per day. The system consists of an equalization tank that doses to a standard treatment that discharges to a low pressure dosed drainfield. This permit is a renewal of one that was issued in June of 2012. The original permit expired due to a delay in construction. All permit requirements have been met and nothing has changed on the project. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to re-authorize a previously permitted Institutional OSSF Permit at 3461 South Old Bastrop Road, San Marcos, TX and waived of resubmittal fees. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting "Aye". MOTION PASSED**



30626 RECOGNIZE THE HAYS COUNTY CHILD PROTECTIVE BOARD AS AN AGENCY OF HAYS COUNTY FOR THE PURPOSES OF GRANTS ADMINISTRATION; AND TO AUTHORIZE THE GRANTS ADMINISTRATOR TO WORK ON BEHALF OF SAID BOARD

Karen Brown – San Marcos resident, Mary Cauble – San Marcos resident, Jeanne Worrell – Wimberley resident and June Chase Hankins – San Marcos resident spoke. General Counsel Mark Kennedy and Commissioner Conley spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to recognize the Hays County Child Protective Board as an agency of Hays County for the purposes of grants administration; and to authorize the grants administrator to work on behalf of said board. All voting “Aye”. MOTION PASSED**

County Clerk’s Note: Commissioner Conley left Court due to Legislative meeting.

30627 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF KYLE, THE CITY OF MOUNTAIN CITY, AND HAYS COUNTY, RELATED TO ROAD IMPROVEMENTS, EXTRA TERRITORIAL JURISDICTIONS, AND WATER SUPPLY

Phillip Taylor of the City of Mountain City spoke. Commissioner Jones and Commissioner Conley spoke. The Interlocal Agreement will resolve issues related to ETJ between Kyle and Mountain City, would result in collaboration between Hays County and Mountain City for the temporary maintenance of roadways; and would dedicate some of Kyle's water supply to Mountain City and the Anthem Development. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute an Interlocal Agreement between the City of Kyle, the City of Mountain City, and Hays County, related to road improvements, ETJs, and water supply contingent on Mountain City approving this agreement. All voting “Aye”. MOTION PASSED**

30628 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 ALONG OR NEAR DACY LANE IN PRECINCT 1 OF HAYS COUNTY

Court convened into Executive Session at 10:50 a.m. and reconvened into opened court at 11:00 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff, Lon Shell, and Allen Crozier. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a modified Interlocal Cooperation Agreement; which amends the Interlocal Cooperation Agreement executed between Hays County and Hays Consolidated Independent School District on or about October 30, 2012. Commissioner Conley not present for vote. Commissioner Ingalsbe, Commissioner Jones and Judge Cobb voting “Aye”. MOTION PASSED**

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS FOR THE COUNTY COURTS AT LAW

Court convened into Executive Session at 11:00 a.m. and reconvened into opened court at 12:52 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Court Administrator Rene Garner, and Judge David Glicker, CCL#2. 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 291 and peak was 297 on April 23th for the week of April 19 to April 25, 2015. The maximum female capacity is 76 inmates. Last week's average was 53 and peak was 57 on 4/22/2015. The maximum male capacity is 256 inmates. Last week's average was 238 and peak was 247 on 4/25/2015. Number of inmates at Guadalupe County 13.



ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave this morning's Drought Index – 9. The Burn Ban will remain lifted per recommendation of the Hays County Fire Marshall.

County Clerk's Note Agenda Item #23RE: *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 Ingalsbe to adjourn court at 12:53 P.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 28, 2015.



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

