



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 5th DAY OF MAY 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
CHRISTINE RODRIGUEZ	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.

30629 ADOPT A PROCLAMATION IN REMEMBRANCE OF JUDGE MARGIE HERNANDEZ AND RECOGNIZE HER SERVICE TO HAYS COUNTY

Proclamation was read by Judge Cobb. The court presented the Proclamation and a flag was flown over the Hays County Government Center. Judge Hernandez passed away on Thursday, April 30, 2015. Judge Hernandez has faithfully served the citizens of Hays County for over 12 years. All Hays County employees and officials would like the opportunity to offer their condolences and recognize her dedicated service to the County. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to adopt a Proclamation in remembrance of Judge Margie Hernandez and recognize her service to Hays County. All voting "Aye". MOTION PASSED**

30630 ADOPT A PROCLAMATION DECLARING MAY 3-9, 2015 AS CHILDREN'S MENTAL HEALTH AWARENESS WEEK

A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to adopt the Proclamation declaring May 3-9, 2015 as Children Mental Health Awareness Week. All voting "Aye". **MOTION PASSED**

30631 ADOPT A PROCLAMATION DECLARING MAY 2015 AS NATIONAL PRESERVATION MONTH

Kate Johnson of the Hays County Historical Commission spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation declaring May 2015 as National Preservation Month. All voting "Aye". MOTION PASSED**

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller presented 15-year service awards to the following employees: Thomas Medina- Building Maintenance, Marcus Gonzales- Constable Pct. 5, Margaret Buentello- Grants, Mercedes Hinojosa- HR, Ernest Ray Weiss- IT, Janet Ruth Pesl- JP Pct. 3, Jackie Robert S. Jones- Juvenile Probation, John Ferguson- Sheriff, Erica E. Hernandez- Sheriff, Daniel C., Duggins- Sheriff, Danny R. Lombardo- Sheriff, Alfred Morales- Sheriff, Ronald Wade Verette- Sheriff, Jesus Eli Cavazos- Sheriff, Michael Louis Thielen- Sheriff, Samuel Ortiz- Sheriff, Cathy Hillard- Tax, Jerry Henry Borcharding- Transportation.

Shari Miller presented 20 year service awards to the following employees: Delana M. Rodgers- County Clerk, Julie Jaimes- Development and Communication, Jack H. Robinson- District Judge, Roland Cunningham- Sheriff, Julie C. Schneider- Sheriff, Antonio Pastrano Chavez- Transportation, Robert Molina- Transportation.

30632 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve payments of County Invoices in the amount of \$ 624,611.32 as submitted by the County Auditor. All voting "Aye". **MOTION PASSED**

30633 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 28, 2015

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve Commissioners Court Minutes of April 28, 2015 as presented by the County Clerk. All voting "Aye". **MOTION PASSED**



30634 ACCEPT A DONATION IN THE AMOUNT OF \$100.00 ISSUED TO HAYS COUNTY SHERIFF'S OFFICE JAIL DIVISION AND AMEND THE BUDGET ACCORDINGLY

The Jail received a donation of \$100; from Securus Technologies. The donation is for supplies and materials to be used for 2015 National Correctional Officer Week that will occur May 4-8th, 2015. Budget Amendment \$100.00 Increase Revenue 001-618-03.4610 Contributions \$100.00 Increase Expense 001-618-03.5391 Miscellaneous \$100.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept a donation in the amount of \$100.00 issued to the Hays County Sheriff's Office Jail Division and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30635 APPROVE RENEWAL OF ANNUAL CONTRACT FOR PLUMBING SERVICES COUNTYWIDE WITH TEXAS STATE PLUMBING FOR ONE ADDITIONAL YEAR

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve renewal of annual contract for plumbing services countywide with Texas State Plumbing for one additional year. All voting "Aye". MOTION PASSED

30636 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES-PARKS DIVISION TO PURCHASE ONE TABLET TO BE UTILIZED AT THE JACOB'S WELL NATURAL AREA FOR ON-LINE RESERVATIONS AND PAYMENTS AND AMEND THE BUDGET ACCORDINGLY

The new reservation system for the Jacobs Well Natural Area will be implemented this month. Due to this new process for accepting credit card payments through Square and PayPal, an IOS or Android tablet is needed. Savings within the Parks operating budget have been identified to fund this request. Amount required \$731: Increase Computer Equipment - .5712_400; Decrease Fuel - 5271. **A motion was made by Commissioner Ingalsbe seconded by Commissioner Jones to authorize the Development and Community Services - Parks Division to purchase one tablet to be utilized at the Jacob's Well Natural area for on-line reservations and payments and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30637 AMEND THE DEVELOPMENT SERVICES OPERATING BUDGET TO ALLOW FOR ADDITIONAL CONTINUING EDUCATION EXPENSES AS NEEDED FOR THE REMAINING FISCAL YEAR

Savings within the operating budget have been identified to fund this request. Amount required \$3,000: Increase Cont Ed - .5551 Decrease Fuel - .5271. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to amend the Development Services operating budget to allow for additional continuing education expenses as needed for the remaining fiscal year. All voting "Aye". MOTION PASSED**

30638 HOLD A PUBLIC HEARING TO ESTABLISH "NO PARKING" AND "NO DUMPING" ZONES ALONG A SECTION OF OLD OAKS RANCH ROAD

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Jerry Borcharding, Transportation Director spoke. This action will establish a "No Parking" zone and a "No Dumping" zone at the same location on Old Oaks Ranch Road approximately 500 ft. east of the intersection with RR 12. This section of the southern ROW is being used by the public for parking and dumping animal carcasses. The area is approximately 50 ft. long. This action is being proposed for safety considerations. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to establish "No Parking" and "No dumping" zones along a section of Old Oaks Ranch Road in Pct.3. All voting "Aye". MOTION PASSED**

30639 HOLD A PUBLIC HEARING TO ESTABLISH A STOP SIGN ON TRAIL DRIVER AT TRAILS END IN BIG COUNTRY SUBDIVISION

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. This action will establish stop sign traffic on Trail Driver at Trails End in Big Country subdivision, replacing an existing Yield sign at the intersection. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to establish a stop sign on Trail Driver at Trails End in Big Country Subdivision. All voting "Aye". MOTION PASSED**



30640 APPROVE STANDARD UTILITY AGREEMENT WITH CHANGES BETWEEN HAYS COUNTY AND THE LOWER COLORADO RIVER AUTHORITY (LCRA) TRANSMISSION SERVICES CORPORATION REGARDING THE ADJUSTMENT, REMOVAL AND/OR RELOCATION OF UTILITIES AS REQUIRED BY THE DEVELOPMENT OF THE FM 110 NORTH PARTNERSHIP PROGRAM PROJECT AND AUTHORIZE COUNTY JUDGE TO EXECUTE AN AGREEMENT

The Lower Colorado River Authority (LCRA) Transmission Services Corporation has proposed certain changes to the approved Standard Utility Agreement that have been reviewed and approved by the County's General Counsel. By approving and executing the Standard Utility Agreement with changes as proposed by the LCRA Transmission Services Corporation and returning an executed agreement by May 11, 2015, the County can realize savings in the costs related to this Agreement of approximately \$250,000.00 based on LCRA Transmission Services Corporation internal crews already being mobilized and on location. Amount required \$138,000.00; line item 026-801-96-513.5623_400. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Standard Utility Agreement with changes between Hays County and the Lower Colorado River Authority (LCRA) Transmission Services Corporation regarding the adjustment, removal and/or relocation of utilities as required by the development of the FM 110 North Partnership program project and authorize County Judge to execute an agreement. All voting "Aye". MOTION PASSED**

30641 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO PURCHASE A SELF-PROPELLED BROOM (\$54,603.40) AND A 12-YARD DUMP TRUCK (\$100,661.00) AND AMEND THE BUDGET ACCORDINGLY

The current broom #712 is a 1995 Broce RC-350 with 3,819 hours that is in need of replacement due to hours, age and condition. The dump truck will be added as a second shoulder truck due to increased need in shoulder maintenance of county roads. The Transportation Department has identified savings within their road materials and supplies line to fund these purchases. Freightliner of Austin quote for dump truck. Cooper Heavy Equipment Capital 020-710-00.5714_700 \$155,264.40 Decrease Road Material and Supplies 020-710-00.5351 (\$155,264.40). **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the Transportation Department to purchase a self-propelled broom (\$54,603.40) and a 12-yard dump truck (\$100,661.00) and amend the budget accordingly. All voting "Aye". MOTION PASSED**

30642 HOLD PUBLIC HEARING; SUB-359 REPLAT OF A PORTION OF LOT 6, VISTA RIDGE ESTATES (1 LOT) 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. Vista Ridge Estates is a recorded subdivision located off of Roy Creek Trail in Precinct 4. Lot 6 was platted in 1993 as 10.18 acre lot and was divided by metes and bounds rather than the requisite plat revision in 2014. The 5.14 acre portion will be served by a private well and waste water treatment will be accomplished by an individual on-site sewage facility. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve final plat on SUB-359 Replat of a portion of Lot 6, Vista Ridge Estates (1 Lot). All voting "Aye". MOTION PASSED**

30643 SUB-306 BELL SPRINGS BUSINESS PARK (3 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell with Development Services County Planner spoke and gave staff recommendation Bell Springs Business Park is a proposed 3 lot division of 17.3 acres located off of Bell Springs Road in Precinct 4. Water service will be provided by Dripping Springs WSC and wastewater treatment will be accomplished by individual on-site sewage facilities to be permitted by Hays County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Preliminary Plan SUB-306 Bell Springs Business Park (3 Lots). All voting "Aye". MOTION PASSED**

30644 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE SALARY SAVINGS TO UPGRADE AN EXISTING SERGEANT, SLOT #0475-012 TO A LIEUTENANT EFFECTIVE IMMEDIATELY

Hays County Sheriff, Gary Cutler and Captain Mark Cumberland spoke. At this time the Sheriff's Office is requesting to re-grade an existing Sergeant position to a Lieutenant and for this to take affect May 16th, 2015. Doing so, the Lt. Position will take on all administrative responsibilities currently assigned to the two existing patrol Lt.'s. These duties include the supervision and management of the following: - Six Administrative staff personnel Fugitive apprehension unit which has over 2,000 active warrants- Training & Development of the K9 Unit - Increasing demands of patrol technology - Field Training Officer Program- Mental Health Unit - Joint supervision of fleet. The Hays County Sheriff's Office has not received a new L.E. Lieutenant since 2006 and by creating an administrative Lieutenant position, our experienced Lt's will have more opportunity to patrol with deputies, providing more face to face mentoring and management to a youthful patrol division. Salary savings within the Sheriff's operating budget have been identified to fund this request. FY15 fiscal impact - \$4,344 (5 months) FY16 fiscal impact - \$10,426 (annualized); Amount required \$ 4,344.00. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the sheriff's office to utilize salary savings to upgrade an existing Sergeant, slot #0475-012 to a Lieutenant effective immediately. All voting "Aye". MOTION PASSED**



30645 AUTHORIZE THE DISTRICT ATTORNEY'S OFFICE TO ADD ONE NEW ATTORNEY II POSITION WITH EQUIPMENT FOR THE CIVIL DIVISION EFFECTIVE JUNE 1, 2015 UTILIZING CURRENT SALARY SAVINGS AND AMEND THE BUDGET ACCORDINGLY

District Attorney Wes Mau spoke. The District Attorney would like the Courts consideration to hire one new prosecutor for the Civil Division along with the necessary computer equipment. The number of Hays County children taken into custody by CPS increased by 40% between 2013 and 2014 and are currently on track to increase by another 58% between 2014 and 2015. During the month of March 2015, CPS removed 30 children from their homes as compared to the 69 children CPS removed the entire year of 2013. The recommended CPS caseload is 60 cases per prosecutor. Currently, our prosecutor handles 140 cases, with more being filed each week. Due to the specialized area of law and the number of contested hearings and trials, an additional Attorney II is needed to distribute this caseload and effectively represent the children of Hays County. Current salary savings due to attrition have been identified to fund this request. Budget Amendment: Increase Computer Equipment: 001-607-00.5712_400 - \$1,647 Increase Data Supplies: 001-607-00.5202 - \$246; Decrease Salaries: 001-607-00.5021 - (\$1,893). **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the District Attorney's office to add one new Attorney II Position with equipment for the Civil Division effective June 1, 2015 utilizing current salary savings and amend the budget accordingly. All voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item #19 RE: AUTHORIZE THE HUMAN RESOURCES DEPARTMENT TO HIRE TEMPORARY ASSISTANCE THROUGH SEPTEMBER 30, 2015 AT A RATE OF PAY NOT TO EXCEED THE 34TH PERCENTILE OF GRADE 113- was pulled

30646 ACTION REGARDING THE ACTIVITIES OF THE MARKET ANALYSIS AND COMPENSATION SURVEY COMMITTEE INCLUDING A DISCUSSION OF COMPENSATION ISSUES RELATED TO THE FY 2016 BUDGET PROCESS

Chief of Staff Lon Shell and Human Resources Director, DeeDee Baen spoke. The Market Analysis and Compensation Survey Committee, consisting of Lon Shell, DeeDee Baen, Shari Miller - PHR, Bill Herzog, and Mark Kennedy, has developed recommendations regarding a Market Analysis for Hays County Employees and a Compensation Survey to be implemented during the FY 2016 budget process. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to approve recommendations of the Market Analysis and Compensation Survey Committee. All voting "Aye". MOTION PASSED**

30647 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 10:40 am and reconvened into opened court at 11:35 am. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Shari Miller and Human Resources Director, DeeDee Baen. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to make the following changes effective June 1st to move slot #0440-001 to grade 114 and place it at 75% of the grade, move slot #0910-002 to grade 111 and place it 75% of the grade, move slot #0910-001 to grade 111 and staying at the same percent tile of the grade and move slot #0417-001 to grade 111 and place it at 7.6% of the grade with funds needed for the remainder of FY15 \$22,780 coming from County Wide Contingencies and amend the budget accordingly. All voting "Aye". MOTION PASSED**

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING ALL PENDING AND/OR CONTEMPLATED LITIGATION INVOLVING THE COUNTY OF HAYS

Court convened into Executive Session at 11:35 a.m. and reconvened into opened court at 11:54 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy and Chief of Staff Lon Shell. No Action Taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS WITHIN THE OFFICE OF JUSTICE OF THE PEACE, PLACE 2

Court convened into Executive Session at 9:15 a.m. and reconvened into opened court at 9:30 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 Judge Hernandez's staff employees. No Action Taken.



Court convened into Executive Session at 11:54 a.m. and reconvened into opened court at 1:26 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy and Chief of Staff Lon Shell. 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 294 and peak was 300 on April 26th for the week of April 26 to May 2, 2015. The maximum female capacity is 76 inmates. Last week's average was 51 and peak was 53 on 4/30/2015. The maximum male capacity is 256 inmates. Last week's average was 243 and peak was 249 on 4/26/2015. Inmate at Guadalupe County: 13.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave this morning's Drought Index – 50. The Burn Ban will remain lifted per recommendation of the Hays County Fire Marshall.

County Clerk's Note Agenda Item #26 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 1:31 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 May 5, 2015.



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

