



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 22ND DAY OF SEPTEMBER 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
MARK JONES	COMMISSIONER, PCT. 2
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COMMISSIONER PCT. 1, DEBBIE GONZALES INGALSBE ABSENT; 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

Grace Davis – Executive Director of the Hays Caldwell Council – on Alcohol & Drug Abuse made a public comment.

30980 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve payments of County Invoices in the amount of \$1,068,608.02 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

30981 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 15, 2015

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioner Court Minutes of September 15, 2015 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

30982 APPROVE UTILITY PERMITS

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Permit No. 950 on Cypress Creek Lane issued to Verizon; Permit No. 951 on Suffield Drive issued to Time Warner Cable; Permit No. 952 on Tiger Lane issued to Dripping Springs Water Supply Corp. as requested by the Transportation Department. All present voting "Aye". MOTION PASSED

30983 AUTHORIZE OUT OF STATE TRAVEL FOR TRANSPORTATION DEPARTMENT MECHANICS - HEAVY EQUIPMENT MECHANIC AND RMW SENIOR FOR THE BERGKAMP FP5 PATCHER SERVICE SCHOOL, OCTOBER 20 AND 21, 2015 IN SALINA, KANSAS

Out of state travel is being requested for Martin Melendrez and Adam Pendergrass to attend the Bergkamp FPF Patcher Service School. A Bergkamp FP5 hot mix pothole patcher was purchased in April, 2015. This is the first one of its kind for the County and this school will provide education on the mechanical aspects of the patcher and will enable the employees to learn valuable information for troubleshooting and making repairs. All travel expenses will be paid for out of the Transportation Department's Continuing Education line item. Amount required \$800.00 - line item number 020-710-00.5551. The enrollment cost has been waived. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize out of state travel for Transportation Department Mechanics - Heavy Equipment Mechanic and RMW Senior for the Bergkamp FP5 Patcher Service School, October 20 and 21, 2015 in Salina, Kansas. All present voting "Aye". MOTION PASSED

30984 APPROVE A RESOLUTION CERTIFYING THAT THE COUNTY HAS APPROVED A \$13,000.00 GRANT FOR FY 2016 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 Jones to approve a resolution certifying that the County has approved a \$13,000.00 grant for FY 2016 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 present voting "Aye". MOTION PASSED



30985 AUTHORIZE COMMERCIAL OSSF PERMIT AT 650 WAYSIDE DR., WIMBERLEY, TX

Joseph Jamieson is proposing an OSSF to serve a 2400 square foot office/shop with a 760 square foot 1 bedroom apartment at 650 Wayside Dr. in Precinct 3. This property is 1.20 acres in size, lot 3, Canyon Oaks Subdivision. Water will be supplied by private well. The components of this OSSF will be a 1500 trash/dose tank followed by a 500 gallon per day aerobic treatment unit. After treatment the effluent will be dispersed by surface application. This system was designed by Kyle DeHart for 300 gallons per day. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 650 Wayside Dr., Wimberley, TX. All present voting "Aye". MOTION PASSED**

30986 AMEND THE DEVELOPMENT SERVICES BUDGET FOR ADDITIONAL CONTINUING EDUCATION FUNDS RELATED TO THE OSSF SITE EVALUATOR COURSE

The Community and Development Services Director will attend the OSSF Site Evaluator Course as a requirement to maintain his license. Savings within their operating budget have been identified to cover this request. No additional county funds are needed. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the Development Services budget for additional continuing education funds related to the OSSF Site Evaluator Course. All present voting "Aye". MOTION PASSED**

30987 APPROVE OUT OF STATE TRAVEL FOR DIRECTOR TOM HACKNEY TO ATTEND AN INTERNATIONAL FACILITY MANAGEMENT ASSOCIATION WORKPLACE CONFERENCE IN DENVER, COLORADO

Out of state travel is needed to send Facility Director Tom Hackney to the International Facility Management Association Workplace Conference in Denver Colorado on October 7-9, 2015. This conference is a requirement to keep Director Hackney's Facility License active. This conference will cover topics such as discovering helpful solutions to common facility challenges, find achievable strategies that will get the attention of customers, supervisors and colleagues, discover best practices for managing facilities, teams and projects. Registration and travel expenses will be paid for out of the Sheriff's LEOSE Training funds; per diem will be requested from the Sheriff's Office Continuing Ed general ledger. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve out of state travel for Director Tom Hackney to attend an International Facility Management Association Workplace Conference in Denver, Colorado. All present voting "Aye". MOTION PASSED**

30988 DUE TO THE MEMORIAL DAY FLOOD'S EFFECT ON SCHEDULED VACATIONS, ALLOW SELECTED PERSONNEL TO ROLL OVER A MAXIMUM OF 50 HOURS OF VACATION TIME INTO FY16

Several individuals cancelled vacation plans due to the needs generated by the Memorial Day flooding event and subsequent FEMA documentation and implementation tasks. This action will allow these individuals to roll over into FY16 a maximum of 50 hours of vacation time. This additional time must be used in FY16. Currently it is expected that the following roll-overs will occur. Maximum rollover hours are shown; however, some reduction is expected by the end of September. Jerry Borcharding – 50 hours, Janice Weber – 30 hours, Antonio Chavez – 30 hours, Tom Pope – 31 hours, Ivy Saunders – 30, Vicente Uribe - 30. **ALL ROLLOVER VACATION HOURS SHALL BE USED PRIOR TO DECEMBER 31, 2015. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to allow selected personnel to roll over a maximum of 50 hours of vacation time into FY16 due to the Memorial Day flood's effect on scheduled vacations. All present voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #10 RE: *CONSIDER THE RELEASE OF THE MAINTENANCE BOND, AND ACCEPTANCE OF THE ROADS INTO THE COUNTY ROAD SYSTEM FOR MUSTANG VALLEY SUBDIVISION, SEC. 6*
- was pulled

30989 SUB-370 POCO RANCH SUBDIVISION (4 LOTS) APPROVE PRELIMINARY PLAN AND GRANT A VARIANCE FROM CHAPTER 721.05.07 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS

Caitlyn Hairell, County Planner spoke. Poco Ranch is a proposed 4 lot subdivision across 28.20 acres. This proposed subdivision is located off of Pursley Road in Precinct 4. Water service will be provided by private wells and wastewater treatment will be accomplished by individual on-site sewage facilities. The Hays County Development Regulations allow for up to 1 lot, without independent access, to obtain access to a regulated roadway by means of a shared access driveway. There are two 2.0 acre proposed lots without independent access to a regulated roadway. The remaining two lots, with independent access to Pursley Road, are 21.13 acres and 3.07 acres. The property owner would like to use an existing driveway and is requesting a variance from the Hays County Development Regulations to allow one more lot without independent access to a



regulated roadway to be allowed in this subdivision. The property owner wants to preserve the rural character of the property and finds that building a road would be an undue financial burden. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve preliminary plan and grant a variance from chapter 721.05.07 of the Hays County Development Regulations. All present voting "Aye". MOTION PASSED**

30990 CONTINUE THE LOCAL DISASTER DECLARATION ORIGINALLY PROCLAIMED BY THE COUNTY JUDGE ON OR ABOUT MAY 24, 2015

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to consider a continuance of the Local Disaster Declaration originally proclaimed by the County Judge on or about May 24, 2015. All present voting "Aye". **MOTION PASSED**

30991 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO HIRE A ROAD MAINTENANCE WORKER SPECIALIST, GRADE 107, AT THE 50TH PERCENTILE

The equipment and driving experience, skills and abilities this candidate brings will benefit the operations of the Precinct 2 crew. Existing knowledge of road maintenance and CDL. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Transportation Department to hire a Road Maintenance Worker Specialist, grade 107, at the 50th percentile. All present voting "Aye". MOTION PASSED**

30992 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO HIRE A ROAD MAINTENANCE WORKER, GRADE 106, AT THE 50TH PERCENTILE

The equipment and driving experience, skills and abilities this candidate brings will benefit the operations of the Precinct 3 crew. Existing knowledge of various equipment, mechanical ability, first aid and CDL. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Transportation Department to hire a Road Maintenance Worker, grade 106, at the 50th percentile. All present voting "Aye". MOTION PASSED**

30993 APPROVE A RESOLUTION SUPPORTING THE DEVELOPMENT OF "PLAN, PREP, READY", A PERSONAL EMERGENCY MANAGEMENT PROGRAM

This is a resolution in support of the program "Plan, Prep, Ready", a program presented to the Court on September 1, 2015 by Mack Marsh. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve a Resolution supporting the development of "Plan, Prep, Ready", a personal emergency management program. All present voting "Aye". MOTION PASSED**

Clerk's Note: Commissioners Court took a break at 9:33 a.m.

HOLD A PUBLIC HEARING ON THE FY 2016 HAYS COUNTY PROPOSED BUDGET - 11:00 A.M

Judge Cobb opened public hearing. Dan Lyon – San Marcos resident spoke. Judge Cobb closed public hearing.

30994 SET THE FY 2016 SALARIES AND ALLOWANCES FOR HAYS COUNTY ELECTED OFFICIALS

Pat Chisholm – Buda resident spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to set the FY 2016 salaries and allowances for Hays County Elected Officials. All present voting "Aye". MOTION PASSED**

30995 ADOPT THE FY 2016 HAYS COUNTY BUDGET AFTER MAKING ANY FINAL CHANGES AS A RESULT OF THE PUBLIC HEARING

Karen Brown and Mary Cauble, Treasurer of the Child Protective Board, gave a Powerpoint Presentation and requested \$15,000.00 additional funding for FY 2016 Budget.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



SEPTEMBER 22, 2015

VOLUME V PG 710

FY 2016 Budget Hearing		Current Savings budgeted in Contingencies (62,807)		(62,807)
Department	Request	Requested Fiscal Impact	CC Approved Fiscal Impact	
General Fund				
1. Co Wide	Increase Jail Inmate Contract Detention Reserves-IT Capital Equipment Reserves-CW Jail Study	300,000 (50,000) (250,000)	300,000 (50,000) (250,000)	
2. Co Wide	Move portion of SM/HC EMS to Health IGT Increase transfer from GEN to P Health 425,000	(425,000) 425,000	(425,000)	
3. Co Wide	Reserves-Budget \$500k for May '15 Flood Projects reserves		reserves	
4. LaCima PID	Increase Revenue for Administrative Funds Budget Contract Services	(40,000) 20,000	(40,000) 20,000	
5. Constable	1 New Deputy Uniform Allowance	431	431	
6. EMC	Light/Console for vehicle	2,469	2,469	
7. IT	Phone Allowances Decrease Telephone Expense	2,100 (2,100)	2,100 (2,100)	
8. Co Clerk	Deputy Clerk II to Lead	6,931	Apprv-w/no funds	
9. EMC CERT	Budget CERT Donated Funding	10,000	10,000	
10. Social Service Funding	a.) Increase Hays Co Child Protection Board b.) Increase Community Action to Current (17k)	15,000 2,000	15,000 2,000	
11. CCL	Increase Court Reporter Salaries to mid-point	16,780	0	
12. Dev Srvcs-CAPCOG	911 Increase Grant Revenue	(3,071)	(3,071)	
13. Computer Eqpt	changes: See detailed worksheet	13,746	13,746	
14. Human Resources	Addtl funds needed for re-org Decrease in operating budget Decrease in salary/fringe delaying start dates/reduce hours (8,911)	27,413 (5,210) (8,911)	27,413 (5,210) (8,911)	
15. JP 1-1 Correction	Decrease Salaries/Benefits for PTE (29,893)	(29,893)		
16. Market Study	Additional funds for re-grades/pool funds Reserves-CW Body Camera/Taser Program	136,873 (136,873)	136,873 (136,873)	
		Total General Fund 27,685	3,974	savings to contingencies-(\$58,833)
17. Roll Open Purchase Orders:	SO - LE Supplies (GT Distributors) - \$295 roll FY15 SO - CAD Implementation - \$225k roll FY15 Parks - Internet Service Eqpt (Hughes) - \$1,236 roll FY15		roll FY15 roll FY15 roll FY15	
18. Grants:	Budget Expense for Juvenile Justice Case Worker Grant 57,761 Budget Revenue for Juvenile Justice Case Worker Grant (57,761) Revise TJJD grants due to agency combining grant awards - no fiscal impact		57,761 (57,761)	
19. Road & Bridge Fund	Roll FY15 Projects for Contract Consulting - \$285,180 roll FY15 Roll PO FY15 Heavy Equipment - \$87,701 roll FY15 Computer Eqpt-Remove 24 Port Switch (2,100) Computer Eqpt-Add one 48 Port Switch and correct quantity 890		roll FY15 roll FY15 (2,100) 890	
20. Juvenile Detention Fund	Convert 2 JSO positions to LT's - included in market study Increase transfer from GEN for market study Computer Eqpt-Add Network Drops	27,714 1,642	27,714 1,642	
21. DA Drug Forfeiture Fund	2 Computers, Monitors, Adobe Pro for Admins	2,920	2,920	



22. Records Mgmt Fund	New Vendor for Official Land and Vital Records	200,000	200,000
	Deputy Clerk II part-time to full-time eff 4/1/16	8,344	8,344
		<u>208,344</u>	<u>208,344</u>
23. Co Records Preservation Fund	Computer Eqpt-Add on Server for LHD Hipa requirements	15,000	15,000
24. District Court Tech Fund	Reduce Data Supplies	(15,000)	(15,000)
	Reduce Computer Equipment	<u>(6,000)</u>	<u>(6,000)</u>
		(21,000)	(21,000)
25. Courthouse Security Fund	Budget funds for District Court contract bailiffs	40,000	40,000
26. Family Health Services Fund	Budget addtl funds for Health IGT	425,000	425,000
	Increase Revenue-Transfer from GEN	(425,000)	(425,000)
	Increase Transfer from GEN for market study	3,815	3,815
27. Historical Commission Fund	Roll budget for equipment for Kyle Depot project	2,352	2,352
28. Tobacco Settlement Fund	Bldg Maint - Pct 4 Roof Repair	6,985	6,985

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt the FY 2016 Hays County budget after making any final changes. All present voting "Aye". MOTION PASSED

30996 RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FY 2016 HAYS COUNTY BUDGET

Adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the Commissioner's Court to ratify the property tax increase reflected in the budget. This budget will raise more total property taxes than last year's budget by \$5,326,876 or 8.46%, and of that amount \$3,071,526 is tax revenue to be raised from new property added to the tax roll this year. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify the property tax increase reflected in the FY 2016 Hays County budget. All present voting "Aye". MOTION PASSED

30997 APPROVE AN ORDER ADOPTING THE TAX RATE FOR FY 2016 AND LEVY THE TAXES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant that the property tax rate be increased by the adoption of a tax rate of 46.70, which is effectively a 5.68% increase in the tax rate. All present 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

Judge Cobb gave an update on the Hays County Jail. 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 305 and peak was 311 on September 17th for the week of September 13 to September 19, 2015. The maximum female capacity is 76 inmates. Last week's average was 62 and peak was 66 on 9/16/2015. The maximum male capacity is 256 inmates. Last week's average was 242 and peak was 250 on 9/13/2015. Inmate at Guadalupe County: 25; Inmate at Caldwell County: 43; Inmate at Walker County: 4.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave the Drought Index – 631, as of September 21, 2015. Hays County has now moved into the Moderate to Severe drought for most of the County. Judge Cobb encouraged all the citizens not to burn outdoors. Burn Ban will remain in effect.



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 gave the update on the Road Bond Projects. **Precinct 1 – Pass Through Program.** Under construction/bidding – Yarrington Road Bridge (at IH 35). Completed/open to traffic – FM 110 (McCarty Lane to SH 123), IH 35 Phase 2B (RM 150 to RM 1626), IH 35 Phase 2A (RM 150 Realignment). **Partnership Program.** Planning/In Design – IH 35 ramps project (FM 150 to Blanco River); FM 110 (north, Middle, and South); IH 35 @ Posey Road. Under Construction/Bidding – FM 150 CTL (Lehman Rd. to SH 21). **Precinct 2 – Pass Through Program.** In Design – FM 1626 South (FM 2770 to RM 967). Completed/Open to traffic – FM 1626 North (RM 967 to Brodie Lane); IH 35 Phase 2B (RM 150 to FM 1626); IH 35 Phase 1 (CR 210 Overpass); FM 2001 (IH 35 NB Frontage Road Connector). **Partnership Program.** Planning/In Design – Robert S. Light Extension (IH 325 to FM 1626); FM 2001 (IH 35 to SH 21); FM 150 West Alignment (from IH 35 to Arroyo Ranch Rd.). Under Construction/Bidding – RM 967 (Cole Springs to FM 1626). **Precinct 3 – Pass Through Program.** No projects. **Partnership Program.** Planning/In Design – RM 12 (Junction at RM 12 to Wonder World Dr.); IH 35 at Posey Rd.; FM 150 West Nature & Character Study (RM 12 to FM 2770). **Precinct 4 – Pass Through Program.** Completed/Open to traffic – US 290 West (Trautwein Road to Nutty Brown Road). **Partnership Program.** Planning/In Design – FM 150 West Nature and Character Study (RM 12 to FM 2770); FM 150 West Alignment (FM 2770 to IH 35); IH 35 Ramp Reversals.

Court adjourned court at 12:40 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 September 22, 2015.



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

