



STATE OF TEXAS \*  
 COUNTY OF HAYS \*

ON THIS THE 23<sup>RD</sup> DAY OF FEBRUARY A.D., 2016, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

<b>ALBERT H. COBB JR</b>	<b>COUNTY JUDGE</b>
<b>DEBBIE GONZALES INGALSBE</b>	<b>COMMISSIONER, PCT. 1</b>
<b>MARK JONES</b>	<b>COMMISSIONER, PCT. 2</b>
<b>WILL CONLEY</b>	<b>COMMISSIONER, PCT. 3</b>
<b>RAY O. WHISENANT JR</b>	<b>COMMISSIONER, PCT. 4</b>
<b>ROXANNE SANCHEZ</b>	<b>DEPUTY COUNTY CLERK</b>

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Marilyn Andrews with Wesley Chapel AME Church in San Marcos 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.

**PRESENTATION OF HAYS COUNTY SERVICE AWARDS**

Shari Miller from the Human Resources Department presented the Service Awards to the following employees: 5 years - District Attorney - Lead Victims Assistance – Coordinator - Margarita C. Avalos, Sheriff Deputy - Robert Young Nguyen; 10 years – HR Director Human Resources - Beatrice DeeDee Baen, 20 years - Transportation Road Supervisor - Vicente Ramirez Uribe, Transportation - Road Maintenance Worker Senior Robert R. Martinez, County Clerk Deputy Clerk III - Alfredo Sanchez, Sheriff Deputy - Enrique Alvarez, Jr., 30 years - Sheriff Deputy – Joe Ponce.

**31333 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 \$ 764,440.61 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

An amended motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to add an invoice to Independence Title Company for \$270,791.20. All voting "Aye", MOTION PASSED

**31334 APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 16, 2016**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of February 16, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

**31335 ACCEPT THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) STATEMENT OF FINANCIAL POSITION FOR THE FISCAL YEAR ENDING ON AUGUST 31, 2015**

Per Local Government Code, Section 140.004 and the Texas Department of Criminal Justice - Community Justice Assistance Diversions Financial Management Manual. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept the Community Supervision and Corrections Department (CSCD) Statement of Financial Position for the Fiscal Year ending on August 31, 2015. All voting "Aye". MOTION PASSED

**31336 ACCEPT THE PRESENTATION OF CONTINUING EDUCATION CERTIFICATE FROM THE HAYS COUNTY TAX ASSESSOR**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept the presentation of Continuing Education Certificate from the Hays County Tax Assessor. All voting "Aye". MOTION PASSED

**31337 ACCEPT AND APPROVE 2015 RACIAL PROFILING REPORT FOR THE HAYS COUNTY CONSTABLE OFFICE PCT 1**

A motion was made by Commissioner Whisenant seconded by Commissioner Ingalsbe to accept and approve 2015 Racial Profiling Report for the Hays County Constable Office Pct 1. All voting "Aye". MOTION PASSED



**31338 ACCEPT THE 2015 ANNUAL RACIAL PROFILE REPORT FOR THE HAYS COUNTY SHERIFF'S OFFICE**

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept the 2015 Annual Racial Profile Report for the Hays County Sheriff's Office. All voting "Aye". MOTION PASSED

**31339 AUTHORIZE COMMERCIAL OSSF PERMIT AT 12707 NUTTY BROWN, AUSTIN, TEXAS 78737**

Ronald McGuire is proposing an OSSF to serve 4 additional office/warehouse buildings that will provide leased space for general officing. This property is 7.8198 acres. This is Phase Two on the property and a public water supply will be used. The system designer, Jon Maass, R.S., has designed a treatment system which consists of a pump tank and a flow equalization tank, which will then dose to an aerobic treatment unit. After treatment, the effluent will be dispersed by surface application with a maximum daily usage rate of 300 gallons. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 12707 Nutty Brown, Austin, Texas 78737. All voting "Aye". MOTION PASSED**

**31340 AUTHORIZE THE PERSONAL HEALTH DEPARTMENT TO ADD A TELEPHONE ALLOWANCE EFFECTIVE FEBRUARY 1, 2016 FOR RN SUPERVISOR, SLOT 1135-002 PER THE DATA REQUEST FORM AND AMEND THE BUDGET ACCORDINGLY**

A stipend has been requested and approved via the Request/Justification Form for Electronics and Related Equipment/Services for the RN Supervisor position. This position travels throughout the County and region related to public health and outreach. It is imperative that she is available to staff and her supervisor as well as the community in order to remain productive and perform duties effectively. A County issued cell phone will be turned in. Savings within the operating budget have been identified to fund this request. Amount required \$280.00; Decrease - 120-675-00.5489; Increase - 120-675-00.5194. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Personal Health department to add a telephone allowance effective February 1, 2016 for RN Supervisor, slot 1135-002 per the data request form and amend the budget accordingly. All voting "Aye". MOTION PASSED**

**31341 RATIFY THE EXECUTION OF CHANGE ORDER AUTHORIZATION NO. 1 FOR TASK ORDER FOUR BETWEEN HAYS COUNTY AND TETRA TECH, INC. EXTENDING THE PERFORMANCE PERIOD FOR THE PRELIMINARY DAMAGE DIMENSIONS AND DESCRIPTION DOCUMENTATION SERVICES RELATED TO THE OCTOBER 2015 FLOOD**

Task Order #4 - CO 1: Scope: Preliminary Damage Dimensions to expire: November 20, 2015. New Effective Date: to November 30, 2015. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to ratify the execution of Change Order Authorization No. 1 for Task Order Four between Hays County and Tetra Tech, Inc. extending the performance period for the Preliminary Damage Dimensions and Description Documentation Services related to the October 2015 Flood. All voting "Aye". MOTION PASSED**

**31342 RATIFY THE COUNTY JUDGE'S EXECUTION OF A GEOSPATIAL DATA INTERLOCAL CONTRACT WITH THE CAPITAL AREA COUNCIL OF GOVERNMENTS ("CAPCOG") FOR GEOMAP 2016 WORK**

A motion was made by Commissioner Whisenant seconded by Commissioner Jones to ratify the County Judge's execution of a Geospatial Data Interlocal Contract with the Capital Area Council of Governments ("CAPCOG") for Geomap 2016 work. All voting "Aye". MOTION PASSED

**31343 ACTION TO CONTINUE OF THE LOCAL DISASTER DECLARATION ORIGINALLY PROCLAIMED BY THE COUNTY JUDGE ON OR ABOUT OCTOBER 30, 2015, AND EXTENDED BY COMMISSIONERS COURT ON NOVEMBER 3, 2015**

General Counsel Mark Kennedy spoke. **A motion was made by Commissioner Jones seconded by Commissioner Ingalsbe continuance of the Local Disaster Declaration originally proclaimed by the County Judge on or about October 30, 2015, and extended by Commissioners Court on November 3, 2015. All voting "Aye". MOTION PASSED**



**31344 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE GOVERNOR'S OFFICE, CRIMINAL JUSTICE DIVISION FOR FUNDING IN THE AMOUNT OF \$116,011.57 TO SUPPORT OPERATIONS OF THE HAYS COUNTY VETERANS COURT**

Jeff Hauff Grants Director spoke. On December 17, 2013 the Commissioners Court authorized creation of the Hays County Veterans Court, to be placed under the jurisdiction of County Court-at-Law #2. The Veterans Court provides a voluntary intensive treatment program for those military veterans who suffer from combat-related trauma and have been diagnosed with mental health issues, PTSD, or TBI, and have been arrested for a non-violent offense. The Court began on a pilot basis in May, 2014 and funding from the Governor's Office, Criminal Justice Division - Specialty Courts program was received in September, 2014 for operation of the Court. This grant application to the same program requests support to continue operations of the Court, and includes funding for a Court Coordinator, part-time Assistant Court Coordinator, travel and training expenses, office supplies, and contractual services including drug/alcohol testing and monitoring and Court-appointed defense attorney fees. The grant application must be submitted in electronic format by February 26, 2016 and the project period, if awarded, is from September 1, 2016 through August 31, 2017. Award notice is anticipated in late August - early September, 2016. No matching funds are required for the grant. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute the Resolution and submit a grant application to the Governor's Office, Criminal Justice Division for funding in the amount of \$116,011.57 to support operations of the Hays County Veterans Court All voting "Aye". MOTION PASSED**

**County Clerk's Note Agenda Item #14 RE: AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LICENSE AND SERVICES AGREEMENT BETWEEN HAYS COUNTY AND TYLER TECHNOLOGIES RELATED TO LAND AND VITAL RECORDS MANAGEMENT – was pulled**

**31345 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MASTER SERVICE AGREEMENT BETWEEN HAYS COUNTY AND SAL, JOHNSON & ASSOCIATES, INC. D/B/A COMPUTING SYSTEM INNOVATIONS ("CSI"), RELATED TO CERTAIN IMPLEMENTATION, INSTALLATION, TESTING, TRAINING AND OPTIONAL DEVELOPMENTAL SERVICES WITH RESPECT TO ENHANCEMENTS TO THE CSI SOFTWARE OR SERVICE**

Jeff McGill Director of Information Technology spoke. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a Master Service Agreement between Hays County and Sal, Johnson & Associates, Inc. d/b/a Computing System Innovations ("CSI"), related to certain implementation, installation, testing, training and optional developmental services with respect to Enhancements to the CSI Software or service. All voting "Aye". MOTION PASSED**

**31346 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND TYLER TECHNOLOGIES RELATED TO ADVISORY, TIME AND MATERIAL SERVICES TO SUPPORT THE CSI IMPLEMENTATION**

Jeff McGill Director of Information Technology spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement between Hays County and Tyler Technologies related to advisory, time and material services to support the CSI implementation. All voting "Aye". MOTION PASSED**

**31347 ADOPT A RESOLUTION AUTHORIZING THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE JUVENILE JUSTICE AND DELINQUENCY PREVENTION PROGRAM, OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR A JUVENILE CASEWORKER FOR THE JUSTICE OF THE PEACE COURTS IN THE AMOUNT OF \$ 55,543.00**

Jeff Hauff Grants Director spoke. The Justice of the Peace Offices are requesting funding to continue this program for a caseworker to assist with failure to attend school and Class C Misdemeanor cases that are filed in their jurisdiction. The caseworker will monitor and work closely with the individuals sentenced, leading to successful completion of the specified plan and avoidance of further justice system sanctions. The grant funded 100% of the program last year, and this year will provide 80% of the original total program cost (decreasing term award). The total project cost is \$ 55,543.00. The county will need to budget the match of \$9,334.00 from the general funds, if funding is awarded and accepted. The grant application must be submitted along with the resolution on or before February 26, 2016, and award notice is expected in August, 2016. The grant period is September 1, 2016 through August 31, 2017. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a resolution authorizing the County Judge to submit a grant application to the Juvenile Justice and Delinquency Prevention Program, Office of the Governor, Criminal Justice Division for a Juvenile Caseworker for the Justice of the Peace Courts in the amount of \$ 55,543.00. All voting "Aye". MOTION PASSED**



**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 RIGHT OF WAY ALONG RM12 IN PCT 3**

Court convened into Executive Session at 9:47 a.m. and reconvened into opened court at 10:02 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Intern Meredith Fischer and Chief of Staff is Lon Shell. No Action Taken.

**EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.087 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS ASSOCIATED WITH PROJECTS ULTRA AND RENEW**

Court convened into Executive Session at 10:02 a.m. and reconvened into opened court at 11:02 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Intern Meredith Fischer, Econ Development Staff Adriana Cruz and Chief of Staff Lon Shell. No Action Taken.

**EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING THE IMPLEMENTATION OF FREEPORT EXEMPTION PURSUANT TO SECTION 11.251 OF THE TEXAS TAX CODE**

Court convened into Executive Session at 11:02 a.m. and reconvened into opened court at 11:17 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Intern Meredith Fischer, Econ Development Staff Adriana Cruz 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 316 and peak was 322 on February 19th for the week of February 14 to February 20, 2016. The maximum female capacity is 76 inmates. Last week's average was 70 and peak was 73 on 2/17/2016. The maximum male capacity is 256 inmates. Last week's average was 245 and peak was 252 on 2/19/2016. Inmate at Guadalupe County: 29; Inmate at Bastrop County: 10; Inmate at Caldwell County: 44; Inmate at Walker County: 0.

**ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION**

Judge Cobb gave the current Drought Index - 202. The 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 with HNTB gave an update on the Road Bond Projects. Precinct 1 Completed Projects– IH 35 Phase 2A (RM 150 Realignment); IH 35 Phase 2B (FM 1626 to Yarrington); FM 110 (McCarty Lane to SH 123); Yarrington Road Bridge (at IH 35) under construction. Precinct 2 – Completed Projects – IH 35 Phase 1 (Kyle Crossing (CR 210) Overpass); FM 2001 (CR 210/IH35 NB Frontage Road Connector); IH 35 Phase 2B (FM 1626 to Yarrington); FM 1626 North (north Brodie Lane to RM 967); under construction: FM 1626 South (FM 2770 to RM 967. Precinct 3 – RM 12 improvements; I-35 at Posey Road; FM 150 West Nature & Character Study (RM 12 to FM 2770; Precinct 4 – FM 150 West Nature & Character Study (RM12 to FM 2770); FM 150 West Alignment FM 2770 to I-35).



A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 11:21 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 23, 2016.

A handwritten signature in cursive script that reads "Liz Q. Gonzalez".

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

