



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 26TH DAY OF APRIL A.D., 2016, 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
LIZ Q. GONZALEZ	COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Rev. Darlene Boaz – Kyle Methodist Church 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.

31477 ADOPT A PROCLAMATION DECLARING THE WEEK OF MAY 1-7, 2016 AS NATIONAL CORRECTIONAL OFFICERS AND EMPLOYEES WEEK

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adopt a proclamation declaring the week of May 1-7, 2016 as National Correctional Officers and Employees Week. All voting "Aye". MOTION PASSED

31478 ADOPT A PROCLAMATION DECLARING MAY 2016 AS "OLDER AMERICANS MONTH"

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to adopt a proclamation declaring May 2016 as "Older Americans Month". All voting "Aye". MOTION PASSED

31479 ADOPT A PROCLAMATION DECLARING THE WEEK OF MAY 2-6, 2016 AS JURY APPRECIATION WEEK

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a proclamation declaring the week of May 2-6, 2016 as Jury Appreciation Week. All voting "Aye". MOTION PASSED

31480 ADOPT A PROCLAMATION DECLARING THE WEEK OF APRIL 24 TO MAY 1, 2016 AS SOIL AND WATER STEWARDSHIP WEEK

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adopt a proclamation declaring the week of April 24 to May 1, 2016 as Soil and Water Stewardship Week. All voting "Aye". MOTION PASSED

PRESENTATION RECOGNIZING MARK CHAMBERS, FIRE MARSHAL, FOR OVER 15 YEARS OF SERVICE TO HAYS COUNTY

In total Mark will have diligently served Hays County for 15 years, 4 months, and 13 days on the date of his retirement April 30, 2016. Mark has held positions as the Hays County Fire Marshal and Emergency Management Coordinator within his employment.

Clerk's Note Agenda Item #6 RE: PRESENTATION OF HAYS COUNTY SERVICE AWARDS – was pulled

31481 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 \$425,157.04 as submitted by the County Auditor. All voting "Aye". MOTION PASSED



31482 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 19, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioners Court Minutes of April 19, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31483 ACCEPT THE DELIVERY OF THE INTERNAL EXAMINATION REPORTS FOR THE FISCAL YEAR 2015 SHERIFF' OFFICE JAIL COMMISSARY FUND AND THE DISTRICT ATTORNEY'S SEPT 2014 TO AUG 2015 ASSET FORFEITURE FUND

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept the delivery of the Internal Examination Reports for the Fiscal Year 2015 Sheriff' Office Jail Commissary Fund and the District Attorney's Sept 2014 to Aug 2015 Asset Forfeiture Fund. All voting "Aye". MOTION PASSED

31484 AUTHORIZE PAYMENT OF \$1905.79 TO TEXAS DISPOSAL SYSTEMS, INC. FOR DUMPSTERS NEEDED FOR THE DISMANTLING OF HOUSE FOR THE DACY LANE IMPROVEMENT PROJECT IN WHICH NO PURCHASE ORDER WAS ISSUED PER COUNTY POLICY

Transportation Department staff did not follow county purchasing policy and obtain a purchase order prior to requesting the dumpsters. Court approval is needed in order to pay. Amount required \$1905.79; line item number 020-710-00.5452. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize payment of \$1905.79 to Texas Disposal Systems, Inc. for dumpsters needed for the dismantling of house for the Dacy Lane improvement project in which no purchase order was issued per county policy. All voting "Aye". MOTION PASSED

31485 ACCEPT TWO DONATIONS ISSUED TO HAYS COUNTY SHERIFF'S OFFICE COMMUNICATIONS DIVISION IN THE AMOUNT OF \$483.00 AND HAYS COUNTY SHERIFF'S OFFICE COMMUNITY OUTREACH DIVISION IN THE AMOUNT OF \$500.00 AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office received two separate donations issued to the Communications Division and Community Outreach. A donation of \$483.00 was received from Seton Medical Center to be applied towards expenses related to National Telecommunicator Week. A second donation of \$500.00 issued to Community Outreach was received from The Salt Lick to help support the S.O.'s community based programs. Budget Amendment \$483.00; Increase Revenue 001-618-00.4610 Contributions \$483.00; Increase Expense 001-618-00.5391 Miscellaneous \$483.00; Budget Amendment \$500.00; Increase 052-618-00.4610 Contributions \$500.00; Increase 052-618-00.5222 Special Projects \$500.00. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept two donations issued to Hays County Sheriff's Office Communications Division in the amount of \$483.00 and Hays County Sheriff's Office Community Outreach Division in the amount of \$500.00 and amend the budget accordingly. All voting "Aye". MOTION PASSED

31486 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A RENEWAL GRANT APPLICATION TO THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR THE FY2017 IMMUNIZATION PROGRAM IN THE AMOUNT OF \$192,341

Funding is requested annually from DSHS to support the immunization program in Hays County. Funds will be utilized to provide support of the salary and benefits of the staff involved in this program. This is a renewal application for funding for the period of September 1, 2016 to August 31, 2017. The application is submitted electronically and is due on or before April 29, 2016. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to submit a renewal grant application to the Texas Department of State Health Services (DSHS) for the FY2017 Immunization Program in the amount of \$192,341. All voting "Aye". MOTION PASSED

31487 AUTHORIZE THE HUMAN RESOURCES OFFICE TO PURCHASE A LIBERTY DUAL WIRELESS PA SYSTEM FOR COUNTY-WIDE USE AND AMEND THE BUDGET ACCORDINGLY

The Human Resources Office would like to purchase a multi-speaker AC/DC sound system for county-wide use in addressing large indoor and outdoor audiences. This system will also be beneficial during emergency situations. Three quotes were received from various vendors with VSA submitting the lowest quote. Budget Amendment: Decrease Co Wide Contingencies 001-645-00.5399 (\$2,325); Increase HR Misc. Equipment 001-677-00.5719_400 \$2,325. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Human Resources Office to purchase a Liberty Dual Wireless PA System for county-wide use and amend the budget accordingly All voting "Aye". MOTION PASSED



31488 AUTHORIZE THE DEVELOPMENT & COMMUNITY SERVICES DEPARTMENT TO ADD A TELEPHONE ALLOWANCE EFFECTIVE APRIL 1, 2016 FOR THE DIVISION MANAGER, SLOT 0230-001 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 Division Manager position. This position travels throughout the County and region while working on various projects. It is imperative that she is available to her staff as well as members of the community in order to remain productive and perform duties effectively. A County issued cell phone will be turned in. Savings with the operating budget have been identified to fund this request. Budget Amendment; Decrease - 001-657-00.5489 \$210; Increase - 001-657-00.5194 \$210. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Development & Community Services department to add a telephone allowance effective April 1, 2016 for the Division Manager, slot 0230-001 and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31489 APPROVE SPECIFICATIONS AND RATIFY THE ADVERTISEMENT OF RFQ#2016-P08, RELATED TO ARCHITECTURAL SERVICES FOR A PROPOSED JAIL, 911 CALL CENTER, AND LAW ENFORCEMENT CENTER

Judge Cobb declared this item a Nunc Pro Tunc. Item read RFQ#2016-P09. Hiring both Architectural and Construction services will allow Hays County to work toward a November 2016 bond proposal regarding the above-referenced proposed improvements. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve specifications and ratify the advertisement of RFQ#2016-P08, related to Architectural services for a proposed Jail, 911 Call Center, and Law Enforcement Center. All voting "Aye". MOTION PASSED**

31490 APPROVE SPECIFICATIONS AND RATIFY THE ADVERTISEMENT OF RFP#2016-P09, RELATED TO CONSTRUCTION SERVICES FOR A PROPOSED JAIL, 911 CALL CENTER, AND LAW ENFORCEMENT CENTER

Hiring both Architectural and Construction services will allow Hays County to work toward a November 2016 bond proposal regarding the above-referenced proposed improvements. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve specifications and ratify the advertisement of RFP#2016-P09, related to Construction services for a proposed Jail, 911 Call Center, and Law Enforcement Center. All voting "Aye". MOTION PASSED**

31491 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA/CONTRACT WITH HALFF & ASSOCIATES TO STUDY BYPASS CREEK AND OTHER FLOOD RELATED ASPECTS OF THE BOGIE DRIVE AREA AND AMEND THE BUDGET ACCORDING

This action will provide for an enhanced drainage study of the area and possibly provide mitigation alternatives. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to sign a PSA/Contract with Halff & Associates to study Bypass Creek and other flood related aspects of the Bogie Drive area. Amend the budget according. All voting "Aye". MOTION PASSED**

31492 AUTHORIZE THE DIRECTOR OF DEVELOPMENT AND COMMUNITY SERVICES, WITH INPUT FROM PRECINCT 1 COMMISSIONER AND CHIEF OF STAFF, TO SELECT AN ENGINEERING FIRM FOR SERVICES RELATED TO REPAIRS AT THE HAYS COUNTY GOVERNMENT CENTER; AND TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE A STANDARD PROFESSIONAL SERVICES AGREEMENT WITH THE SELECTED FIRM

Repairs to infrastructure at the Government Center will be covered by the County's risk pool insurance. Texas Association of Counties, after discussion with County representatives, has agreed that the work to be performed is covered. Design of specification by the selected firm is the first step. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Director of Development and Community Services, with input from Precinct 1 Commissioner and Chief of Staff, to select an engineering firm for services related to repairs at the Hays County Government Center; and to authorize the County Judge to execute a standard Professional Services Agreement with the selected firm. All voting "Aye". MOTION PASSED**

31493 SUB-533 COMPTON SUBDIVISION (4 LOTS) APPROVE FINAL PLAT

Caitlyn Hairell, County Planner gave staff recommendation. The proposed Compton Subdivision is a 4 lot subdivision located off of W. Fitzhugh Road in Precinct 4. The subdivision will be served by private wells. Wastewater service will be provided by individual on-site sewage Facilities. Lot 4 in Compton Subdivision only has access along Medlin Creek Loop. Lot 4 will enter into the Medlin Creek Loop Road Maintenance Agreement that was set in place at final approval.



A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve final plat of Sub-533 Compton Subdivision (4 lots). All voting "Aye". MOTION PASSED

31494 ACCEPT VARIANCE FROM SECTION 10 C-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES AND GRANT A DEVELOPMENT AUTHORIZATION TO DAVID PINO, OWNER OF LOTS 7 & 8 IN THE TIMMERON SECTION 1 SUBDIVISION

Caitlyn Hairell, County Planner spoke. Mr. Pino is the owner of lots 7 & 8 in the Timmeron Section 1 Subdivision in Precinct 3. The house and original septic system was built across the lot line between 7 & 8, but did not have the requisite plat revision needed. He has applied for a permit to construct an On-Site Sewage Facility to replace the existing failing system. Hays County Regulations do not allow staff to issue any permits on parcels not in compliance with platting requirements, however Mr. Dixon has requested a variance from Section 10 C-1 of the Hays County Rules for On-Site Sewage Facilities which will allow him to replace his failing OSSF. The property owner has been made aware of the plat requirement, and the two lots will be re-platted to meet Hays County rules. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to accept a variance from Section 10 C-1 of the Hays County Rules for On-Site Sewage Facilities and grant a development authorization to David Pino, owner of lots 7 & 8 in the Timmeron Section 1 Subdivision. All voting "Aye". MOTION PASSED**

31495 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 INCLUDING THE MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES

Court convened into Executive Session at 10:05 a.m. and reconvened into open court at 10:15 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commission Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Intern- Meredith Fischer and Chief of Staff Lon Shell. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to ratify the County Judge's execution of an amendment to the Purchase Agreement between Hays County and Jorge Rodriguez, related to extending the time allowed to deliver a survey of the property at 401 Rebel Drive in Kyle, Texas. All voting "Aye". MOTION PASSED**

31496 EXECUTIVE SESSION PURSUANT TO 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING ALL PENDING AND/OR CONTEMPLATED LITIGATION INVOLVING HAYS COUNTY

Court convened into Executive Session at 10:15 a.m. and reconvened into open court at 10:40 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commission Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Intern – Meredith Fischer and Chief of Staff Lon Shell. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize General Counsel to retain legal services of outside counsel related to contemplated litigation associated with construction on FM 1626 North. All 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

Hays County Judge 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 296 and peak was 323 on April 21th for the week of April 17 to April 23, 2016. The maximum female capacity is 76 inmates. Last week's average was 57 and peak was 61 on 4/21/2016. The maximum male capacity is 256 inmates. Last week's average was 239 and peak was 262 on 4/20/2016. Inmate at Guadalupe County: 45; Inmate at Bastrop County: 0; Inmate at Caldwell County: 40; Inmate at Walker County: 6.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb advised that the Burn Ban will remain lifted. Commissioner Whisenant requested the public use extreme caution when conducting outdoor burning.



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 Hays County Road Bonds. Completed Projects — CR 210 (FM 2001/ IH 35 NB FR Connector); IH 35 Phase 2A (RM 150 Realignment); IH 35 Phase 2B (FR: 1626 to Yarrington); FM 110 (McCarthy to SH 123); FM 1626 North (RM 967 to Brodie Lane); Pass Through Reimbursements; US 290 - \$7,600,000 (complete); CR210 - \$6,734,281 (36.0%); IH 35 FR and RM 150 - \$6,104,322 (31.6%); FM110 - \$247,479 (3.1%); FM 1626 North - \$2,113,854 (5.8%) To-Date Reimbursements \$22,799,936 (17.1%). Precinct 1 - Yarrington Bridge Replacement (@ IH35) Anticipated Completion Date Summer 2016. Precinct 2: FM 1626 North (FM967 to Brodie Ln) Substantial Completion: July 10, 2015 – Final Completion: Pending final change orders estimate & close-out documents; FM 1626 South (FM 2770 to RM 967) – Low Bidder: Texas Sterling \$20,562,622.32 – court Award on March 8, 2016; Precinct 1: IH 35 Ramp Reveals (RM 150 to Blanco River) – anticipated Completion Date – Summer 2017 – notice to proceed – March 2016 – Time Charges Began _ April 2016; FM 150 Center Turn Lane (East of Lehman to SH 21); RM967 (FM 1626 to Cole Spring Road). Precinct 3: RM 12 improvements; IH 35 at Posey Rd, FM 150 West Nature & Character Study (RM 12 to FM 2770); Precinct 4: FM 150 West Nature & Character Study (RM 12 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 10:43 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 26, 2016.

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

