



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 16th DAY OF AUGUST 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:

Judge Cobb gave the invocation and led the court in the Pledge of Allegiance to the United States and Texas flags. Judge Cobb called the meeting to order.

PUBLIC COMMENTS

Matt Ocker – Buda resident, and David Crowell – Buda resident made public comments.

PRESENTATION TO THE COMMISSIONERS COURT ABOUT THE TEXAS BRIGADES PROGRAM

Cooper Moore gave a brief PowerPoint Presentation on the Texas Brigades Program. The Texas Brigades – 5 day wildlife leadership camps, open to students ages 13-17, cost is \$500 – scholarships available, held annually in June and July, 8 camps across the state of Texas.

31748 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$629,540.13 as submitted by the County Auditor. All voting “Aye”. MOTION PASSED

31749 APPROVE COMMISSIONERS COURT MINUTES OF AUGUST 9, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of August 9, 2016 as presented by the County Clerk. All voting “Aye”. MOTION PASSED

31750 APPROVE RENEWAL OF EXISTING CONTRACT FOR IFB 2015-B10 EMULSION OILS FOR ONE (1) ADDITIONAL YEAR

All terms and conditions remain unchanged and in full force and effect as provided in original contract. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve renewal of existing contract for IFB 2015-B10 Emulsion Oils for one (1) additional year. All voting “Aye”. MOTION PASSED

31751 ORDER THE GENERAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, IN HAYS COUNTY, TEXAS, FOR THE PURPOSE OF ELECTING THE COUNTY AND PRECINCT OFFICERS AS REQUIRED BY ARTICLE XVI, SECTION 65 OF THE TEXAS CONSTITUTION

An election is hereby ordered to be held on November 8, 2016, in Hays County, Texas, for the purpose of electing the following county and precinct officers as required by Article XVI, Section 65 of the Texas Constitution County Sheriff, County Tax Assessor Collector, Commissioner, Pct. 1, Commissioner, Pct. 3, Justice of Peace, Pct. 1, Pl. 1, Justice of the Peace, Pct. 1, Pl 2 Unexpired Term, Constable Pct. 1, Constable Pct. 2, Constable, Pct. 3, Constable Pct. 4 and Constable Pct. 5. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to order the General Election to be held on November 8, 2016, in Hays County, Texas, for the purpose of electing the County and Precinct Officers as required by Article XVI, Section 65 of the Texas Constitution. All voting “Aye”. MOTION PASSED

31752 APPROVE OUT OF STATE TRAVEL FOR ERICA CARPENTER, JENNIFER COURTNEY, & MELISSA PENA TO CHICAGO, IL TO ATTEND THE CIS MANAGERS TRAINING REGARDING THE NEW CIS CAD SYSTEM

The Sheriff's Office is requesting approval to send Erica, Jennifer and Melissa to attend the CIS managers' portion of the CAD System starting August 22-28, 2016. The training is structured for managers to finalize procedures and errors in the system. CIS has agreed to fund all travel expenses for all three employees.



A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve out of state travel for Erica Carpenter, Jennifer Courtney, & Melissa Pena to Chicago, IL to attend the CIS Managers training regarding the new CIS CAD System. All voting "Aye". MOTION PASSED

31753 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AND EXECUTE SERVICE AGREEMENT RENEWAL WITH APPRISS FOR THE VICTIM INFORMATION AND NOTIFICATION EVERYDAY (VINE) PROGRAM FOR UP TO \$27,715.32

The VINE program is administered by the Office of the Attorney General of Texas (OAG), to provide statewide automated system to provide crime victims with accurate and up to-to-date information and notification of county inmate status and court events. Appriss is the contract provider selected by the OAG to support the VINE program. The original maintenance renewal agreement in the amount of \$27,715.32 to cover the costs for the renewal of services through August 31, 2017. This amount is funded through a grant from the OAG. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to accept and execute service agreement renewal with Appriss for the Victim Information and Notification Everyday (VINE) program for up to \$27,715.32. All voting "Aye". MOTION PASSED**

31754 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AND EXECUTE A MAINTENANCE CONTRACT FROM THE OFFICE OF THE ATTORNEY GENERAL FOR STATEWIDE CRIME VICTIM NOTIFICATION SERVICE (SAVNS) IN THE AMOUNT OF \$27,715.32

This grant contract is a statewide crime victim notification service (SAVNS) grant program. Automated victim notification systems have a direct benefit for the criminal justice system that provides an efficient manner for notification of victims in a system that is often overburdened and unable to fulfill its mandates. These systems allow victims, law enforcement, prosecutors, victim advocates and other criminal justice professionals to have immediate access to offender information. The contract period begins on September 1, 2016 through August 31, 2017. The SAVNS maintenance contract and is due to the OAG Office electronically by September 30, 2016. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to accept and execute a Maintenance Contract from The Office of the Attorney General for Statewide Crime Victim Notification Service (SAVNS) in the amount of \$27,715.32. All voting "Aye". MOTION PASSED**

31755 APPROVAL TO HOLD AN ONLINE AUCTION WITH RENE BATES AUCTIONEERS (WWW.RENEBATES.COM) TO DISPOSE OF SURPLUS PROPERTY PURSUANT TO TEXAS LOCAL GOVERNMENT CODE 263.152 AND AUTHORIZE PURCHASING TO ADVERTISE. AUCTION WILL START AUGUST 18TH AND END SEPTEMBER 1ST

A complete list of items and pictures will be available in the Purchasing Office. Instructions are available on the website on how to register for placing bids. (www.renebates.com). **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approval to hold an online auction with Rene Bates Auctioneers (www.renebates.com) to dispose of surplus property pursuant to Texas Local Government Code 263.152 and authorize Purchasing to advertise. Auction will start August 18th and end September 1st. All voting "Aye". MOTION PASSED**

31756 APPROVE AND CONFIRM THE APPOINTMENTS OF ALICE FLORES AND GREG GRUMBLES AS DEPUTY CONSTABLES AND MICHAEL VARELA AS RESERVE DEPUTY IN THE HAYS COUNTY CONSTABLE PRECINCT 1 OFFICE

Pursuant to Local Government Code Chapter 86 Subchapter B 86.011 (a) The Commissioner's Court shall approve and confirm the appointment of a Deputy Constable. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve and confirm the appointments of Alice Flores and Greg Grumbles as Deputy Constables and Michael Varela as Reserve Deputy in the Hays County Constable Precinct 1 Office. All voting "Aye". MOTION PASSED**

31757 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR AND GENERAL COUNSEL TO NEGOTIATE A CONTRACT WITH JB CONSTRUCTION FOR MODIFICATIONS IN THE PRECINCT 2 TAX OFFICE; AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE COMPLETED CONTRACT

On May 10, 2016, Commissioners Court authorized pre-construction services including architectural work for proposed modifications to the Precinct 2 Tax office. The design work has been completed and staff has obtained 3 bids for work at the facility. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Development and Community Services Director and General Counsel to negotiate a contract with JB Construction for modifications in the Precinct 2 Tax office; authorize the County Judge to execute the completed contract . All voting "Aye". MOTION PASSED**

31758 RELEASE MAINTENANCE BOND #1088911 IN THE AMOUNT OF \$264,000.00, AND ACCEPTANCE OF THE ROADS INTO THE COUNTY ROAD SYSTEM FOR MUSTANG VALLEY SUBDIVISION, SEC. 6



Staff recommends acceptance of the roads into the county road system. The Transportation Department has inspected and approved the punch list repairs. Roads include: the remainder of Toro Pass (2,570 ft.), making the total length of Toro Pass under county maintenance to be 6,535 ft. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to release maintenance bond #1088911 in the amount of \$264,000.00, and acceptance of the roads into the county road system for Mustang Valley Subdivision, Sec. 6. All voting "Aye". MOTION PASSED**

31759 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, AND RELEASE OF THE CONSTRUCTION CASH BOND IN THE AMOUNT OF \$1,495,563.41 FOR DRIFTWOOD SUBDIVISION, PH. 1, SEC. 1

Barbara Hopson made public comment. Jerry Borcharding, Transportation Director gave staff recommendation. Staff recommends acceptance of construction of roads and drainage improvements within the ROW. The Road Department has inspected and approved the improvements. These will be privately maintained roads. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept road construction and drainage improvements, and release of the Construction Cash Bond in the amount of \$1,495,563.41 for Driftwood Subdivision, Ph. 1, Sec. 1. All voting "Aye". MOTION PASSED**

31760 ACCEPT ROADS INTO THE COUNTY ROAD SYSTEM, RELEASE THE MAINTENANCE BOND #1026429 IN THE AMOUNT OF \$46,709.75 FOR REUNION RANCH SUBDIVISION PH. 1C

Jerry Borcharding, Transportation Director gave staff recommendation. Staff recommends acceptance of the roads into the county road system. The Transportation Department has inspected and approved the punch list repairs. Roads include: Jayne Cove (1,576 ft.). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe accept roads into the county road system, release the Maintenance Bond #1026429 in the amount of \$46,709.75 for Reunion Ranch Subdivision. Ph. 1C. All voting "Aye". MOTION PASSED**

31761 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE CONSTRUCTION BOND #K09324653 FOR \$441,440.74, AND ACCEPTANCE OF THE MAINTENANCE BOND #1048974 IN THE AMOUNT OF \$30,764.84 FOR A 2-YEAR PERIOD FOR SHADOW CREEK SUBDIVISION, PHASE 7, SEC. 3

Jerry Borcharding, Transportation Director gave staff recommendation. Staff recommends acceptance of construction of roads and drainage improvements within the County ROW, and all regulatory signage as posted. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept road construction and drainage improvements, release of the Construction Bond #K09324653 for \$441,440.74, and acceptance of the Maintenance Bond #1048974 in the amount of \$30,764.84 for a 2-year period for Shadow Creek Subdivision, Phase 7, Sec. 3. All voting "Aye". MOTION PASSED**

31762 ACCEPTANCE OF ROADS INTO THE COUNTY ROAD SYSTEM, AND RELEASE THE MAINTENANCE BOND # PRF9118462MNT IN THE AMOUNT OF \$126,704.75 FOR RIM ROCK SUBDIVISION, PH. 2, SEC. 4

Jerry Borcharding, Transportation Director gave staff recommendation. Staff recommends acceptance of the roads into the county road system. The Transportation Department has inspected and approved the punch list repairs. Roads include: Bristlecone Drive (2,393 ft.), Honey Locust Court (987 ft.), Spanish Moss Cove (232 ft.), Diamondwood Court (942 ft.), and Sad Willow Pass (2,829 ft.). **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the acceptance of roads into the county road system, and release the Maintenance Bond # PRF9118462MNT in the amount of \$126,704.75 for Rim Rock Subdivision, Ph. 2, Sec. 4. All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #17 RE: AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF SAN MARCOS RELATED TO ACCESS TO THE CITY'S POLICE CAD/RMS/MOBILE CLIENT SYSTEM – was pulled

Clerk's Note Agenda Item #18 RE: AUTHORIZE THE COUNTY JUDGE TO SIGN A PROFESSIONAL SERVICES AGREEMENT WITH HALFF ASSOCIATES, INC. FOR DEVELOPMENT OF A COUNTYWIDE STREAM DATA MANAGEMENT SYSTEM – was pulled

Clerk's Note – Court took a break at 10:27 a.m. and reconvened into open session at 10:37 a.m.



31763 ADOPT THE EARLY VOTING SCHEDULE (DATES & TIMES) FOR THE NOVEMBER 8, 2016, GENERAL ELECTION

Joyce Cowan Elections Administrator spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt the Early Voting Schedule (Dates & times) for the November 8, 2016, General Election. All voting "Aye". MOTION PASSED**

31764 ADOPT THE ELECTION DAY POLLING SITES FOR THE NOVEMBER 8, 2016, GENERAL ELECTION

Joyce Cowan Elections Administrator spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt the Election Day Polling sites for the November 8, 2016, General Election. All voting "Aye". MOTION PASSED**

31765 ACTION RELATED TO THE PROPOSED CREATION OF HAYS COUNTY EMERGENCY SERVICES DISTRICT #9. POSSIBLE ACTIONS MAY INCLUDE 1) RESOLVING THAT CREATION OF THE DISTRICT IS FEASIBLE OR NOT FEASIBLE AND 2) RESOLVING THAT THE CREATION OF THE DISTRICT WILL OR WILL NOT PROMOTE THE PUBLIC SAFETY, WELFARE, HEALTH, AND CONVENIENCE OF PERSONS RESIDING WITHIN THE PROPOSED DISTRICT. IF THE COURT FINDS IN FAVOR OF DISTRICT CREATION, IT SHALL ALSO TAKE ACTION TO FIX THE DISTRICT'S BOUNDARIES, ORDER AN ELECTION TO CONFIRM THE DISTRICT'S CREATION, AND IMPOSE ADDITIONAL CONDITIONS, IF ANY

Since August 22, 2016 is the last date to call for an election on the November 2016 ballot, this agenda item strongly contemplates action, including a Call for an Election to confirm the District's creation, should the Court decide it is feasible to create it. A motion was made by Commissioner Conley resolves that creation of the district is feasible and resolving that the creation of the district will promote the public safety, welfare, health, and convenience of persons residing within the proposed district with qualification and a 6% cap rate. MOTION DIED for lack of a second. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe, resolving that the creation of the district is feasible, with qualifications, resolving that the creation of the district will promote the public safety, welfare, health, and convenience of persons residing within the district, with qualifications, fixing the district's boundaries, and ordering an election to confirm the district's creation, as detailed in an executed Resolution of Commissioners Court finalized by legal counsel based on feedback provided by the Court. All voting "Aye". MOTION PASSED**

31766 HOLD A PUBLIC HEARING AT 10:00 AM IN ACCORDANCE WITH SECTION 293.101 OF THE TEXAS HEALTH AND SAFETY CODE, INCLUDING BUT NOT LIMITED TO DISCUSSION AND POSSIBLE ACTION TO ESTABLISH THE ASSESSMENT RATE AND STATE FISCAL YEAR 2017 MANDATORY PAYMENTS, AND AUTHORIZE THE INTERGOVERNMENTAL TRANSFER OF THE FUNDS DERIVED FROM THOSE MANDATORY PAYMENTS TO PROVIDE THE NONFEDERAL SHARE OF THE SUPPLEMENTAL PAYMENT PROGRAM AUTHORIZED UNDER THE TEXAS HEALTHCARE TRANSFORMATION AND QUALITY IMPROVEMENT PROGRAM ("SEC 1115") WAIVER

Judge Cobb opened the public hearing at 10:17 a.m. Chief of Staff, Lon Shell spoke. Liz Johnson with Seton Hays Hospital and Ann Berghammer-Miller of Central Texas Medical Center spoke. Hays County's participation in a County Health Care Provider Participation Program is authorized by HB 3175 passed during the 84th Texas Legislature. A County Health Care Provider Participation Program authorizes a county to collect a mandatory payment from each institutional health care provider located in the county to be deposited in a local provider participation fund established by the county. Money in the fund may be used by the county to fund certain intergovernmental transfers and indigent care programs as provided by Chapter 293 of the Texas Health and Safety Code. Central Texas Medical Center of San Marcos and Seton Medical Center Hays supported passage of HB 3175 and the creation of the program in Hays County. The Hays County Commissioners Court adopted and Order authorizing the County's participation in the LPPF program on 9-15-15. On 9-29-15 a public hearing was held to establish the LPPF, set the assessment rate at 6%, and establish the state fiscal year 2016 mandatory payments. Notice of the Public Hearing has been posted in accordance with 293.101 of the Texas Health and Safety Code. During the hearing, the Court will set the state fiscal year 2017 assessment rate, consider the approval of the amount of payments for each hospital as determined by 293.151 THSC and consider other issues related to the program. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the Count to collect a mandatory payment from each institutional health care provider in Hays County, establish the state fiscal year 2017 mandatory payments of \$5,464,28.58 for Central Texas Medical Center, \$6,797,68.08 for Seton Medical Center Hays, \$759,354.06 for Warm Springs Rehabilitation of Kyle, and \$29,170.38 for Oceans Behavioral Hospital which equal 6% of the net patient revenue of each hospital, and authorize the Intergovernmental Transfer of the funds derived from those mandatory payments to provide the nonfederal share of the supplemental payment program authorized under the Texas Healthcare Transformation and Quality Improvement Program otherwise known as the 1115 waiver. All voting "Aye". MOTION PASSED**



Clerk's Note Court took a break at 4:55 p.m. and reconvened into open session at 5:31 p.m.
 Clerk's Note Court took a break at 6:45 p.m. and reconvened into open session at 7:29 p.m.
 Clerk's Note Court took a break at 7:29 p.m. and reconvened into open session at 8:11 p.m.

31767 APPROVE AN ORDER BY THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS CALLING A BOND ELECTION TO BE HELD IN HAYS COUNTY, TEXAS; MAKING PROVISION FOR THE CONDUCT OF THE ELECTION; MAKING PROVISION FOR THE CONDUCT OF A JOINT ELECTION WITH VARIOUS POLITICAL SUBDIVISIONS; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION. (WORKSHOP ITEMS 24, 25 AND 26 WILL BE HELD PRIOR TO THE OPENING OF THIS ITEM.)

Per action of the Commissioners Court on August 9, 2016, this agenda item is being considered for a bond election prior to the deadline for ordering a November 8, 2016 election, which is August 22, 2016. Potential bond proposition under this election Order could include a public safety bond proposition (Emergency Call Center/ 911, Law Enforcement Center, Jail) and/or a Transportation bond proposition. Julie Houston spoke regarding the proposition and ballot language. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve an Order by the Commissioners Court of Hays County, Texas calling a Bond Election to be held in Hays County, Texas; making provision for the conduct of the election; making provision for the conduct of a joint election with various political subdivisions; resolving other matters incident and related to such election. All voting "Aye". MOTION PASSED

WORKSHOP RELATED TO THE PROPOSED CRIMINAL JUSTICE / PUBLIC SAFETY FACILITIES TO INCLUDE THE HAYS COUNTY JAIL, 911 CALL CENTER, EMERGENCY OPERATIONS CENTER, LAW ENFORCEMENT CENTER AND TRAINING FACILITY AND THE POSSIBILITY OF A NOVEMBER 2016 BOND PROPOSITION RELATED THERETO

Brenda Jenkins, Sr. VP of ACM International gave a PowerPoint presentation on the proposed criminal justice/public safety facilities which include the Hays County Jail, 911 Call Center, Emergency Operations Center, Law Enforcement Center and Training Facility. This would include an additional 192 beds. The proposed Jail Project estimated cost would be \$62.4 Million and the proposed 911 Call Center/Emergency Operations/LEC/Training Facility Project cost would be \$44 Million.

WORKSHOP RELATED TO THE PROPOSED TRANSPORTATION IMPROVEMENTS THROUGHOUT HAYS COUNTY AND THE POSSIBILITY OF A NOVEMBER 2016 BOND PROPOSITION RELATED THERETO

Clerk's Note - Court took a break at 3:44 p.m. and reconvened into open session at 3:56 p.m.

Charlie Flaten - Travis County resident and David Baker - Hays County resident spoke. Court discussed roads in all the precincts they would like to make safety improvements to.

WORKSHOP HOSTED BY DAN WEGMILLER, HAYS COUNTY'S FINANCIAL ADVISOR, AND BILL HERZOG, HAYS COUNTY AUDITOR, REGARDING HAYS COUNTY'S PRESENT BOND FINANCING AND PROJECTED TAX REVENUES

Dan Wegmiller spoke on the present Bond Financing and projected tax revenues.

Clerk's Note Agenda Item #27 RE: 1:30 P.M.-BUDGET WORKSHOP REGARDING THE FY 2017 HAYS COUNTY BUDGET - was postponed until next week 8/23/2016

31768 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 ROBERT S. LIGHT BOULEVARD IN PCT 2

Court convened into Executive Session at 1:18 p.m. and reconvened into open court at 2:20 p.m. This was opened with item #30. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, and Chief of Staff Lon Shell. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a Purchase/Sale Agreement between Hays County and TMJS Buda, LLC related to the purchase of Parcel 6 on Robert S. Light Blvd., as presented in Executive Session. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant voting "Aye". Commissioner Conley not present for vote. MOTION PASSED

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



Court convened into Executive Session at 12:45 a.m. and reconvened into open court at 1:18 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.

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 PROPOSED FM110 IN PCT. 1

Court convened into Executive Session at 2:10 and reconvened into open court at 2:20 p.m. This was opened with item #28. 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.

31769 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 PROJECT TEXAS

Court convened into Executive Session at 9:50 a.m. and reconvened into open court at 10:00 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, Mike Kamerlander and Adriana Cruz of the Greater San Marcos Economic Development Council. Adriana Cruz, President of the Greater San Marcos Economic Development Council spoke of Best Buy eCommerce, which will be located at 900 Bugg Lane, San Marcos, Texas. Adriana Cruz introduced Dan Lopez of Best Buy. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute a Chapter 381 Economic development Incentives Agreement between Hays County and Best Buy.com LLC, as presented in Executive Session and as now presented to the Clerk of the Court. 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

This week's Jail Report: Hays County's current maximum jail capacity is 362 inmates. Jail Standards recommends holding approximately 10% of capacity open. That lowers our recommendation to 311. The jail's daily average was 271 and peak was 279 on August 11th for the week of August 7 to August 13, 2016. The maximum female capacity is 76 inmates. Last week's average was 68 and peak was 71 on 8/11/2016. The maximum male capacity is 256 inmates. Last week's average was 203 and peak was 209 on 8/12/2016. Inmate at Guadalupe County: 96; Inmate at Caldwell County: 0; Inmate at Bastrop County: 36; Inmate at Walker County: 9; Inmate at Gillespie County: 14; Inmate at Blanco County: 6.

31770 ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index: 326. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify the lifting of the Burn Ban which was lifted yesterday, 8/15/2016. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED**

County Clerk's Note Agenda Item #34 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 8:30 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 August 16, 2016.



Liz Q Gonzalez

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

