



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 23RD 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:

Pastor Rusty Fletcher of Fountain of Life Church in Kyle 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.

PUBLIC COMMENTS

John Eaton – Hays County Resident and David Crowell – Hays County resident made public comments.

PRESENTATION OF DISTINGUISHED SERVICE AWARD FROM TEXAS HISTORICAL COMMISSION TO THE HAYS COUNTY HISTORICAL COMMISSION

Kate Johnson of the Texas Historical Commission spoke.

31771 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 \$1,013,572.10 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31772 APPROVE COMMISSIONERS COURT MINUTES OF AUGUST 16, 2016

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

31773 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT CONTRACT ONE (1) TO THE FY17 EBOLA PUBLIC HEALTH PREPAREDNESS PROGRAM WITH THE DEPARTMENT STATE HEALTH SERVICES (DSHS) TO INCREASE AMOUNT TO \$26,525

The funding provides for activities and supplies what would be appropriate for any highly infectious disease event and includes personal protective equipment and other supplies, training costs, and a small budget for contractual services that may be required in an emergency event. The amendment will modify grant number 2015-003617 (contract) and increase funding from \$24,325 to \$26,525 and extend the contract term to expire on June 30, 2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute Amendment Contract One (1) to the FY17 Ebola Public Health Preparedness Program with the Department State Health Services (DSHS) to increase amount to \$26,525 All voting "Aye". MOTION PASSED

31774 AUTHORIZE THE CONSTABLE PRECINCT 4 TO PURCHASE THREE (3) CARDIAC SCIENCE POWERHEART AED'S (AUTOMATIC EXTERNAL DEFIBRILLATOR'S) AND ONE (1) ETICKET WRITER AND AMEND THE BUDGET ACCORDINGLY

Constable Pct 4 Ron Hodd spoke. The Constable Precinct 4 Office would like to utilize capital vehicle savings to purchase three (3) Cardiac Science Powerheart Automatic External Defibrillators (AED's) and one (1) eTicket Writer. The AED's are to be utilized by Constable Deputies who patrol in a large rural area and the equipment would be a medical asset to the citizens of Hays County when EMS or other medical responders are delayed in their response. The eTicket Writer is to be utilized by the Constable deputy assigned to traffic enforcement in the Belterra area. Amount required \$8,265.10; No additional county funds required; Decrease Vehicles_Capital .5713_700; Increase Misc. Eqpt. 5719_400 and LE Eqpt .5717_400. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Constable Precinct 4 to purchase three (3) Cardiac Science Powerheart AED's (Automatic External Defibrillator's) and one (1) eTicket Writer and amend the budget accordingly. All voting "Aye". MOTION PASSED



31775 AUTHORIZE THE PURCHASE OF A REPLACEMENT COMMERCIAL SHREDDER FOR THE JUSTICE OF THE PEACE PRECINCT 2 OFFICE AND AMEND THE BUDGET ACCORDINGLY

The shredder is a Fellowes 959-210 Model 125 Ci. Savings within office supplies operating budget have been identified to fund this request. Amount required \$678.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the purchase of a replacement commercial shredder for the Justice of the Peace Precinct 2 Office and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31776 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDER NO. 1 WITH COMPUTER INFORMATION SYSTEMS, INC. (CIS) RELATED TO THE COUNTY'S COMPUTER AIDED DISPATCH (CAD) SYSTEM IMPLEMENTATION AND RATIFY TRAVEL COSTS ASSOCIATED WITH IMPLEMENTATION

On August 12, 2014 the Commissioner's Court authorized the purchase of a new CAD system. The Sheriff's Office staff has been working with CIS, Inc. on implementation which is scheduled for 9/27/2016. The requested change order reflects changes made to the training schedule resulting in a credit of (\$670) that will be issued against the final payment. Also, included on the change order are costs associated with management training held in Skokie, Illinois. This training was included in the original contract. However, the Communications Director requested to have three City of San Marcos management staff attend. This was due to operations management decisions which would be determined during this training that would affect their servers. Hays County needed the City's input in order to implement system-wide functionality for a unified CAD System. This change order would approve paying all expenses related to management training for a seamless implementation of the County Wide CAD System. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute Change Order No. 1 with Computer Information Systems, Inc. (CIS) related to the County's Computer Aided Dispatch (CAD) System implementation and ratify travel costs associated with implementation. All voting "Aye". MOTION PASSED**

31777 AMEND THE PERSONAL HEALTH OPERATING BUDGET FOR CONFERENCE EXPENSES RELATED TO THE NEHA 2016 AEC & HUD HEALTHY HOMES CONFERENCE HELD IN SAN ANTONIO, TEXAS

The director attended the NEHA 2016 AEC & HUD Healthy Homes conference held in June and needs additional funds to cover associated registration costs. Funds are available in the operating budget to cover this amendment. Amount \$539.99; Increase - Cont. Ed - \$539; Decrease - Utilities - (\$539). **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend the Personal Health operating budget for conference expenses related to the NEHA 2016 AEC & HUD Healthy Homes conference held in San Antonio, Texas. All voting "Aye". MOTION PASSED**

31778 ACCEPT MAINTENANCE BOND #76111228 IN THE AMOUNT OF \$42,380.00 FOR A 1-YEAR PERIOD FOR ROADS WITHIN BELTERRA SUBDIVISION, PH. 4, SEC. 12B

Transportation Director, Jerry Borcharding recommends acceptance of the Maintenance Bond. The current punch-list repairs have not been addressed at this point. This bond will allow the County to re-inspect road conditions of these roads after the contractor has completed punch-list repairs. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept maintenance bond #76111228 in the amount of \$42,380.00 for a 1-year period for roads within Belterra subdivision, Ph. 4, Sec. 12B. All voting "Aye". MOTION PASSED**

31779 SUB-626; VACATE AND REPLAT OF LOTS 63 AND 64 IN MEDLIN CREEK SUBDIVISION AND LOT 3 IN RAISCH SUBDIVISION (2 LOTS) APPROVE FINAL PLAT; HOLD A PUBLIC HEARING

County Judge opened the public hearing. No public input was received. County Judge closed the public hearing. County Planner, Caitlyn Hairell, gave staff recommendation. The Raisch Subdivision was completed on January 19th, 2016 and Medlin Creek Subdivision on November 12th, 1985. The property owner of lots 63 and 64 within the Medlin Creek Subdivision and lot 3 in Raisch Subdivision built on top of property lines between the two subdivisions. The proposed vacate and replat will reconfigure these tracts from three lots into two lots, along with settling the property line issue. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve final plat of SUB-626; Vacate and Replat of lots 63 and 64 in Medlin Creek Subdivision and Lot 3 in Raisch Subdivision (2 lots). All voting "Aye". MOTION PASSED**

31780 SUB-625 SANTIAGO SUBDIVISION (2 LOTS) APPROVE PRELIMINARY PLAN

County Planner, Caitlyn Hairell gave staff recommendation. Santiago Subdivision is a proposed 2 lot subdivision across 7.59 acres. This proposed subdivision is located off of Mathias Lane in Precinct 2. Water service will be provided by GoForth SUD and wastewater treatment will be accomplished by individual on-site



sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve final plat of SUB-625 Santiago Subdivision (2 lots). All voting "Aye". MOTION PASSED**

31781 AUTHORIZE THE COUNTY JUDGE TO SIGN A PROFESSIONAL SERVICES AGREEMENT WITH HALFF ASSOCIATES, INC. FOR DEVELOPMENT OF A COUNTYWIDE STREAM DATA MANAGEMENT SYSTEM

Director of Community and Development Services, Clint Garza, spoke. Over the past several years, Hays County and various municipalities have partnered with the Texas Water Development Board, the US Army Corps of Engineers, LCRA, GBRA, and FEMA to study over 700 stream miles throughout the County and perform dam breach analyses for a number of NRCS dams. In order to best utilize these resources, the Development & Community Services Department and the Emergency Services Department are proposing to partner with Halff Associates, Inc. to perform an inventory and then create web maps to display the available data. Amount \$12,000; line item #171-691.00.5448. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to sign a Professional Services Agreement with Halff Associates, Inc. for development of a countywide stream data management system. All voting "Aye". MOTION PASSED**

31782 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

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to 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. All voting "Aye". MOTION PASSED

Clerk's Note Agenda Item #14 RE: DISCUSSION AND POSSILBE ACTION TO VOTE ON A PROPOSED BUDGET FOR FY 2017 AND SCHEDULE PUBLIC HEARINGS - was postponed until next week 8/30/16

BUDGET WORKSHOP REGARDING THE FY 2017 HAYS COUNTY BUDGET

County Wide Radar Signs – Chief of Staff, Lon Shell spoke of county-wide radar signs. Transportation Director, Jerry Borcharding spoke of data that is collected, date, time and speed. Constable Pct. 4, Ron Hood, gave a powerpoint presentation on trying to slow down speeders. He detailed different solutions for the Court's consideration. Lon Shell will get with Jerry Borcharding and come back with ideas/options for the Court's consideration.

Retiree Committee Recommendations – Britney Richey spoke of no requests for FY 17 for the Retirees. Due to the impact that a COLA for retirees will have on the county's financial position, the Retiree Benefits Review Committee is respectfully recommending no CLOA for retirees in 2017. Humana Advantage Retiree Insurance \$70.00 – 10% cost change anticipated with Humana. County pays for 4 people. Estimated cost \$3,700.00 a year for 2017. Other individuals participate as well and pay the full premium. The Committee respectfully recommends keeping the Humana Medicare Advantage Insurance Plan, for Medicare eligible retirees. GASB 45 requires an actuarial valuation of the retiree insurance benefit (where the county pays for part of the retiree's premiums) and results in an unfunded liability that we must report on our financial reports. We asked our actuary Millman to explore the following recommendations to see what impact they would have in reducing our GASB 45 liability which have been presented to Commissioners' Court. Based on the Retiree Committee's recommendation, the court approved a policy change effective 11/1/17. Approved Policy Change – Effective 11/1/17, retirees with less than 20 years of continuous service with the County will pay 15% of the cost of retiree coverage until the employer's monthly cost reaches \$1,000. At that point, the retiree is responsible for the balance of the premium in excess of \$1,000 per month. Changes above only apply to those retirees who retired on or after November 1, 2017. Current retirees are not affected by these changes. Retirees with 20 or more years of continuous service with Hays County that are Medicare eligible, have the option of going to the Medicare advantage plan at no cost to the retiree. **A motion was made by Judge Cobb, seconded by Commissioner Ingalsbe to accept the recommendations of the Retiree Committee of no changes. All voting "Aye". MOTION PASSED**

Constables

Constable Pct. 1, David Peterson requested a new part-time Justice Clerk and one new vehicle. Constable is requesting a part-time Justice Clerk at 25 hours a week.

Constable Pct. 2, James Kohler is requesting a new full-time Deputy Constable and a bullet proof vest for that position. Constable spoke of the increase in his precinct and the need for a new Deputy, effective 1/1/17.

Constable Pct. 3 Elect, Ray Helm is requesting a new full-time Deputy Constable. This position would help with schools, patrolling area neighborhoods and area parks. The Constable Elect spoke of the need for a new Deputy Constable. If this position is approved, he will also need a new vehicle, radio for the vehicle, taser. He is also asking for 5 tasers in car system, replace Coban Cameras, 2 taser body cameras, Surface Pro for new



vehicle. Vehicle mounts and equipment for Surface Pro, 3 new body armor (2 expired 1 new deputy), office equipment will be in contract for new building construction.

Office of Emergency Services – Director of Emergency Services, Kharley Smith, is requesting a re-grade Admin. I to Admin. III.

Development Services – Director of Community and Development Services, Clint Garza is requesting a re-grade of Admin. III to Admin. Operations Supervisor, re-grade Admin. III to Budget & Financial Manager, re-grade Chief Env. Health Sp. 113 to 114, and re-grade EHS I to EHS II.

Transportation Department – Transportation Director, Jerry Borchering is requesting a re-grade for Budget & Financial Manager 115 to 116, a re-grade bookkeeper 109 to 110, and a re-grade Admin. II 108 to 110.

Clerk's Note: Court took a lunch break at 11:35 a.m. and reconvened into open session at 1:02 p.m.

District Attorney – District Attorney, Wes Mau is requesting 2 new Prosecutors. Judge's proposed budget is approving 1 new Prosecutor. Mr. Mau is requesting rather than going with the one new Attorney if the Court would consider to hire 2 additional Prosecutors in a staggered manner. Proposed: Step 1 – Hire 1 Attorney I, 1 Attorney II and 1 Admin. II on 10/1/16. Step 2 – Hire 1 Attorney I, 1 Attorney II and Admin. II on 1/1/17. Step 3 – Hire 1 Attorney I, Attorney II and Admin. II on 4/1/17. Budgetary impact would be start date 10/1/16 = \$89,000, 1/1/17 = \$67,374 and 4/1/17 = \$44,967. The Judge's proposed budget has provided for an Admin. II. Mr. Mau is requesting that the Court consider an Admin. III instead. Budget impact would be \$6,950.

District Court – District Judge, Gary Steel, is requesting for a re-grade for Chief Bailiff and promote Bailiff to Asst. Chief Bailiff. Judge Steel is requesting the Court's consideration for a new Asst. Chief Bailiff position at a grade 113. For the Chief position there would be no budget impact. The only budget impact is \$5,000 for the Asst. Chief position.

Sheriff's Office – Sheriff, Gary Cutler is requesting a new Deputy (Sex Offender). Capt. Mark Cumberland and Detective Shane Smith spoke of this position being held by civilian, this needs to be held by a Deputy that can assure the Sex Offenders are registered and make compliance checks and file the appropriate charges when necessary. Sheriff is also requesting the newly approved LE Computer Specialist from grade 110 to 111. Budget impact is over \$4,000. Sheriff is also requesting a new ACO truck with equipment. Ronald Simon, Fleet Manager at the Sheriff's Office spoke of the need for a new vehicle. The current vehicle is down more than it is on the road.

Larry Peterson of Budget Infographics, spoke of the transparency software. This is \$6,000 yearly or \$500 monthly. This website is being used to allow citizens to view the county's budget. It also allows for customized reports for offices within the county and for the public to view.

Clerk's Note: Court took break at 2:54 p.m. and reconvened into open session at 3:03 p.m.

Social Services

Alisha Roberts, Development Project Manager of Village of San Marcos is requesting \$300,000. The Village of San Marcos is a co-location of services that include Community Action Inc., Hays County Food Bank, WIC, CASA, CFPO-PAL Youth Sports Complex, Early Childhood Intervention Inc., and Family Justice Center.

Norma Castilla-Blackwell of CASA is requesting \$300,000 for the Capital Campaign. CASA has applied with other entities for additional funding. Ms. Blackwell thanked the Court for allowing CASA to house in the Courthouse. CASA saves money to the citizens of Hays County.

Clerk's Note: Court took break at 3:32 p.m. and reconvened into open session at 4:05 p.m.

FY 2017 CC Proposed Budget

<u>Department</u>	<u>Request</u>	<u>Fiscal Impact</u>
General Fund		
County Wide	Radar signs- Pct 3 & 4 Radar signs for School Zones	
Constable Pct 1	New Justice Clerk (50%)	13,676
Constable Pct 2	New Deputy Constable- eff 1/1/17	48,935
	Bullet Proof Vest for Deputy Constable	935
Constable Pct 3	New Deputy Constable- eff 1/1/17	48,935
	Bullet Proof Vest for Deputy Constable	935
Office of Emerg Svcs	Re-grade Admin I to Admin II at 25% (\$31,075)	6,461
Dev Services	Re-grade Admin III to Admin Ops Supervisor(\$48,934)	12,593
	Re-grade Admin III to Budget & Financial Mgr (\$48,934)	11,266
	Re-grade Chief Env Health Sp 113 to 114 (no fiscal impact)	-
	Re-grade Env Health Specialist I to EHS II	4,404
	Temp Paid Interns	15,114
Building Maintenance	Software for Facility Manager	809
District Attorney	New Attorney II	89,831
	New Admin III instead of Admin II	6,950
District Court	Re-grade Chief Bailiff 112 to 114 (no fiscal impact)	-
	Promote Bailiff 112 to Asst Chief Bailiff 113	4,361
Sheriff's Office	New Deputy (Sex Offender)	64,433
	New LE Computer Specialist from grade 110 to 111	4,004
	Promote 4 Deputies to Corporal (grade as detective)	16,115
	New ACO Truck w/equipment	52,543
Social Service Agencies	Village of San Marcos – capital funding	250,000

HAYS COUNTY COMMISSIONERS' COURT MINUTES - AUGUST 23, 2016



County Wide	Casa-capital funding	325,000
	Budget Infographics transparency software	6,000
Constable Pct 5	Additional funds for vehicle	4,051
	Ticket Writer	4,760
County Wide	Decrease M&O Tax Rate to .2986 cents	94,555
	Move constable Vehicles to County Wide	
	Decrease Transfer to JDC	(242,555)
OES	Software Maintenance	5,120
SO	CIS CAD Training and software Maintenance	115,970
Various Depts	Adjust Computer Request	(261,001)
		----- 704,068
Road & Bridge Fund		
	New Truck – transfer a replacement vehicle to Extension	27,600
Juvenile Detention Fund		
	Revised budget to 1;12 ratio	242,684
	Increase Revenue	<u>(242,687)</u>
School Safety Zone Fund		
	Roll Fund Balance	(32,000)
	Radar Signs	32,000
Family Health Services Fund		
	Roll IGT Transfer	<u>2,172,372</u>
Local Provider Participation		
	Roll Fund Balance (Increase Exp)	<u>12,000,000</u>
Habitat Conservation Fund		
	Roll Fund Balance (Increase Exp)	<u>99,000</u>
LCRA/WTPUA Fund		
	Roll Fund Balance (Increase Exp)	<u>160,000</u>
Debt Fund		
	Increase Debt Rate to .1246 cents	(94,555)
	Increase PTF/JDC Revenue	<u>(8,105,603)</u>

Clerk’s Note Agenda Item #16 RE: 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 – **was pulled**

31783 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 FM 1626 IN PRECINCT 2

Court convened into Executive Session at 9:52 a.m. and reconvened into open court at 9:58 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. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Purchase Agreement between Hays County and Robert and Sherry Lowden for the purchase of approximately 0.533 acres of Right of Way along FM 1626, as presented in Executive Session. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Judge Cobb voting “Aye”. Commissioner Whisenant recused himself. 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 the Hays County Jail Report. Hays County’s current maxium jail capacity is 362 inmates. Jail Standards recommends holding approximately 10% of capacity open. That lowers our recommendations to 311. The jail’s daily average was 264 and peak was 273 on August 19, 2016 for the week of August 14, 2016 to August 20, 2016. The maximum femal capacity is 76 inmates. Last week’s average was 70 and peak was 79 August 19, 2016. The maximum male capacity is 256 inmates. Last week’s average was 194 and peak was 200 on August 16, 2016.



ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index is 82. The Burn Ban will remain lifted.

County Clerk's Note Agenda Item No# 20 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 to adjourn court at 4:53 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 23, 2016.



Liz Q Gonzalez

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

