



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 1ST DAY OF NOVEMBER 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
OSCAR MEJIA	DEPUTY 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.

31956 ADOPT A PROCLAMATION DECLARING THE MONTH OF NOVEMBER 2016 AS NATIONAL ALZHEIMER'S DISEASE AWARENESS MONTH

Hays County Local Health Department Epidemiologist Eric Schneider spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a proclamation declaring the month of November 2016 as National Alzheimer's Disease Awareness Month. All present voting "Aye". MOTION PASSED

31957 ADOPT A PROCLAMATION DECLARING THE MONTH OF NOVEMBER 2016 AS NATIONAL CAREGIVER AWARENESS MONTH

Hays County Local Health Department Epidemiologist Eric Schneider spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a proclamation declaring the month of November 2016 as National Caregiver Awareness Month. All present voting "Aye". MOTION PASSED

PUBLIC COMMENTS

Kyle Taylor-Kyle Resident, Will Taff-San Marcos Resident, and Sara Lee Underwood-Myers-San Marcos Resident spoke during public comments.

31958 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve payment of County invoices in the amount of \$5,244,710.17 by the Hays County Auditor. All present voting "Aye". MOTION PASSED

31959 APPROVE COMMISSIONERS COURT MINUTES OF OCTOBER 25, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of October 25, 2016. All present voting "Aye". MOTION PASSED

31960 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE TEXAS VETERANS COMMISSION FOR THE HAYS COUNTY VETERANS TREATMENT COURT TO PROVIDE FUNDING FOR EXPUNCTION OF CRIMINAL RECORDS FOR THOSE SUCCESSFULLY COMPLETING THE PROGRAM IN THE AMOUNT OF \$15,000.00

The proposed grant application is to continue a program that started in July, 2016 to pay for court fees associated with the expunction of the veteran defendants criminal records upon successful completion of the VTC as ordered by the Court and held by various agencies, and to provide further training for defense counsel assigned to the VTC. Legislation provides for the dismissal of the charge and it can also be ordered to expunge the record, but the legislation does not provide for a waiver of fees associated with the record deletions. It has been determined that the cost to expunge records in mandated fees alone is about \$400.80 per individual, and defense counsel will process the paperwork pro bono, thereby allowing approximately 37 individuals to have coverage under the grant. Clearing these records will allow the veteran to gain a "fresh start" as they seek productive lifestyles and re-adapt to civilian life. No matching funds required. The grant term is from July 1, 2017 through June 30, 2018. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to submit a grant application to the Texas Veterans Commission for the Hays County Veterans Treatment Court to provide funding for expunction of criminal records for those successfully completing the program in the amount \$15,000.00. All present voting "Aye". MOTION PASSED

31961 APPROVE UTILITY PERMITS



Permit: 996 and 997. Road Name: Nutty Brown Road and Fox Run Drive. Utility: Gas line (Texas Gas Service) and gas line (Texas Gas Service). **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Utility Permits 996 on Nutty Brown Road for a gas line (Texas Gas Service) and 997 on Fox Run Drive for a gas line (Texas Gas Service). All present voting "Aye". MOTION PASSED**

31962 RATIFY THE EXECUTION OF DEVELOPMENT APPLICATIONS TO THE CITY OF WIMBERLEY FOR PERMITS REQUIRED FOR CONSTRUCTION ACTIVITIES RELATED TO THE PRECINCT 3 FACILITY; AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR TO SIGN ALL REMAINING DOCUMENTS RELATED TO THE PERMITTING OF THE NEW FACILITY

Construction activities will soon begin at the new precinct 3 office. An authorized signature is required for OSSF permitting as well as other permits related to the construction and permitting of the facility. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to ratify the execution of Development Applications to the City of Wimberley for permits required for construction activities related to the Precinct 3 facility; authorize the Development and Community Services Director to sign all remaining documents related to the permitting of the new facility. All present voting "Aye". MOTION PASSED**

31963 AUTHORIZE THE COUNTY JUDGE TO ACCEPT A GRANT AWARD FROM THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY DIVISION, HOMELAND SECURITY GRANT PROGRAM FOR THE HAYS COUNTY SWAT BEARCAT PROJECT IN THE AMOUNT OF \$294,150 AND AMEND THE BUDGET ACCORDINGLY

On March 8, 2016 the Commissioners Court authorized submission of a grant application and supporting Resolution to the Office of the Governor, Homeland Security Grant Division for the funding of a tactical response vehicle. This vehicle will be used in the Sheriff's Office for emergency situations where an active threat is present that could endanger responders and will provide a level of safety for both personnel and potential victims not previously available. Notice of award has been received and acceptance is done electronically for this Grant Number 3027501. Attached is the notice of award. Increase 001-618-99-099.4304 Intergovernmental Revenues-Capital. Increase 001-618-99-099.5713_700 Vehicles-Capital. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to accept a grant award from the Office of the Governor, Homeland Security Division, Homeland Security Grant Program for the Hays County SWAT BearCat project in the amount of \$294,150 and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31964 APPROVE A TRANSFER REQUEST OF ONE VEHICLE FROM THE JUVENILE PROBATION OFFICE TO BUILDING MAINTENANCE

The following vehicle is being requested for transfer from the Juvenile Probation Office to the Government Center Building Maintenance Office. Equipment Transfer: 2002 Chevrolet Silverado 1500; VIN: 2GCEC19VZZ133Q447; County Tag # 12447. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve a transfer request of one vehicle from the Juvenile Probation Office to Building Maintenance. All present voting "Aye". MOTION PASSED**

31965 AUTHORIZE THE COUNTY JUDGE TO SIGN THE DSHS CONTRACTOR VENDER INFORMATION FORM FOR THE REGION 7 SYNDROMIC SURVEILLANCE PROGRAM

The Hays County Local Health Department would like to participate in the Region 7 Syndromic Surveillance Program. The purpose of the Region 7 Syndromic Surveillance system is to coordinate disease and injury surveillance between the Regional Health Department, Local Health Departments, hospitals, and other direct healthcare providers in Texas Health Service Region 7. Representatives for the Hays County Epidemiology office are on the Region 7 Syndromic Surveillance Regional Advisory Committee which is authorized by the Department of State Health Services, Division for Regional and Local Health Services and serves the Texas Syndromic Surveillance Governance Council. The advisory committee meets quarterly to discuss implementation and progress on the surveillance system (which is currently still in the beginning stages). At this time, Regional and Local Health Departments, as well as Healthcare providers are submitting vendor forms with DSHS in order to start the process for being able to submit and share health surveillance data. Syndromic Surveillance activities will provide a meaningful view of emerging disease states within our Region and throughout the State of Texas. The technological infrastructure for the surveillance system will be hosted by the Texas Department of State Health Services. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to sign the DSHS Contractor Vender Information Form for the Region 7 Syndromic Surveillance Program. All present voting "Aye". MOTION PASSED**

31966 ACCEPT VARIOUS DONATIONS FOR THE KYLE DEPOT PROJECT AND AMEND THE BUDGET ACCORDINGLY



The Historical Commission has received various donations for expenses related to the Kyle Depot Project. Budget Amendment: Increase - General Supplies; Increase – Contributions. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept various donations for the Kyle Depot Project and amend the budget accordingly. All present voting “Aye”. MOTION PASSED**

31967 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A REPLACEMENT VEHICLE UTILIZING INSURANCE PROCEEDS RECEIVED FOR A TOTALED VEHICLE AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office is requesting court approval for the purchase a 2017 Ford Fusion to replace a vehicle that was totaled in April 2016 assigned to the Evidence Division. Insurance proceeds totaling \$17,509 were received from Nationwide Insurance Company. The total cost for the replacement vehicle is \$18,691; additional funding needed has been identified in the FY17 Vehicles Capital g/l account. Budget Amendment: Increase Revenue: Compensation for Loss; Increase Expense: Vehicles Capital. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to authorize the Sheriff's Office to purchase a replacement vehicle utilizing insurance proceeds received for a totaled vehicle and amend the budget accordingly. All present voting “Aye”. MOTION PASSED**

31968 AUTHORIZE THE CONSTABLE PCT. 1 TO PURCHASE TWO REPLACEMENT BULLET PROOF VESTS AND TWO NEW VEHICLE RADARS AND AMEND THE BUDGET ACCORDINGLY

The Constable had two bullet proof vests on order during the FY16 budget year for new hires that were not received prior to 9/30/16. The funds need to be identified in the FY17 budget in order to receive those vests. He is also requesting consideration for two new radars. These radars will be used in the replacement vehicle budgeted in FY17 and a vehicle in his current fleet for traffic enforcement. Savings from two items (taser/vehicle radio will not be ordered) will be used to fund these requests. Budget Amendment: Increase - Constable 1 Law Enforcement Eqpt - \$2,766; Decrease - Constable 1; Communication Eqpt - (\$2,766); Increase - DOJ BPV Grant Match LE Eqpt - \$1,846; Increase - DOJ BPV; Intergov Revenue - \$923. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to authorize the Constable Pct. 1 to purchase two replacement Bullet Proof Vests and two new Vehicle Radars and amend the budget accordingly. All present voting “Aye”. MOTION PASSED**

31969 APPROVE OUT OF STATE TRAVEL FOR THE DIRECTOR OF DEVELOPMENT AND COMMUNITY SERVICES FOR THE 2016 NATIONAL HABITAT CONSERVATION PLAN COALITION MEETING BEING HELD DECEMBER 13-15 IN SHEPHERDSTOWN, WV AND AMEND THE BUDGET ACCORDINGLY

Clint Garza, Director of Development and Community Services spoke. The National Habitat Conservation Plan Coalition's focus is to offer further support for regional habitat conservation plans as local solutions to facilitate economic development while simultaneously conserving threatened and endangered species and their habitats. A variety of topics that are essential to the ongoing management of the Hays County Habitat Conservation Plan will be discussed and it would be beneficial for the Director of Development and Community Services to be in attendance. Funds from the Habitat Conservation Plan Fund have been identified and will be utilized to cover the expenses associated. Budget Amendment: Decrease Expense 151-756-00.5448 Contract Services (\$2,000.00); Increase Expense 151-756-00.5501 Travel \$2,000.00. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve out of state travel for the Director of Development and Community Services for the 2016 National Habitat Conservation Plan Coalition meeting being held December 13-15 in Shepherdstown, WV and amend the budget accordingly. All present voting “Aye”. MOTION PASSED**

31970 ACCEPTANCE OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE CONSTRUCTION BOND #K09324768 FOR \$1,404,731.98, AND ACCEPTANCE OF THE MAINTENANCE BOND #K09232928 IN THE AMOUNT OF \$97,400.60 FOR A 2-YEAR PERIOD FOR SHADOW CREEK SUBDIVISION, PHASE 6, SECTION 1

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 Ingalsbe to accept the road construction and drainage improvements, release of the construction bond #K09324768 for \$1,404,731.98 and acceptance of the maintenance bond K#09232928 in the amount of \$97,400.60 for a 2-year period for Shadow Creek subdivision, Phase 6, Section 1. All present voting “Aye”. MOTION PASSED**

31971 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA WITH H.R. GRAY TO PROVIDE ON-CALL INSPECTION SERVICES FOR THE TRANSPORTATION



AND DEVELOPMENT SERVICES DEPARTMENTS IN REGARD TO ROAD CONSTRUCTION AND NRCS DEBRIS REMOVAL INSPECTIONS

Clint Garza, Director of Development and Community Services, General Counsel, Mark Kennedy, and Adam Leach of the Hays County Transportation Department spoke. If approved, H.R. Gray will provide inspection services on an on call basis, with a contract amount not to exceed \$78,490.92. The Transportation department plans to utilize these services until the new inspector position is filled. The Development Services Department will utilize the on call inspector during the NRCS debris removal from the Blanco to document and check the progress of contractors. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to sign a PSA with H.R. Gray to provide on-call inspection services for the Transportation and Development Services Departments in regard to road construction and NRCS debris removal inspections. All present voting "Aye". MOTION PASSED**

31972 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL WORK AGREEMENT #1 WITH BROWN AND GAY ENGINEERS FOR THE RATTLER ROAD SHARED USE PATH PROJECT IN SAN MARCOS, INCREASING THE COMPENSATION CAP FROM \$82,872.00 TO \$101,293.00

If authorized, this supplemental agreement will pay for work that was originally outside the scope of the project as initially conceived. Specifically the drainage and alignment of the path has been altered significantly due to a change in the required ROW width, that necessitating redesign and change of certain key elements, most notably a bridge structure that must be redesigned as a culvert extension. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a supplemental work agreement #1 with Brown and Gay Engineers for the Rattler Road Shared Use Path project in San Marcos, increasing the compensation cap from \$82,872.00 to \$101,293.00. All present voting "Aye". MOTION PASSED**

31973 SUB-663 MEADOWVIEW SUBDIVISION (2 LOTS). DISCUSSION AND POSSIBLE ACTION TO APPROVE FINAL PLAT

County Planner Caitlyn Hairell spoke and has staff recommendation. The proposed Meadowview Subdivision is a 2 lot subdivision located off of Mt. Gainor Road in Precinct 4. The subdivision will be served by the private wells. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the Final Plat for Sub-663 Meadowview Subdivision (2 Lots). All present voting "Aye". MOTION PASSED**

31974 SUB-658 BOOKY T SUBDIVISION (2 LOTS). DISCUSSION AND POSSIBLE ACTION TO APPROVE FINAL PLAT

County Planner Caitlyn Hairell spoke and has staff recommendation. The proposed Booky T Subdivision is a 2 lot subdivision located off of HWY 290 in Precinct 4. The subdivision will be served by the private wells. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the Final Plat for Sub-658 Booky T Subdivision (2 Lots). All present voting "Aye". MOTION PASSED**

31975 AUTHORIZE THE JUDGE TO SUBMIT A GRANT APPLICATION TO THE TEXAS VETERANS COMMISSION FOR THE HAYS COUNTY VETERANS TREATMENT COURT TO PROVIDE FUNDING FOR A PROBATION OFFICER THROUGH THE COMMUNITY SUPERVISION AND CORRECTION DEPARTMENT (CSCD) TO ASSIST WITH VETERANS COURT CASES IN THE AMOUNT OF \$50,000.00

County Court at Law #2 Judge David Glicker spoke. The grant application is a request for funding in the amount of \$50,000.00 from the Texas Veterans Commission to support a position for the Veterans Treatment Court for Probation Officer through the Community Supervision and Corrections Department (CSCD). While, CSCD initially provided a probation officer for the initial start-up of the Veterans court on a part-time basis, the case load and duties have grown to the point of requiring a full-time, dedicated probation officer to serve this Court. The grant funds will provide funding for the salary and fringe benefits and officer supplies in the amount of \$50,000 excluding the medical cost. The Community Supervision and Corrections Department (CSCD) will support this position by providing the medical cost, office space, and equipment. The probation officer will assist with case filings, monitor, and supervise the participants to insure compliance of court ordered conditions. No matching funds required. The grant term is from July 1, 2017 through June 30, 2018. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Judge to submit a grant application to the Texas Veterans Commission for the Hays County Veterans Treatment Court to provide funding for a probation officer through the Community Supervision and Correction Department (CSCD) to assist with veterans court cases in the amount of \$50,000.00. All present voting "Aye". MOTION PASSED**



31976 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE TEXAS VETERANS COMMISSION FOR THE HAYS COUNTY VETERANS TREATMENT COURT TO PROVIDE FUNDING FOR A PART-TIME MENTOR COORDINATOR POSITION IN THE AMOUNT OF \$20,000

Jude Prather, Veteran Services Officer and Jeff Hauff, Grants Department Head spoke. The grant application is a request for funding in the amount of \$20,000.00 from the Texas Veterans Commission to support a part-time, 20hr/week position for the Veterans Treatment Court for a mentor coordinator. The funding will provide the salary and fringe benefits, travel to the National Drug Court in Maryland, and mileage to visit veterans and attend community events. The mentor coordinator will train, recruit and supervise volunteers in the mentorship program for the Veterans Treatment Court. No matching funds are required. The grant term is from July 1, 2017 through June 30, 2018. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to submit a grant application to the Texas Veterans Commission for the Hays County Veterans Treatment Court to provide funding for a part-time mentor coordinator position in the amount of \$20,000. All present voting "Aye". MOTION PASSED**

31977 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT FOR DETENTION SERVICES BETWEEN HAYS COUNTY AND BELL COUNTY

General Counsel, Mark Kennedy, and Captain Mike Davenport of the Hays County Sheriff's Department spoke. Burnett County currently houses approximately 85 inmates, and they have informed Hays County that they can only take 15 more inmates, totaling 100 Hays County inmates being held in Burnett County. The Bell County contract will provide Hays County with an alternative, should inmate populations dictate that there is a need. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Cooperation Agreement for Detention Services between Hays County and Bell County. All present voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item #23 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. POSSIBLE ACTION TO FOLLOW IN OPEN COURT- was pulled.

County Clerk's Note Agenda Item #24 RE: DISCUSSION OF ISSUES RELATED TO THE HAYS COUNTY JAIL, AND THE PLANNING OF PROJECTS PERTAINING TO THE PUBLIC SAFETY FACILITIES NEEDS WITHIN THE COUNTY. POSSIBLE ACTION MAY FOLLOW- was pulled.

DISCUSSION AND POSSIBLE ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave an update on the Burn Ban. The Burn Ban remains lifted with the drought index at 404.

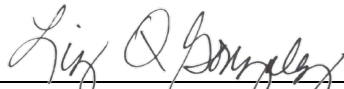
County Clerk's Note Agenda Item #26 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, LAURA HARRIS, HNTB AND ALLEN CROZIER, HDR. POSSIBLE ACTION MAY FOLLOW- was pulled.

ADJOURNMENT

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adjourn court at 10:15 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 November 1, 2016.




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

