



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 5TH DAY OF JANUARY 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. 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

Linda Coker – San Marcos resident; Matt Ocker – Buda resident; David Crowell – Kyle resident, made public comments.

31191 ADOPT A PROCLAMATION RECOGNIZING THE SERVICE OF CHIEF RALPH MEYER

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation recognizing the service of Chief Ralph Meyer. All voting "Aye". MOTION PASSED

31192 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$2,182,936.99 as submitted by the County Auditor. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Judge Cobb "Aye". Commissioner Whisenant abstained. MOTION PASSED

31193 APPROVE COMMISSIONERS COURT MINUTES OF DECEMBER 15, 2015

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Commissioner Court Minutes of December 15, 2016 as presented by the County Clerk. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Judge Cobb "Aye". Commissioner Whisenant abstained. MOTION PASSED

31194 AMEND THE OFFICE OF THE GOVERNOR, CJD JUSTICE OF THE PEACE COURT CASEWORKER GRANT BUDGET FOR APPROVED CONTINUING EDUCATION COURSES

The CJD JP Caseworker grant included approved training courses for the caseworker to attend. No county funds are needed. Amount required \$200.00; Increase Continuing Ed – 001-627-99-089.5551; Decrease Travel - 001-627-99-089.5501. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend the Office of the Governor, CJD Justice of the Peace Court Caseworker grant budget for approved continuing education courses. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Judge Cobb "Aye". Commissioner Whisenant abstained. MOTION PASSED

31195 REAPPOINT COMMISSIONER RAY WHISENANT TO THE CLEAN AIR COALITION ADVISORY COMMITTEE WITH CAPCOG

This is a two year term. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to reappoint Commissioner Ray Whisenant to the Clean Air Coalition Advisory Committee with CAPCOG. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Judge Cobb "Aye". Commissioner Whisenant abstained. MOTION PASSED



31196 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 161 WELDON JOHNSTON, KYLE, TX

Richard Edwards is proposing an OSSF to serve a 4-bay office/warehouse building in Precinct 1. This property is 1.14 acres. Water will be supplied by public water system. The site is within the Kyle City Limits. The system designer, James Massaro, P.E. has designed a treatment system which consists of standard treatment with the effluent dispersed to a low pressure dosed drainfield at a daily usage rate of 115 gallons. The original permit has expired, so this is a re-issue. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize Institutional OSSF Permit at 161 Weldon Johnston, Kyle, TX. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Judge Cobb "Aye". Commissioner Whisenant abstained. MOTION PASSED**

31197 ACCEPT THE DELIVERY OF THE INTERNAL EXAMINATION REPORTS FOR THE JUSTICE OF THE PEACE PRECINCT 3 OFFICE, SHERIFF'S CHAPTER 59 ASSET FORFEITURE ACCOUNT, SHERIFF'S FEDERAL DISCRETIONARY ACCOUNT, HAYS COUNTY PERSONAL HEALTH DEPARTMENT, AND THE HAYS COUNTY DEVELOPMENT SERVICES DEPARTMENT

Internal Examination Reports for the Justice of the Peace Precinct 3 Office, Sheriff's Chapter 59 Asset Forfeiture Account, Sheriff's Federal Discretionary Account, Hays County Personal Health Department, and the Hays County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept the delivery of the Internal Examination Reports for the Justice of the Peace Precinct 3 Office, Sheriff's Chapter 59 Asset Forfeiture Account, Sheriff's Federal Discretionary Account, Hays County Personal Health Department, and the Hays County Development Services Department. All voting "Aye". MOTION PASSED**

31198 RATIFY THE TERMINATION OF AN AGREEMENT BETWEEN HAYS COUNTY AND ACCENT FOODS BY THE OFFICE OF GENERAL COUNSEL, AND AUTHORIZE GENERAL COUNSEL TO NEGOTIATE TERMS OF FOOD SERVICES TO BE PROVIDED BY ACCENT FOODS IN THE FUTURE

Accent Foods ("Accent") was originally contracted to provide fresh food vending within the Hays County Government Center. The Agreement between Hays County and Accent granted exclusivity to Accent within the Government Center. However, Accent has now reduced its services to standard vending (with the addition of hot drinks). In order to make room for other food service options, the Office of General Counsel has provided notice of termination to Accent. General Counsel requests that the Commissioners Court grant specific authority to negotiate Accent's food services going forward. If Accent's services can be integrated into a larger food service arrangement within the Government Center, then some of all of its existing offerings could continue to be provided, without the right of exclusivity. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to ratify the termination of an agreement between Hays County and Accent Foods by the Office of General Counsel, and authorize General Counsel to negotiate terms of food services to be provided by Accent Foods in the future. All voting "Aye". MOTION PASSED**

31199 FINAL DEPARTMENTAL BUDGET AMENDMENTS IN PREPARATION FOR THE COUNTY'S FY2016 YEAR-END PROCESS

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to finalize departmental budget amendments in preparation for the County's FY2016 year-end process. All voting "Aye". MOTION PASSED

31200 RECOGNIZE THAT HAYS COUNTY ACCEPTED A DONATION ON DECEMBER 30, 2016, IN THE AMOUNT OF THREE THOUSAND DOLLARS (\$3,000.00USD) FROM THE HOBBY FAMILY FOUNDATION TO BE USED FOR THE CHILD PROTECTIVE BOARD SERVICES WITHIN HAYS COUNTY AND AMEND THE BUDGET ACCORDINGLY

Amount required \$3,000; Increase Contributions - 001-895-98-354.4610; Increase Hays Co Child Protective Board Funding - 001-895-98-354.5800. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to recognize that Hays County accepted a donation on December 30, 2016, in the amount of three thousand dollars (\$3,000.00USD) from the Hobby Family Foundation to be used for the Child Protective Board services within Hays County and amend the budget accordingly. All voting "Aye". MOTION PASSED**



31201 AUTHORIZE PAYMENT TO DATA RECOVERY SERVICES FOR WORK PERFORMED FOR THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT

The drive containing the majority of the GIS files and data used within that program suffered a catastrophic mechanical failure. Local backups of the information were not successful. Development Services and IT staff have sent the drive for recovery. Due to the nature of the failure, recovery is an extremely labor intensive process. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize payment to Data Recovery Services for work performed for the Development and Community Services Department. All voting "Aye". MOTION PASSED**

31202 APPROVAL TO PRE-QUALIFY ALL RESPONDENTS OF RFQ 2016-P03 QUALIFICATIONS FOR SURVEYING SERVICES TO DEVELOP A POOL FOR SURVEYING SERVICES ON AN AS NEEDED BASIS AS PROJECTS ARE DEVELOPED FOR HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve to pre-qualify all respondents of RFQ 2016-P03 Qualifications for Surveying Services to develop a pool for surveying services on an as needed basis as projects are developed for Hays County. All voting "Aye". MOTION PASSED

31203 APPROVAL TO PRE-QUALIFY ALL RESPONDENTS OF RFQ 2016-P02 QUALIFICATIONS FOR ENGINEERING SERVICES TO DEVELOP A POOL FOR ENGINEERING SERVICES ON AN AS NEEDED BASIS AS PROJECTS ARE DEVELOPED FOR HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve to pre-qualify all respondents of RFQ 2016-P02 Qualifications for Engineering Services to develop a pool for engineering services on an as needed basis as projects are developed for Hays County. All voting "Aye". MOTION PASSED

31204 AUTHORIZE COMMISSIONER JONES TO EXECUTE SUPPLEMENT NO. 4 TO THE LOCKWOOD, ANDREWS & NEWNAM, INC. MASTER AGREEMENT AND WORK AUTHORIZATION FOR PROFESSIONAL SERVICES NECESSARY FOR THE DESIGN OF IMPROVEMENTS TO DACY LANE IN THE VICINITY OF THE INTERSECTION WITH HILLSIDE TERRACE AND MCCORMICK MIDDLE SCHOOL

Allen Crozier with HDR spoke. Dacy Lane was identified as a County roadway warranting safety improvements as part of the 2008 Priority Road Bond Program. The project scope described in the bond program included the initial engineering studies required to begin environmental clearance as well as ROW preservation. The initial work authorization included only the work necessary to determine the preferred alignment for the roadway through the corridor. This work was completed and a preferred alignment determined. Subsequent supplements to this work authorization approved by the Court have authorized advancing design to the 30% level and begin ROW acquisition on the southern terminus of the project. However, the Hays County ISD announced the site for their new middle school in early September 2014. The site selected was not the original location within the Sunfield MUD, but along Dacy Lane near the intersection with Hillside Terrace. This supplement is for the necessary engineering services for interim safety and mobility enhancements to Dacy Lane in the vicinity of the new middle school and other select locations along the corridor. Funds are available within the 2008 County Road Bond Program budget. Amount required \$100,000. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize Commissioner Jones to execute Supplement No. 4 to the Lockwood, Andrews & Newnam, Inc. Master Agreement and Work Authorization for professional services necessary for the design of improvements to Dacy Lane in the vicinity of the intersection with Hillside Terrace and McCormick Middle School. All voting "Aye". MOTION PASSED**

Clerk's note Agenda Item #15 RE: AUTHORIZE COMMISSIONER JONES TO EXECUTE SUPPLEMENT NO. 5 TO THE LOCKWOOD, ANDREWS & NEWNAM, INC. MASTER AGREEMENT AND WORK AUTHORIZATION FOR PROFESSIONAL SERVICES NECESSARY TO PERFORM A WARRANT STUDY AT THE INTERSECTION OF DACY LANE AND HILLSIDE TERRACE TO ACCOMMODATE INTERIM SAFETY ENHANCEMENTS ON DACY LANE AT THE INTERSECTION WITH HILLSIDE TERRACE IN THE VICINITY OF MCCORMICK MIDDLE SCHOOL – was tabled

31205 RELEASE FISCAL SURETY FOR STREET AND DRAINAGE IMPROVEMENTS FOR THE UNIPROP SUBDIVISION IN THE AMOUNT OF \$708,530.75

The final plat for the Uniprop Subdivision has been reviewed under the Interlocal Cooperation Agreement with the City of San Marcos and has been approved by County staff. The city has completed inspections of the improvements and is ready to accept maintenance surety. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to release fiscal surety for street and drainage improvements for the Uniprop Subdivision in the amount of \$708,530.75. All voting "Aye". MOTION PASSED**



31206 HOLD A PUBLIC HEARING TO ESTABLISH A "NO PARKING" ZONE ON THE WESTERN SEGMENT OF SUFFIELD DRIVE, FROM THE NORTHBOUND IH-35 FRONTAGE ROAD EASTWARD TO THE SECOND INTERSECTION WITH CIRCLE DRIVE

Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. Jerry Borchering, Transportation Director spoke and gave staff recommendation. This action will be to establish a "No Parking" zone on Suffield Drive between IH-35 and the eastern intersection with Circle Drive. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to hold a public hearing to establish a "No Parking" zone on the western segment of Suffield Drive, from the northbound IH-35 frontage road eastward to the second intersection with Circle Drive. All voting "Aye". MOTION PASSED**

31207 SUB 471 - THE FIELDS AT WIMBERLEY SPRINGS SUBDIVISION (1 LOT) APPROVE FINAL PLAT; ACCEPT CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS AND A TWO YEAR MAINTENANCE BOND (NO. K09232321) IN THE AMOUNT OF \$36,688.70

Caitlyn Hairell, County Planner gave staff recommendation. The proposed subdivision is located off of R.M. 2325 in Precinct 3. It is a single lot subdivision of 15.592 acres to be served by Aqua Texas for public water and sewer. The transportation department has inspected the construction of street and drainage improvements. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve final Plat of SUB 471 - The Fields at Wimberley Springs Subdivision and accept construction of street and drainage improvements and a two year maintenance Bond (No. K09232321) in the amount of \$36,688.70. All voting "Aye". MOTION PASSED**

31208 SUB-490 TRACT 12, WIMBERLEY HEIGHTS RANCHES (2 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell, County Planner gave staff recommendation. Wimberley Heights Ranches is an unrecorded subdivision located off of Limestone Trail and Ranch Road 12 in Precinct 3. The owner of Tract 12 is proposing to divide the 14.486 acre tract into two lots: Lot 12A being 7.486 acres and Lot 12B being 7.00 acres. Lot 12A will be served by an existing private well and on-site sewage facility. Lot 12B will also utilize a private well and OSSF at the time of development. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve Preliminary Plan of SUB-490 Tract 12, Wimberley Heights Ranches (2 lots). All voting "Aye". MOTION PASSED**

31209 ALLOW A PLATTING EXCEPTION PURSUANT TO SECTION 232.010 OF THE TEXAS LOCAL GOVERNMENT CODE FOR OWNERS OF A PORTION OF THE E. BURLERSON TRACT, THE SETTLEMENT AT SAN MARCOS, IN PRECINCT 3

Caitlyn Hairell, County Planner, Clint Garza, Director of Development and Community Services and General Counsel Mark Kennedy spoke. The owners of a former 5.08 acre lot, located at RR 12, have requested a waiver of platting requirements so that permits may be issued on the property. The E. Burlerson Tract, in The Settlement at San Marcos Subdivision, was originally 5.08 acres when the subdivision was platted in 1975. The parcel was subdivided by metes & bounds on May 8, 1984. The remaining portion requesting the platting exception is 3.005 acres. The owners are requesting an exception from platting requirements due to financial hardship. Before the Memorial Day Flood of 2016, the property owners' lived along Flite Acres Road in Wimberley. The property owners' primary residence on Flite Acres Road was destroyed by the Memorial Day Flood of 2016. They will not be rebuilding along Flite Acres Road and want to build on the unimproved portion of the E. Burlerson Tract in The Settlement at San Marcos. They have owned the unimproved portion of the E. Burlerson Tract since 1984. Hays County staff may not issue development authorizations for portions of previously platted lots. The owners feel that platting the property is an undue burden. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to allow a platting exception pursuant to Section 232.010 of the Texas Local Government Code for owners of a portion of the E. Burlerson Tract, The Settlement at San Marcos, in Precinct 3. All voting "Aye". MOTION PASSED**

31210 ACCEPT A BID ON PROPERTY HELD IN TRUST BY HAYS COUNTY FOR ITSELF AND THE SAN MARCOS CISD

Jenifer O'Kane, Assistant Tax Assessor/Collector spoke. A bid for a manufactured home locates in Space 94, San Marcos Mobile Home Park, tax account number M117845. The bid offered is \$500.00 and is for the mobile home only. This home was affected by the floods. The bid will only cover a portion of the court costs due on this property but will get it back on the tax roll. It was originally offered for sale on 12/1/15. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept a bid on property held in trust by Hays County for itself and the San Marcos CISD. All voting "Aye". MOTION PASSED**



31211 GRANT A VARIANCE TO SECTION 701.13.05 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS AND AUTHORIZE STAFF TO ISSUE DEVELOPMENT AUTHORIZATIONS TO THE OWNER OF LOT 5, DOWNSTREAM SUBDIVISION IN PRECINCT 2

Tom Schneider lot owner, Clint Garza, Director of Development and Community Services and General Counsel Mark Kennedy spoke. The owner of Lot 5, Downstream Subdivision is requesting a variance to 701.13.05 of the Hays County Development regulations. This section requires compliance with restrictive covenants and plat notes prior to issuance of a development authorization for certain projects. Plat note #10 for Downstream Subdivision, limits the OSSFs to Class I, subsurface systems disposal of treated wastewater only. Development Services issued an authorization to construct for a drip irrigation system; however, recent rains have led the owner and owner's representatives to believe that concentrated drainage on the lot may cause damage to any kind of subsurface OSSF in the limited areas where a disposal area can be located. It is the opinion of the OSSF installer and owner that a spray irrigation system would less likely be damaged by this drainage. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to grant a variance to section 701.13.05 of the Hays County Development Regulations and authorize staff to issue development authorizations to the owner of Lot 5, Downstream Subdivision in Precinct 2. All voting "Aye". MOTION PASSED**

31212 ADOPT THE EARLY VOTING SCHEDULE (DATES & TIMES) FOR THE MARCH 1, 2016, PRIMARY ELECTIONS

Joyce Cowan Elections Administrator spoke. Early Voting Schedule for the March 1, 2016, Primary Election. Feb. 16th thru Feb. 26th, 2016. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt the Early Voting Schedule (Dates & times) for the March 1, 2016, Primary Elections. All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #24 RE: AUTHORIZE THE SHERIFF'S OFFICE TO IMPLEMENT A BODY CAMERA AND TASER PROGRAM AND AMEND THE BUDGET ACCORDINGLY – was pulled

31213 AUTHORIZE THE JUSTICE OF THE PEACE, PRECINCT 2 TO FILL THE JUSTICE CLERK, SLOT 0855-007 WITH A CURRENT HAYS COUNTY EMPLOYEE AT HER CURRENT SALARY AND SUPPLEMENTS EFFECTIVE JANUARY 4TH

Beth Smith, Justice of the Peace, Pct. 2 has hired a current Hays County employee to fill a vacant Justice Clerk position. This employee currently receives a salary supplement from the DA's State Apportionment fund totaling \$67.10 per month. Judge Smith would like to continue to pay this person her current rate of pay (which is standard County policy when transferring if pay is higher than the new minimum) plus increase her base pay to include her supplement so that the employee does not have a decrease in pay. This supplement would be moved to the General Fund and included as part of her base pay if approved. Total funds needed for the remainder of 2016 is \$722 (includes fringe). **A motion was made by Commissioner Jones, seconded by Commissioner Conley to authorize the Justice of the Peace, Precinct 2 to fill the Justice Clerk, slot 0855-007 with a current Hays County employee at her current salary and supplements effective January 4th. All voting "Aye". MOTION PASSED**

EXECUTIVE SESSION PURSUANT TO 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE LEASE AND/OR VALUE OF SPACE WITHIN THE HAYS COUNTY GOVERNMENT CENTER, LOCATED AT 712 S. STAGECOACH TRAIL, SAN MARCOS, TEXAS

Court convened into Executive session at 10:41 a.m. and reconvened into open court at 11:13 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley 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 292 and peak was 298 on January 1st for the week of December 27 to January 2, 2016. The maximum female capacity is 76 inmates. Last week's average was 68 and peak was 69 on 12/29/2016. The maximum male capacity is 256 inmates. Last week's average was 224 and peak was 231 on 1/1/2016. Inmate at Guadalupe County: 24; Inmate at Bastrop County: 15; 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 - 8. The Burn Ban will remain lifted. Judge Cobb urged the public to notify the local authorities when conducting outdoor burning and to use extreme caution.

Clerk's Note Agenda Item #29 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 Whisenant, seconded by Commissioner Jones to adjourn court at 11:17 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 January 5, 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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 12TH DAY OF JANUARY A.D., 2016, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MARK JONES	COMMISSIONER, PCT. 2
WILL CONLEY	COMMISSIONER, PCT. 3
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COUNTY JUDGE, ALBERT H. COBB, JR. AND COMMISSIONER PCT. 4, RAY O. WHISENANT, BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

General Counsel, Mark Kennedy introduced the Commissioners Court new Chaplin. Bishop Gene Massey of the Church of Jesus Christ of Latter Day Saints gave the invocation. Commissioner Pct. 1, Debbie Gonzales Ingalsbe led the court in the Pledge of Allegiance to the United States and Texas flags. Commissioner Ingalsbe called the meeting to order.

31214 ADOPT A PROCLAMATION DECLARING JANUARY 18, 2016 AS DR. MARTIN LUTHER KING, JR. DAY

Constable Pct. 1, David Peterson introduced Rose Brooks. Ms. Brooks and Ollie Giles spoke. A motion was made by Commissioner Conley, seconded by Commissioner Jones to adopt a proclamation declaring January 18, 2016 as Dr. Martin Luther King, Jr. Day. All present voting "Aye". MOTION PASSED

31215 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve payments of County Invoices in the amount of \$1,512,198.49 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

31216 APPROVE COMMISSIONERS COURT MINUTES OF JANUARY 5, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve Commissioners Court Minutes of January 5, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

31217 APPROVE THE REAPPOINTMENTS OF CARL SCUDDER AND CHUCK WARE TO THE HAYS COUNTY EMERGENCY SERVICE DISTRICT #4

All terms expired at the end of December and all wish to continue to serve. A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve the reappointments of Carl Scudder and Chuck Ware to the Hays County Emergency Service District #4. All present voting "Aye". MOTION PASSED

31218 APPROVE THE REAPPOINTMENTS OF LEIGHTON STALLONES AND LEA ANN KENWORTHY TO THE HAYS COUNTY ESD #3 FOR ADDITIONAL 2 YEAR TERMS

Leighton Stallones and Lea Ann Kenworthy have agreed to serve an additional term, beginning January 1, 2016 and ending December 31, 2017. A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve the reappointments of Leighton Stallones and Lea Ann Kenworthy to the Hays County ESD #3 for additional 2 year terms. All present voting "Aye". MOTION PASSED

31219 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR FEDERAL FUNDING FOR THE TUBERCULOSIS PROGRAM IN THE HAYS COUNTY LOCAL HEALTH DEPARTMENT IN THE AMOUNT OF \$26,756

On August 11, 2015 the Commissioners Court authorized submission of a grant application to the Texas Department of State Health Services for funding for the identification and treatment of those persons with, or exposed to, tuberculosis (TB). The Hays County Local Health Department has participated in this program for over 12 years, providing services to those affected by this disease. The available federal funding for the TB program is \$22, 297, with a 20% match (\$4,459) required of the County for participation in the program. The match will be budgeted within the Health Department for fiscal year 2015 from existing personnel, fringe, and contractual services line items. The contract period will be from January 1, 2016 through December 31, 2016.



A motion was made by Commissioner Jones, seconded by Commissioner Conley to authorize the County Judge to execute a contract with the Texas Department of State Health Services (DSHS) for Federal funding for the Tuberculosis program in the Hays County Local Health Department in the amount of \$26,756. All present voting "Aye". MOTION PASSED

31220 ACCEPT A DONATION RECEIVED ON DECEMBER 30, 2015, IN THE AMOUNT OF \$25,000.00 FROM THE BURDINE JOHNSON FOUNDATION TO BE USED FOR THE BUCK WINN MURAL RESTORATION PROJECT FOR THE HISTORICAL COMMISSION AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission received a donation in December to be used for the restoration of the Buck Winn murals. Amount required \$25,000.00; 4614 Increase Capital Revenue - \$25,000; 5719_700 Increase Capital Expense - \$25,000. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept a donation received on December 30, 2015, in the amount of \$25,000.00 from The Burdine Johnson Foundation to be used for the Buck Winn Mural restoration project for the Historical Commission and amend the budget accordingly. All present voting "Aye". MOTION PASSED

31221 AUTHORIZE THE COUNTY JUDGE TO SUBMIT PROJECT WORKSHEETS TO THE CAPITAL AREA COUNCIL OF GOVERNMENTS (CAPCOG), HOMELAND SECURITY DIVISION FOR CONSIDERATION AND PRIORITIZATION FOR SUBMISSION FOR FUNDING UNDER THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY DIVISION, STATE HOMELAND SECURITY GRANT PROGRAM

The CAPCOG Homeland Security Division, in conjunction with the Homeland Security Task Force, is soliciting grant project worksheets for review and priority ranking within the region and then will submit selected projects to the Governor's Office, Homeland Security Division for funding consideration under the State Homeland Security Grant Program. Allocations are set aside for each COG region in the state for project funding under the Program. The following potential projects have been identified by Hays County staff and will be submitted for consideration (1) Mass care equipment and supplies for schools - \$62,555 (2) Rescue task force personal protective equipment - \$87,500 (3) SWAT tactical operations response vehicle - \$294,150 (4) SWAT terrestrial robotic equipment - \$145,697 (5) SWAT night vision surveillance binoculars - \$173,800. Once the ranking by the CAPCOG region staff has been completed, Hays County will be contacted regarding projects selected to go forward in the funding process and we will certify that we want to proceed with the project. Submission to CAPCOG is done electronically on or before Friday, January 15, 2016. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to submit project worksheets to the Capital Area Council of Governments (CAPCOG), Homeland Security Division for consideration and prioritization for submission for funding under the Office of the Governor, Homeland Security Division, State Homeland Security Grant Program. All present voting "Aye". MOTION PASSED

31222 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A REQUEST FOR PUBLIC ASSISTANCE TO THE TEXAS DIVISION OF EMERGENCY MANAGEMENT AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY UNDER DISASTER DECLARATION 4245

At the request of Governor Abbott, the President has included Public Assistance in the Federal Disaster Declaration 4245 which will afford Hays County the opportunity to apply for a partial reimbursement of expenses as a result of the All Saints Weekend Flood. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to submit a request for Public Assistance to the Texas Division of Emergency Management and the Federal Emergency Management Agency under Disaster Declaration 4245. All present voting "Aye". MOTION PASSED

31223 AUTHORIZE THE SHERIFF'S OFFICE JAIL DIVISION TO PURCHASE AN ADDITIONAL IP DOWNLOAD FOR THE GUARD 1 TRACKING SYSTEM AND AMEND THE BUDGET ACCORDINGLY

In FY 2013 the Jail Division purchased a Guard 1 Tracking System to document hourly inmate cell checks as required by Jail Standards. At this time, the Jail is requesting to purchase an additional IP Downloader to be used for additional downloads and to be used as a spare in the event the current device breaks. No additional funds are needed; funds have been identified in the Jail Budget. \$705.00; Decrease 001-618-03.5391 Miscellaneous (\$705.00); Increase 001-618-03.5712_400 Software Capital \$705.00. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Sheriff's Office Jail Division to purchase an additional IP Download for the Guard 1 Tracking System and amend the budget accordingly. All present voting "Aye". MOTION PASSED



31224 RATIFY AN AMENDED FORM OF POSSESSION AND USE AGREEMENT RELATED TO POSSESSION AND USE OF A PARCEL ON FM1626 SOUTH, IN PCT 2 (THE MEADOR PROPERTY)

A motion was made by Commissioner Conley, seconded by Commissioner Jones to ratify an amended form of Possession and Use Agreement related to possession and use of a parcel on FM1626 South, in Pct. 2 (The Meador Property). All present voting "Aye". MOTION PASSED

31225 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT FOR COUNTY JAIL FUNCTIONS BETWEEN HAYS COUNTY AND BLANCO COUNTY

A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Cooperation Agreement for County Jail Functions between Hays County and Blanco County. All present voting "Aye". MOTION PASSED

31226 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT FOR PRISONER HOUSING BETWEEN HAYS COUNTY AND GILLESPIE COUNTY

A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Cooperation Agreement for Prisoner Housing between Hays County and Gillespie County. All present voting "Aye". MOTION PASSED

Clerk's Note Agenda Item #14 RE: *APPROVE AND CONFIRM THE APPOINTMENT OF JESSICA MONTANA AS DEPUTY CONSTABLE IN THE HAYS COUNTY CONSTABLE PRECINCT 1 OFFICE, EFFECTIVE DATE JANUARY 19, 2016 – was pulled*

31227 FINAL DEPARTMENTAL BUDGET AMENDMENTS IN PREPARATION FOR THE COUNTY'S FY2015 YEAR-END PROCESS

A motion was made by Commissioner Conley, seconded by Commissioner Jones to finalize departmental budget amendments in preparation for the County's FY2015 year-end process. All present voting "Aye". MOTION PASSED

31228 ACCEPT THE RACIAL PROFILE REPORT FROM CONSTABLE RON HOOD IN PRECINCT 4

A motion was made by Commissioner Conley, seconded by Commissioner Jones to accept the Racial Profile report from Constable Ron Hood in Precinct 4. All present voting "Aye". MOTION PASSED

31229 APPROVE THE NAMING OF A PRIVATE ROAD AS ROY BREED ROAD

This road is access to six homesites. Naming of the road will assist Emergency Services in locating these homesites. A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve the naming of a private road as Roy Breed Road. All present voting "Aye". MOTION PASSED

31230 SUB 430- DANZE ESTATES (3 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell, County Planner gave staff recommendation. The proposed Danze Estates is a 3 lot subdivision across 9.09 acres located off of Trail Driver in Precinct 4. The subdivision will be served by a private wells. Wastewater service will be provided by individual on-site sewage facilities. A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve Preliminary Plan of Sub 430- Danze Estates (3 Lots). All present voting "Aye". MOTION PASSED

31231 SUB 481- RAISCH SUBDIVISION (4 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell, County Planner gave staff recommendation. The proposed Raisch Subdivision is a 4 lot subdivision across 14.312 acres located off of Barton Bend in Precinct 4. The subdivision will be served by a private wells. Wastewater service will be provided by individual on-site sewage facilities. A motion was made by Commissioner Jones, seconded by Commissioner Conley to approve Preliminary Plan of Sub 481 – Raisch Subdivision (4 Lots). All present voting "Aye". MOTION PASSED



31232 CALL FOR A PUBLIC HEARING ON JANUARY 26, 2016 TO FINAL PLAT APPROVAL OF THE REPLAT OF THE EAST PORTION OF LOT 15B, HURLBUT RANCH WEST

Hurlbut Ranch West is a recorded subdivision located off of McGregor Lane in Precinct 4. Lot 15B was divided by metes and bounds shortly after the plat was recorded. The proposed re-plat will divide a 21.99 acre portion of the original 57.39 acre lot into 3 lots, reflecting the survey which divided the original lot, thereby bringing these portions into compliance with Hays County Development Regulations. Water service will be provided by individual water wells and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to call for a public hearing on January 26, 2016 to discuss final plat approval of the Replat of the east portion of Lot 15B, Hurlbut Ranch West. All present voting "Aye". MOTION PASSED**

31233 SUB-497 CAMPBELL ADDITION (2 LOTS) ACCEPT A VARIANCE FROM TABLE 10-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES

Caitlyn Hairell, County Planner spoke. Campbell Addition is a new subdivision located off of FM 1826 in precinct 4. The proposed plat will divide a 7.746 acre parcel into two lots (Lot 1: 7.198 acres, Lot 2: .056 acres). Water service for lot 1 will be provided by a private well and wastewater treatment will be accomplished by an existing OSSF. The Hays County minimum lot size in the Edwards Aquifer Contributing Zone for a lot served by a private well and conventional OSSF is 3.0 acres. The minimum lot size requirement will be met by lot 1, which is 7.198 acres. The .056 acre Lot 2 does not meet the minimum lot size and will not use utility services. Lot 2 will be used for an existing cell tower. See the attached variance request for additional information. This plat has been reviewed under the County's 1445 agreement with the City of Dripping Springs. The Interlocal Agreement is written to prohibit the City from granting a variance from the County's regulations without prior consent from the County. This action will allow the plat to move forward with City's process for final approval. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve SUB-497 Campbell Addition (2 lots) and accept a variance from Table 10-1 of the Hays County Rules for On-Site Sewage Facilities. All present voting "Aye". MOTION PASSED**

31234 SUB-490 TRACT 12, WIMBERLEY HEIGHTS RANCHES (2 LOTS) APPROVE FINAL PLAT

Caitlyn Hairell, County Planner gave staff recommendation. Wimberley Heights Ranches is an unrecorded subdivision located off of Limestone Trail and Ranch Road 12 in Precinct 3. The owner of Tract 12 is proposing to divide the 14.486 acre tract into two lots: Lot 12A being 7.486 acres and Lot 12B being 7.00 acres. Lot 12A will be served by an existing private well and on-site sewage facility. Lot 12B will also utilize a private well and OSSF at the time of development. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve final plat of SUB-490 Tract 12, Wimberley Heights Ranches (2 lots). All present voting "Aye". MOTION PASSED**

31235 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CONTRACTS WITH TIME WARNER CABLE AND MOUNTAIN CITY OAKS WATER SYSTEM ON BEHALF OF THE HAYS COUNTY CITIZENS EMERGENCY RESPONSE TEAM

These services will be utilized at the old Mountain City hall building, which Hays County CERT leases for \$1 annually. **A motion was made by Commissioner Jones, seconded by Commissioner Conley to authorize the County Judge to execute contracts with Time Warner Cable and Mountain City Oaks Water System on behalf of the Hays County Citizens Emergency Response Team. All present voting "Aye". MOTION PASSED**

31236 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AGREEMENTS WITH EXISTING LOCAL BUSINESSES RELATED TO THE EXEMPTION OF FREEPORT TAXES UNDER SECTION 11.251 OF THE TEXAS TAX CODE

The County and the Greater San Marcos Partnership have been working toward achieving a viable means of granting the Freeport Tax exemption to local businesses that handle Freeport goods as described in Chapter 11 of the Texas Tax Code. The above-referenced agreements provide a means for granting the exemption while gradually deescalating the impact of no collections from existing businesses within Hays County. Court convened into Executive session at 9:38 a.m. and reconvened into open court at 9:46 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, General Counsel Mark Kennedy, Chief of Staff Lon Shell, County Auditor Bill Herzog, Victor Garza, Adriana Cruz, and Mike Kamenlander. Dan Lyon – San Marcos resident made a public comment. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to execute agreements with existing local businesses related to the exemption of Freeport Taxes under Section 11.251 of the Texas Tax Code. All present 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

Commissioner Ingalsbe 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 300 and peak was 308 on January 5th for the week of January 3 to January 9, 2016. The maximum female capacity is 76 inmates. Last week's average was 71 and peak was 77 on 1/6/2016. The maximum male capacity is 256 inmates. Last week's average was 230 and peak was 238 on 1/8/2016. Inmate at Guadalupe County: 33; Inmate at Bastrop County: 14; Inmate at Caldwell County: 47; Inmate at Walker County: 0.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Commissioner Ingalsbe gave the current Drought Index – 23. The Burn Ban will remain lifted. Commissioner Ingalsbe advised the public to use extreme caution when conducting outdoor burning.

Clerk's Note Agenda Item #27 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 Conley to adjourn court at 10:01 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 January 12, 2016.



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



HAYS COUNTY COMMISSIONERS' COURT MINUTES



VOLUME V PG 772

JANUARY 19, 2016

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 19TH DAY OF JANUARY 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
ROXANNE SANCHEZ	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Gregory Ross with the First Christian 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.

31237 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 \$590,907.69 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31238 APPROVE COMMISSIONERS COURT MINUTES OF JANUARY 12, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioner Court Minutes of January 12, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31239 APPROVE AND CONFIRM THE APPOINTMENT OF JESSICA MONTANA AS DEPUTY CONSTABLE IN THE HAYS COUNTY CONSTABLE PRECINCT 1 OFFICE, EFFECTIVE DATE JANUARY 19, 2016

Hays County Precinct 1 Constable, David Peterson spoke and introduced Jessica Montana to the Court. 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 appointment of Jessica Montana as Deputy Constable in the Hays County Constable Precinct 1 Office, effective date January 19, 2016. All voting "Aye". MOTION PASSED

31240 APPROVE THE REAPPOINTMENT OF PAUL TERRY TO THE ESD #5 FOR AN ADDITIONAL TWO YEAR TERM

Paul Terry has agreed to serve a two-year term beginning January 1, 2016 and ending December 31, 2017. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the reappointment of Paul Terry to the ESD #5 for an additional two year term. All voting "Aye". MOTION PASSED

31241 APPROVE THE REAPPOINTMENT OF JOHN RODRIGUEZ, JR. TO THE ESD #5 FOR AN ADDITIONAL TWO YEAR TERM

John Rodriguez, Jr. has agreed to serve an additional term, beginning January 1, 2016 and ending December 31, 2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointment of John Rodriguez, Jr. to the ESD #5 for an additional two year term. All voting "Aye". MOTION PASSED

31242 APPROVE THE REAPPOINTMENT OF BETH SMITH TO THE ESD #5 BOARD FOR AN ADDITIONAL TWO YEAR TERM

New term will end on 12/31/2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointment of Beth Smith to the ESD #5 Board for an additional two year term. All voting "Aye". MOTION PASSED



31243 APPROVE THE REAPPOINTMENTS OF CAROL KAY CONWAY GREAVES AND JOE SEGOVIA TO THE ESD #8 FOR AN ADDITIONAL TWO YEAR TERM

Carol Kay Conway Greaves and Joe Segovia have agreed to serve an additional two-year term ending December 2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointments of Carol Kay Conway Greaves and Joe Segovia to the ESD #8 for an additional two year term. All voting "Aye". MOTION PASSED

31244 APPROVE THE REAPPOINTMENT OF HALLY ORTIZ TO THE ESD #2 FOR AN ADDITIONAL TWO YEAR TERM

Halley Ortiz has agreed to serve an additional two-year term ending December 2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointment of Hally Ortiz to the ESD #2 for an additional two year term. All voting "Aye". MOTION PASSED

31245 APPROVE THE REAPPOINTMENTS OF WALTER KRUDOP, ROBERT CHAFFEE AND WALT GRANER TO THE ESD #1 BOARD FOR AN ADDITIONAL TWO YEAR TERM

This term is for 2 years ending on 12/31/2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointments of Walter Krudop, Robert Chaffee and Walt Graner to the ESD #1 Board for an additional two year term. All voting "Aye". MOTION PASSED

31246 APPROVE THE REAPPOINTMENTS OF STEVE JANDA AND MARILYN MILLER TO THE ESD #6 BOARD FOR AN ADDITIONAL TWO YEAR TERM

This term is for 2 years ending on 12/31/2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointments of Steve Janda and Marilyn Miller to the ESD #6 Board for an additional two year term. All voting "Aye". MOTION PASSED

31247 AUTHORIZE COMMERCIAL OSSF PERMIT AT 3815 HUNTER ROAD, SAN MARCOS, TEXAS

Redbird Trucking is proposing an OSSF to serve an 1800 square foot office building that will serve 6 employees. This property is Lot 1 in the Redbird Subdivision and will be served by a public water supply. The system designer, Kyle DeHart, R.S. has designed a treatment system which consists of a flow equalization tank, which will 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 Ingalsbe, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 3815 Hunter Road, San Marcos, Texas. All voting "Aye". MOTION PASSED

31248 AUTHORIZE COMMERCIAL OSSF PERMIT AT 24700 RANCH ROAD 12, DRIPPING SPRINGS, TX

Bruce Bebee is proposing an Office/Warehouse building in Precinct 4. The on-site sewage facility was designed by Kyle DeHart, R.S. for a daily flow rate of 180 gallons. The property is 18.3 acres in size. This on-site sewage facility is composed of pretreatment tank, equalization tank, and a 600 gallon per day aerobic treatment unit. A pump tank will dose the metered flow to a surface irrigation dispersal field. The water supply will be private water well. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 24700 Ranch Road 12, Dripping Springs, TX. All voting "Aye". MOTION PASSED

31249 AUTHORIZE COMMERCIAL OSSF PERMIT AT 2804 GOFORTH RD, KYLE, TEXAS

Baldemar Espinoza is proposing an OSSF to serve a 4500 square foot building that will host wedding receptions and Quinceaneras on weekends. This property is over 18 acres and will be served by a public water supply. The system designer, Stan Burrier, P.E, has designed a treatment system that will use the existing standard septic system and add an additional septic tank and a pump tank. After treatment, the effluent will be dispersed to a low pressure dosed dispersal system. This system is designed for a daily usage rate of 340 gallons. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 2804 Goforth Rd, Kyle, Texas. All voting "Aye". MOTION PASSED



31250 AMEND THE LOCAL HEALTH DEPARTMENT PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FOR CONTINUING EDUCATION

Staff would like to funds available to cover travel expenses associated with the attendance of the National Association of County and City Health Officials Preparedness Summit. The Preparedness Summit is the premier national conference in the field of public health and healthcare preparedness and one of the only cross-disciplinary learning opportunities to address issues such as recovery and resiliency after any type of disaster or emergency. Amount required \$2,800.00. Increase Expense 120-675-99-095.5551 Continuing Education \$2,800; Decrease Expense 120-675-99-095.5231 Medical and Safety Supplies \$2,800. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend the Local Health Department Public Health Emergency Preparedness grant for continuing education. All voting "Aye". MOTION PASSED**

31251 ACCEPT DONATIONS RELATED TO THE MAY 2015 FLOOD TO ASSIST IN FUNDING THE FLOOD WARNING SYSTEMS AND AMEND THE BUDGET ACCORDINGLY

As a result of the Memorial Day Weekend flood, a "Go Fund Me Account" was set up for Hays County. Additional funds have been received to be used for flood warning systems or to address other safety related issues. Amount required \$248.00; Increase Contributions - \$248; Increase Professional Services - \$248. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept donations related to the May 2015 Flood to assist in funding the flood warning systems and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31252 AUTHORIZE THE COUNTY JUDGE'S OFFICE TO DISTRIBUTE ADDITIONAL ONE-TIME SALARY ADJUSTMENT FUNDS

Funds were budgeted during the FY 2016 (\$50k) budget process for one-time payments to be distributed to select personnel. The County Judge's Office has met with Department Heads and authorized a total of \$36,000 to date. The final distribution has been identified; however an additional \$13k (base) is needed to complete this initiative. The final distribution will be processed on the 1/31/16 payroll. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judges to distribute additional one-time salary adjustment funds. All voting "Aye". MOTION PASSED**

31253 RATIFY THE EXECUTION OF CHANGE ORDER AUTHORIZATION NO. 1 FOR TASK ORDER THREE BETWEEN HAYS COUNTY AND TETRA TECH, INC. FOR THE PRIVATE PROPERTY DEBRIS REMOVAL PROJECT IMPLEMENTATION ASSISTANCE (PPDR PROGRAM) RELATED TO THE MAY 2015 FLOOD

Task Order #3 - CO 1: Scope: Private Property Debris Removal Assistance. New Effective Date: January 1, 2016 to December 31, 2016; Increased by: \$151,536; New NTE Budget: \$455,506. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to ratify the execution of Change Order Authorization No. 1 for Task Order Three between Hays County and Tetra Tech, Inc. for the Private Property Debris Removal Project Implementation Assistance (PPDR Program) related to the May 2015 Flood. All voting "Aye". MOTION PASSED**

31254 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF SAN MARCOS RELATED TO THE TAX INCREMENT REINVESTMENT ZONE NO.4

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute an amendment to the Interlocal Agreement between Hays County and the City of San Marcos related to the Tax Increment Reinvestment Zone No.4. All voting "Aye". MOTION PASSED

31255 ADOPT A RESOLUTION OF THE HAYS COUNTY COMMISSIONERS COURT TO DECLARE AN EXEMPTION FOR TAXATION OF FREEPORT GOODS WITHIN HAYS COUNTY PURSUANT TO SECTION 11.251 OF THE TEXAS TAX CODE

General Counsel Mark Kennedy spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt a Resolution of the Hays County Commissioners Court to declare an exemption for taxation of Freeport Goods within Hays County pursuant to Section 11.251 of the Texas Tax Code. All voting "Aye". MOTION PASSED**



31256 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A VEHICLE USE AGREEMENT BETWEEN HAYS COUNTY AND TRAVIS COUNTY RELATED TO THE AUTO THEFT TASK FORCE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Vehicle Use Agreement between Hays County and Travis County related to the Auto Theft Task Force. All voting "Aye". MOTION PASSED

31257 SUB 430- DANZE ESTATES (3 LOTS) APPROVE FINAL PLAT

Caitlyn Hairell, County Planner spoke and gave staff recommendation. The proposed Danze Estates is a 3 lot subdivision across 9.09 acres located off of Trail Driver in Precinct 4. The subdivision will be served by a private wells. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve final plat of Sub 430- Danze Estates (3 lots). All voting "Aye". MOTION PASSED**

31258 SUB 481- RAISCH SUBDIVISION (4 LOTS) APPROVE FINAL PLAT

Caitlyn Hairell, County Planner spoke and gave staff recommendation. The proposed Raisch Subdivision is a 4 lot subdivision across 14.312 acres located off of Barton Bend in Precinct 4. The subdivision will be served by private wells. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Sub 481- Raisch Subdivision (4 Lots). All voting "Aye". MOTION PASSED**

31259 APPROVE AN ORDER AUTHORIZING THE ISSUANCE OF ONE OR MORE SERIES OF HAYS COUNTY, TEXAS LIMITED TAX REFUNDING BONDS; ESTABLISHING PROCEDURES FOR SELLING AND DELIVERING THE BONDS; DELEGATING THE AUTHORITY TO CERTAIN COUNTY OFFICIALS AND COUNTY STAFF TO EXECUTE CERTAIN DOCUMENTS RELATED TO THE SALE OF THE BONDS; AUTHORIZING AN ESCROW AGREEMENT AND PAYING AGENT/REGISTRAR AGREEMENT; AND OTHER MATTERS RELATED THERETO

Dan Wegmiller, Managing Director of Specialized Public Financing, Inc. spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve an order authorizing the issuance of one or more series of Hays County, Texas Limited Tax Refunding Bonds; establishing procedures for selling and delivering the Bonds; delegating the authority to certain County officials and County staff to execute certain documents related to the sale of the Bonds; authorizing an Escrow Agreement and Paying Agent/Registrar Agreement; and other matters related thereto. All voting "Aye". MOTION PASSED**

31260 ACTION TO FINALIZE CHANGES TO THE HAYS COUNTY FOOD ESTABLISHMENT REGULATIONS; HOLD A PUBLIC HEARING

Judge Cobb opened public hearing, No public input. Judge Cobb closed public hearing. Roxie McInnis, Development and Community Services and Eric Schneider spoke. The rules which govern retail food establishments in Texas (the Texas Food Establishment Regulations - TFER) were revised in October of 2015. The proposed changes to the Hays County Rules reflect a number of the changes passed down from the State as well as an additional requirement which will allow for greater transparency to potential public health concerns at the food establishments in Hays County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to finalize changes to the Hays County Food Establishment Regulations. All voting "Aye". MOTION PASSED**

31261 APPOINT BISHOP GENE MASSEY TO ACT AS THE CHAPLAIN FOR HAYS COUNTY COMMISSIONERS COURT, EFFECTIVE IMMEDIATELY AND ENDING ON DECEMBER 31, 2017

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to appoint Bishop Gene Massey to act as the Chaplain for Hays County Commissioners Court, effective immediately and ending on December 31, 2017. 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

Judge Cobb gave the Hays County Jail Population. 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 302 and peak was 310 on January 15th for the week of January 10 to January 16, 2016. The maximum female capacity is 76 inmates. Last week's average was 67 and peak was 71 on 1/13/2016. The maximum male capacity is 256 inmates. Last week's average was 235 and peak was 245 on 1/15/2016. Inmate at Guadalupe County: 33; Inmate at Bastrop County: 15; Inmate at Caldwell County: 38; Inmate at Walker County: 0.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave the current Drought Index – 48. The Burn Ban will remain lifted

County Clerk's Note Agenda Item #28 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 9:38 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 January 19, 2016.



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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 26TH DAY OF JANUARY 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. 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 Year Awards: Administrative Assistant III – Linda Kinney, Deputy – Jeffery Wilkins, Emergency Management Officer – Courtney Henrichs, Administrative Assistant III – Janice Jones, Chief of Staff – Lon Shell, County Judge – Albert Cobb, County Court at Law Judge – Robert Updegrove, County Commissioner Pct. 2 – Mark Jones, County Commissioner Pct. 4 – Raymond Whisenant Jr. 10 Year Awards: Corrections Officer – Michael Kloss II, Data Center Administrator – Jason Davis, Juvenile Probation Officer III – Christopher Sundholm.

31262 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 \$1,131,094.50 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31263 APPROVE COMMISSIONERS COURT MINUTES OF JANUARY 19, 2016

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

31264 AUTHORIZE COMMISSIONER CONLEY TO EXECUTE SUPPLEMENTAL NO. 4 TO WORK AUTHORIZATION NO. 6 OF HNTB CORPORATION. PROFESSIONAL SERVICES AGREEMENT FOR ENGINEERING SERVICES ON THE RM 12 PARKWAY PRIORITY ROAD BOND PROGRAM PROJECT

The Professional Services Agreement (PSA) and Work Authorization No. 6 (WA6) for HNTB Corporation for providing planning and engineering services for the RM 12 Parkway Priority Road Bond Program project was approved by Commissioner's Court on March 16, 2010. The termination date of WA6 was extended to December 31, 2015 by Supplement No. 3. Work continues as engineering support is being provided during the ROW acquisition process. Therefore HNTB is requesting to extend the termination date for WA6 to December 31, 2016. No additional funds are being requested at this time. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Commissioner Conley to execute Supplemental No. 4 to Work Authorization No. 6 of HNTB Corporation. Professional Services Agreement for engineering services on the RM 12 Parkway Priority Road Bond Program project. All voting "Aye". MOTION PASSED

31265 APPROVE THE CANCELLATION OF COURT ON THE FOLLOWING DATES: MARCH 1, JUNE 14, OCTOBER 11, NOVEMBER 8 & 29 AND DECEMBER 27

Judge Cobb spoke of removing February 16 from the cancellation list. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the cancellation of Court on the following dates: March 1, June 14, October 11, November 8 & 29 and December 27. All voting "Aye". MOTION PASSED



31266 APPROVE THE REAPPOINTMENT OF COMMISSIONER WILL CONLEY TO THE LONE STAR RAIL DISTRICT BOARD

Commissioner Conley's current term will end on February 1, 2016. This appointment will be a two-year term ending on February 1, 2018. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointment of Commissioner Will Conley to the Lone Star Rail District Board. All voting "Aye". MOTION PASSED**

31267 APPROVE THE REAPPOINTMENT OF TOM DAHLSTROM TO SERVE AS A REPRESENTATIVE OF EMERGENCY SERVICES DISTRICT #2

Tom Dahlstrom has agreed to serve an additional two-year term ending December 2017. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the reappointment of Tom Dahlstrom to serve as a representative of Emergency Services District #2. All voting "Aye". MOTION PASSED**

31268 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A REPLACEMENT SWITCH FOR THE BUILDING MAINTENANCE FACILITY AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office with I.T.'s recommendation is requesting to purchase a replacement switch for the Building Maintenance Facility. The existing switch supports Vehicle Maintenance, Building Maintenance and supports the newly added Crime Scene Lab; the switch no longer has enough ports to support building. No additional funds are needed; funds have been identified in the Sheriff's Operating budget. Amount required \$1,869.00. Decrease 001-618-00.5211 (\$1,869.00); Increase 001-618-00.5712_400 \$1,869.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Sheriff's Office to purchase a replacement switch for the Building Maintenance facility and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31269 AUTHORIZE COMMERCIAL OSSF PERMIT AT 2840 HARRIS HILL ROAD, SAN MARCOS, TX

Rex Rivers, the owner of Harris Hill Raceway is proposing to move the location of his on-site sewage facility that serves his existing clubhouse building in Precinct 1. The on-site sewage facility was designed by Andy Grubbs, R.S. for a daily flow rate of 300 gallons. The property is 142.5 acres in size. This on-site sewage facility is composed of existing tanks that are being used as pretreatment and equalization tanks, and a new 500 gallon per day aerobic treatment unit. A pump tank will dose the metered flow to a surface irrigation dispersal field. The business is served by public water supply. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 2840 Harris Hill Road, San Marcos, TX. All voting "Aye". MOTION PASSED**

31270 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO PURCHASE TWO ELECTRONIC SOLAR MESSAGE BOARDS AND ONE SOLAR PANEL PORTABLE TRAFFIC SIGNAL SET AND AMEND BUDGET ACCORDINGLY

The Transportation Department would like to utilize a portion of their materials budget to purchase two new solar panel message boards, which will be used during extended bridge and road closures as well as other long duration projects. The cost for the message boards is \$32,500 and the vendor is on Buy Board, contract #424-13 section 47. The solar panel portable traffic signals are needed for projects that require overnight and/or weekend lane closures. The cost for the traffic signal set is \$29,920. Funds within the operating budget have been identified to fund this request. Amount required \$62,420.00. Increase Misc Eqpt .5719_700 - \$62,420; Decrease Materials .5351- (\$62,420). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Transportation Department to purchase two electronic solar message boards and one solar panel portable traffic signal set and amend budget accordingly. All voting "Aye". MOTION PASSED**

31271 ADOPT A RESOLUTION OF THE HAYS COUNTY COMMISSIONERS COURT TO CLARIFY EFFECTIVE TAX YEAR FOR THE DECLARATION OF EXEMPTION FOR TAXATION OF FREEPORT GOODS WITHIN HAYS COUNTY PURSUANT TO SECTION 11.251 OF THE TEXAS TAX CODE, ORIGINALLY PASSED ON JANUARY 19, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to adopt a Resolution of the Hays County Commissioners Court to clarify effective Tax Year for the declaration of exemption for taxation of Freeport Goods within Hays County pursuant to Section 11.251 of the Texas Tax Code, originally passed on January 19, 2016. All voting "Aye". MOTION PASSED



31272 ACCEPT DONATIONS AND AUTHORIZE AN EQUIPMENT PURCHASE FOR THE HISTORICAL COMMISSION KYLE DEPOT PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received various donations for a small refrigerator for the Kyle Depot Project. Amount required \$640.00; Increase Misc. Equipment; Increase contributions. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept donations and authorize an equipment purchase for the Historical Commission Kyle Depot project and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31273 SUB 476- RANCHITOS OF BUDA (6 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell Hays County Planner gave staff recommendation. The proposed Ranchitos of Buda is a 6 lot subdivision of 6.19 acres located off of Meyers Road in Precinct 2. The subdivision will be served by GoForth Water Supply Corp. Wastewater service will be provided by individual onsite sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Preliminary Plan of Sub 476 – Ranchitos of Buda (6 Lots). All voting "Aye". MOTION PASSED**

31274 SUB-501 REPLAT OF THE EAST PORTION OF LOT 15B IN HURLBUT RANCH WEST (3 LOTS) APPROVE FINAL PLAT

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Caitlyn Hairell Hays County Planner gave staff recommendation. Hurlbut Ranch West is a recorded subdivision located off of McGregor Lane in Precinct 4. Lot 15B was divided by metes and bounds shortly after the plat was recorded. The proposed re-plat will divide a 21.99 acre portion of the original 57.39 acre lot into 3 lots, reflecting the survey which divided the original lot, thereby bringing these portions into compliance with Hays County Development Regulations. Water service will be provided by individual water wells and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve final plat of SUB-501 Replat of the east portion of Lot 15B in Hurlbut Ranch West (3 lots). All voting "Aye". MOTION PASSED**

31275 AUTHORIZE THE INTERGOVERNMENTAL TRANSFER (IGT) OF LOCAL PROVIDER PARTICIPATION FUNDS (LPPF) AND/OR HEALTHCARE PROGRAM FUNDS FOR CENTRAL TEXAS MEDICAL CENTER AND SETON MEDICAL CENTER HAYS FOR DY 4 UNCOMPENSATED CARE (UC) PAYMENTS AS PART OF THE TEXAS HEALTHCARE TRANSFORMATION AND QUALITY IMPROVEMENT PROGRAM (1115 WAIVER)

Lon Shell Chief of Staff spoke. A window for transfer of DY4 UC 1115 waiver funds will be open Jan 28th through Feb 4th. The following funds have been budgeted and transferred during FY 2016: Healthcare Program Funds=\$2,395,000.00 budgeted \$215,064.92 Healthcare Program Funds IGT for CTMC authorized for settlement date of 1/4/2016. The following LPPF funds have been collected and transferred for FY 2016: LPPF funds CTMC=\$4,934,458.02, Seton=\$6,163,271.16; \$1,516,471.41 LPPF funds IGT for CTMC authorized for settlement date of 10/7/2015 \$2,020,509.16 LPPF funds IGT for Seton authorized for settlement date of 10/7/2015. For the 1/28-2/4 DY 4 UC IGT, Seton is allowed a transfer of up to \$5,072,552.99 and CTMC is allowed a transfer of up to \$3,435,277.60 per HHSC calculations. HHSC will impose a "haircut" to determine the actual DY4 UC payments upon receipt of their proposed IGT commitments. The size and distribution of the haircut will be dependent on amount the IGT commitments and the DY4 funds available. The exact amount of funds to be transferred will depend on the final numbers provided by HHSC on or after 1/27/15. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Intergovernmental Transfer (IGT) of Local Provider Participation Funds (LPPF) and/or Healthcare Program Funds for Central Texas Medical Center and Seton Medical Center Hays for DY 4 Uncompensated Care (UC) payments as part of the Texas Healthcare Transformation and Quality Improvement Program (1115 Waiver). All voting "Aye". MOTION PASSED**

31276 ACCEPT A BID ON PROPERTY, ID NO. R35320, HELD IN TRUST BY THE SAN MARCOS CISD AND HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Ingalsbe to accept a bid on property, ID No. R35320, held in trust by the San Marcos CISD and Hays County. All voting "Aye". MOTION PASSED



EXECUTIVE SESSION PURSUANT TO 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE LEASE AND/OR VALUE OF SPACE WITHIN THE HAYS COUNTY GOVERNMENT CENTER, LOCATED AT 712 S. STAGECOACH TRAIL, SAN MARCOS, TEXAS

Court convened into Executive Session at 9:44 a.m. and reconvened into opened court at 10:27 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Director of Development and Community Services, Clint Garza, Meredith Fischer 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 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 313 and peak was 319 on January 1st for the week of January 17 to January 23, 2016. The maximum female capacity is 76 inmates. Last week's average was 68 and peak was 72 on 1/17/2016. The maximum male capacity is 256 inmates. Last week's average was 245 and peak was 254 on 1/20/2016. Inmate at Guadalupe County: 30; Inmate at Bastrop County: 14; Inmate at Caldwell County: 43; Inmate at Walker County: 0.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave the current Drought Index – 66. Judge Cobb urged the citizens of Hays County to burn safely, 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 of HNTB, gave the monthly update/powerpoint presentation. Pass Through Program – Completed Projects. Pct. 1 – IH 35 Ph. 2A (RM 150 Realignment), IH 35 Ph. 2B (FM 1626 to Yarrington), FM 110 (McCarty Lane to SH 123). Pct. 2 – IH 35 Ph. 1 (Kyle Crossing (CR 210) Overpass), FM 2001 (CR 210/IH 35 NB Frontage Road Connector), IH 35 Ph. 2B (FM 1626 North (from Brodie Lane to RM 967). Pct. 3 – None. Pct. 4 – US 290 West (Trautwein Rd. to Nutty Brown Rd.). Pass Through Program – Under Construction – Pct. 1 – Yarrington Rd. Bridge (at IH 35). Partnership Program – Planning/In Design – Pct. 1 – FM 110 (North, Middle, and South), IH 35 @ Posey Rd. Under Construction/Bidding – Pct. 1 – FM 150 CTL (Lehman Rd. to SH 21), IH 35 Ramps Project (FM 150 to Blanco River). Pass Through Program – Pct. 2 – Under Construction/Bidding – FM 1626 South (FM 2770 to RM 967). Partnership Program – Pct. 2 – Planning/In Design – Robert S. Light Extension (IH 35 to FM 1626), FM 2001 (IH 35 to SH 21), FM 150 West Alignment (from IH 35 to Arroyo Ranch Rd.). Under Construction/Bidding – Pct. 2 – RM 967 (Cole Springs to FM 1626). Partnership Program – Pct. 3 – Planning/In Design – RM 12 (Junction at RM 12 to Wonder World Dr.), IH 35 at Posey Rd., FM 150 West Nature & Character Study (RM 12 to FM 2770). Partnership Program – Pct. 4 – Under Construction/Bidding – IH 35 Ramps Project (FM 150 to Blanco River). Planning/In Design – FM 150 West Nature and Character Study (RM 12 to FM 2770), FM 150 West Alignment (FM 2770 to IH 35).

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 10:30 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 January 26, 2016.

Liz Q Gonzalez

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





FEBRUARY 2, 2016

VOLUME V PG 781

STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 2ND DAY OF FEBRUARY A.D., 2016, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

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

WITH COUNTY JUDGE, ALBERT H. COBB, JR., BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Esperanza Baltazar, Pastor at El Buen Pastor United Methodist Church, gave the invocation. Commissioner Ingalsbe led the court in the Pledge of Allegiance to the United States and Texas flags. Commissioner Ingalsbe called the meeting to order.

31277 ADOPT A PROCLAMATION DECLARING JANUARY 2016 AS HAYS COUNTY CRIME STOPPERS MONTH

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to adopt a proclamation declaring January 2016 as Hays County Crime Stoppers month. All present voting "Aye". MOTION PASSED

31278 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$ 1,429,318.09 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

31279 APPROVE COMMISSIONERS COURT MINUTES OF JANUARY 26, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of January 26, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

31280 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RENEWAL AGREEMENT BETWEEN HAYS COUNTY AND LEXISNEXIS RELATED TO LEGAL RESEARCH FOR THE HAYS COUNTY SHERIFF'S OFFICE

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a renewal Agreement between Hays County and LexisNexis related to legal research for the Hays County Sheriff's Office. All present voting "Aye". MOTION PASSED

31281 APPROVE THE RECOMMENDATION AND SELECTION OF DANNENBAUM ENGINEERING COMPANY AS THE MOST QUALIFIED FIRM IN RESPONSE TO RFQ 2016-P04, POSEY ROAD CORRIDOR STUDY AND AUTHORIZE STAFF TO NEGOTIATE CONTRACT

After evaluation of qualifications from 6 engineering firms it was determined that Dannenbaum Engineering is the most qualified for the Posey Road Corridor Study. Line item number 020-710-00.5448_008. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the recommendation and selection of Dannenbaum Engineering Company as the most qualified firm in response to RFQ 2016-P04, Posey Road Corridor Study and authorize staff to negotiate contract. All present voting "Aye". MOTION PASSED



31282 AUTHORIZE COMMERCIAL OSSF PERMIT AT 1910 B CENTERPOINT RD, SAN MARCOS, TEXAS

James Blair Warren is proposing an OSSF to serve a 4000 square foot office building that will serve 12 employees. This property is 21.8 acres and will be served by a public water supply. The system designer, Stan Burrier, P.E., has designed a treatment system which consists of a septic tank and a flow equalization chamber, which will dose to an aerobic treatment unit. After treatment, the effluent will be dispersed by surface application with a maximum daily usage rate of 120 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 1910 B Centerpoint Rd, San Marcos, Texas. All present voting "Aye". MOTION PASSED**

31283 RATIFY THE INSTALLATION OF REPLACEMENT TILT-ZOOM CAMERAS AT THE JUVENILE DETENTION CENTER AND AMEND THE BUDGET ACCORDINGLY

During the FY 2016 budget process the Juvenile Detention Center was approved to purchase replacement Pan/Tilt-Zoom cameras for juvenile security purposes. The cost to install the equipment was not included in the initial quotes requiring a budget amendment to capture as capitalized costs. Funds have been identified in their operating budget to fund this request. Amount required \$1,360.00; Increase Misc Equipment - .5719_400; Decrease Contract Services - .5448. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to ratify the installation of replacement Tilt-Zoom cameras at the Juvenile Detention Center and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31284 RATIFY THE COUNTY JUDGE'S EXECUTION AND SUBMISSION OF THE EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) RENEWAL APPLICATION TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT FOR UP TO \$42,007.52

The Emergency Management Grant (EMPG) has funded a portion of the salary and benefits for the Hays County Emergency Management Coordinator since 2002. The grant, if awarded, will cover the period from October 1, 2015 through September 30, 2016. The application was due on January 31, 2016. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to ratify the County Judge's execution and submission of the Emergency Management Performance Grant (EMPG) renewal application to the Texas Department of Public Safety, Division of Emergency Management for up to \$42,007.52. All present voting "Aye". MOTION PASSED**

31285 AUTHORIZE THE CONSTABLE PRECINCT 1 TO PURCHASE A BULLET PROOF VEST FROM THE CITY OF LULING FOR THE NEW DEPUTY CONSTABLE POSITION

The Constable Precinct 1 was approved a new Deputy Constable position to include a bullet proof vest during the FY16 budget process. The newly hired Deputy Constable was previously employed by the City of Luling, therefore, had a fitted bullet proof vest with a remaining useful life. The City has agreed to sell the vest to the County, which will save the time and effort of having the individual fitted for a new vest and waiting for it to be shipped. Funds are available in the bullet proof vest grant cost center. No additional funds are needed. Amount required \$429.00; Line item number 001-618-99-001.5717_400. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Constable Precinct 1 to purchase a Bullet Proof Vest from the City of Luling for the new Deputy Constable position. All present voting "Aye". MOTION PASSED**

31286 APPROVE THE REAPPOINTMENT OF JOE PAPICK, JULIA RAMSEY NEW, ANNA VE FARR AND ED SILLIMAN TO THE HAYS COUNTY CHILD BOARD FOR ADDITIONAL THREE YEAR TERM

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve the reappointment of Joe Papick, Julia Ramsey New, Anna Ve Farr and Ed Silliman to the Hays County Child Board for additional three year term. All present voting "Aye". MOTION PASSED

31287 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE FISCAL SURETY FOR CONSTRUCTION, AND ACCEPT THE MAINTENANCE BONDS (MAINTENANCE BOND NO. K08774237 IN THE AMOUNT OF \$3,393,456.08 AND MAINTENANCE BOND NO. K09232941 IN THE AMOUNT OF \$120,000) FOR A 2-YEAR PERIOD FOR CALITERRA SUBDIVISION, PH. 1, SEC. 3 AND PH.1, SEC. 4

Jerry Borcharding, Transportation Director spoke and gave staff recommendation. Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner**



Whisenant, seconded by Commissioner Conley to accept road construction and drainage improvements, release of the fiscal surety for construction, and acceptance of the maintenance bonds (Maintenance Bond No. K08774237 in the amount of \$3,393,456.08 and Maintenance Bond No. K09232941 in the amount of \$120,000) for a 2-year period for Caliterra Subdivision, Ph. 1, Sec. 3 and Ph.1, Sec. 4. All present voting "Aye". MOTION PASSED

31288 SUB-505 MEDLIN CREEK MEADOWS (3 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell Hays County Planner gave staff recommendation. The proposed Medlin Creek Meadows is a 3 lot subdivision across 10.07 acres located off of Medlin Creek Loop in Precinct 4. The subdivision will be served by private wells. Wastewater service will be provided by individual on-site sewage facilities. Early in the development of this subdivision, staff had concerns regarding the condition of the privately-maintained Medlin Creek Loop off of which these lots are located. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve preliminary plan of SUB-505 Medlin Creek Meadows (3 Lots). All present voting "Aye". MOTION PASSED**

31289 SUB 476- RANCHITOS OF BUDA (6 LOTS) APPROVE FINAL PLAT

Caitlyn Hairell Hays County Planner gave staff recommendation. The proposed Ranchitos of Buda is a 6 lot subdivision of 6.19 acres located off of Meyers Road in Precinct 2. The subdivision will be served by GoForth Water Supply Corp. Wastewater service will be provided by individual onsite sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve final plat of SUB 476- Ranchitos of Buda (6 Lots). All present voting "Aye". MOTION PASSED**

31290 ADOPT A POLICY ALLOWING ADMINISTRATIVE VARIANCES TO PLATTING PROCEDURES FOR PARCELS AFFECTED BY RIGHT OF WAY ACQUISITION

Roxie McInnis, Development and Community Services Manager spoke. To better serve the citizens of Hays County, the Development Services Department would like to implement an administrative platting variance procedure. This platting variance would apply to parcels that have had a portion of the property acquired by Hays County for Right of Way purposes. To be eligible for an administrative platting variance, the parcel must have been considered a "compliant parcel" prior to acquisition. This process will be administered in the same manner as the ten-year platting variance which requires the following: 1. Survey and metes and bounds description of the property in its current configuration; 2. Payment of the variance review fee (per current Hays County Development Services fee schedule) 3. Written request for variance which includes the reason for the request as well as the name and contact information of the property owner, and; 4. Signed approval by the Development Services Director and respective Precinct Commissioner. This procedure will expedite the process in which Hays County Development Services can issue permits for property that meets these qualifications. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt a policy allowing administrative variances to platting procedures for parcels affected by right of way acquisition. All present voting "Aye". MOTION PASSED**

31291 APPOINT JB KOLODZEY TO SERVE AS A REPRESENTATIVE ON EMERGENCY SERVICES DISTRICT #2. JONES

JB Kolodzey has agreed to replace Duwain Whitis, Jr., and serve a two-year term ending December 2017. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to appoint JB Kolodzey to serve as a representative on Emergency Services District #2. All present voting "Aye". MOTION PASSED**

31292 APPROVE AN AGREEMENT WITH THE CALDWELL, COMAL, AND HAYS COUNTY COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) FOR THE MANAGEMENT OF A PERSONAL BOND OFFICE

During FY 2016 budget planning funds were set aside for a Personal Bond Officer to work with the justice system of Hays County on a pre-trial services program. Budgeted \$50,000 for this fiscal year. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve an agreement with the Caldwell, Comal, and Hays County Community Supervision and Corrections Department (CSCD) for the management of a Personal Bond Office. All present voting "Aye". MOTION PASSED**



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 ULTRA

Court convened into Executive Session at 9:48 a.m. and reconvened into opened court at 10:43 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell and Tammy Crumley. No Action Taken.

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 10:45 a.m. and reconvened into opened court at 11:46 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Tammy Crumley and Director of Development and Community Services Clint Garza. 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, LEASE OR VALUE OF REAL PROPERTY OWNED BY HAYS COUNTY

Court convened into Executive Session at 11:47 a.m. and reconvened into opened court at 11:59 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Chief of Staff Lon Shell, General Counsel Mark Kennedy and Tammy Crumley. 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

Commissioner Ingalsbe gave the 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 302 and peak was 318 on January 28th for the week of January 24 to January 30, 2016. The maximum female capacity is 76 inmates. Last week's average was 67 and peak was 70 on 1/28/2016. The maximum male capacity is 256 inmates. Last week's average was 235 and peak was 248 on 1/28/2016. Inmate at Guadalupe County: 35; Inmate at Bastrop County: 14; Inmate at Caldwell County: 46; Inmate at Walker County: 0.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Commissioner Ingalsbe advised that the Burn Ban will remain in effect. She urged the citizens to 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

Commissioner Jones gave an update on FM 1626 South. The bids were opened up to the contractors last week. We are looking forward to breaking ground in August, 2016.

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 12:04 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 February 2, 2016.



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



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 9TH DAY OF FEBRUARY 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
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COMMISSIONER PCT. 2, MARK JOHNES BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Dennis Spire from Calvary Baptist 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.

PUBLIC COMMENTS

Dan Lyon – San Marcos resident made public comment.

31293 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$634,091.78 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

31294 APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 2, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of February 2, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

31295 AUTHORIZE COMMERCIAL OSSF PERMIT AT 2390 FM 2001, BUDA, TEXAS

Ryan O'Rourke is proposing an OSSF to serve a 3300 square foot building that will include a firearm retail shop on the first floor and a 2 bedroom apartment on the second floor. This property is Lot 3 in Phase 1 in the Woodbrook Subdivision. This property will be served by a public water supply. The system designer, John Fox, R.S. has designed a system which consists of standard treatment with dispersal by a low pressure pipe drainfield at a daily usage rate of 255 gallons. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 2390 FM 2001, Buda, Texas. All present voting "Aye". MOTION PASSED

31296 AUTHORIZE COMMERCIAL OSSF PERMIT AT 252 FROG POND LANE, DRIPPING SPRINGS, TX

Barry Brittain Alexius is proposing an OSSF to serve 3 office/warehouse buildings. Each building will have two offices and up to 6 employees per office. There will be a 5000 square foot, a 7500 square foot, and a 10,000 square foot building. This property is Lot 11 in the Frog Pond Subdivision. These buildings will be served by rainwater collection and truck in water from the City of Dripping Springs. The system designer, Dave McGhee, R.S. has designed a treatment system, which consists of a flow equalization tank, which will dose to an aerobic treatment unit. After treatment, the effluent will be dispersed to a drip irrigation field. The system is designed for a daily usage rate of 360 gallons. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 252 Frog Pond Lane, Dripping Springs, TX. All present voting "Aye". MOTION PASSED

31297 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE EXISTING FUNDS TO PURCHASE A REPLACEMENT RIFLE

Capitan Mark Cumberland spoke. The Sheriff's Office is in need of replacing a sniper rifle for SWAT. The existing rifle has been in service since 1994 and is out of industry standards for a Police Precision Rifle which should be replaced every 8-10 years. No additional funds are needed savings have been identified in the Sheriff's Office Law Enforcement Equipment. Amount required \$ 847.00; line item number 001-618-00.5717_400. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Sheriff's Office to utilize existing funds to purchase a replacement rifle. All present voting "Aye". MOTION PASSED



31298 APPROVE OUT OF STATE TRAVEL FOR DETECTIVES MIKE ANDREWS AND MARK OPIELA TO ATTEND THE INTERNET CRIMES AGAINST CHILDREN 2016 NATIONAL LAW ENFORCEMENT TRAINING ON CHILD EXPLOITATION IN ATLANTA, GEORGIA

Out of state travel is needed to send Detectives Mike Andrews and Mark Opiela to the 2016 Law Enforcement Training on Child Exploitation in Atlanta, Georgia on April 19-22, 2016. This training will provide Detectives Andrews and Opiela knowledge in investigations, forensics, prosecution and community outreach when working on cases received from the Attorney General's Office. This conference will offer over 240 lecture and hands-on workshops taught by subject matter experts. This training is tuition free. Travel expenses and per diem will be paid for out of the Sheriff's Office Continuing Ed general ledger. Amount \$1200.00; line item number 001-618-00.5551 Continuing Ed. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve out of state travel for Detectives Mike Andrews and Mark Opiela to attend the Internet Crimes Against Children 2016 National Law Enforcement Training on Child Exploitation in Atlanta, Georgia. All present voting "Aye". MOTION PASSED**

31299 AUTHORIZE COMMERCIAL OSSF PERMIT AT 5160 INDUSTRIAL WAY, BUDA, TEXAS

Gary Rhodes is proposing an OSSF to serve another showroom and service area for his Fiesta Motors car dealership. This property is Lot 2 in the Capital Area Industrial Park Subdivision. This property will be served by a public water supply. The system designer, Stan Burrier, P.E. has designed a system which consists of standard treatment with dispersal by a low pressure pipe drainfield at a daily usage rate of 120 gallons. Industrial wastewater from the car servicing area will be held in a holding tank and disposed of by a licensed waste hauler. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 5160 Industrial Way, Buda, Texas. All present voting "Aye". MOTION PASSED**

31300 RATIFY THE EXECUTION OF A SPECIAL USE AGREEMENT BETWEEN THE HAYS COUNTY HISTORICAL COMMISSION AND THE CITY OF KYLE RELATED TO THE LEASE AT 100 NORTH FRONT STREET, KYLE, TEXAS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify the execution of a Special Use Agreement between the Hays County Historical Commission and the City of Kyle related to the lease at 100 North Front Street, Kyle, Texas. All present voting "Aye". MOTION PASSED

31301 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDER AUTHORIZATION NO. 1 FOR TASK ORDER TWO BETWEEN HAYS COUNTY AND TETRA TECH, INC. FOR THE DISASTER GRANT MANAGEMENT AND REIMBURSEMENT ASSISTANCE RELATED TO THE MAY 2015 FLOOD

Task Order #2 - CO 1: Scope: Disaster Grant Management Assistance New Effective Date: to May 31, 2016; Increased by: \$25,000; New NTE Budget: \$50,000. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute Change Order Authorization No. 1 for Task Order Two between Hays County and Tetra Tech, Inc. for the Disaster Grant Management and Reimbursement Assistance related to the May 2015 Flood. All present voting "Aye". MOTION PASSED**

31302 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE EXISTING FUNDS TO PURCHASE EQUIPMENT FOR PURSUIT DRIVING TRAINING

Captain Mike Davenport and Yvette Johnson spoke. At this time the Sheriff's Office is need of equipment for pursuit driving training. Purchasing this equipment will provide training for techniques designed to stop and deter fleeing vehicles during a pursuit. No additional funds are needed; funds have been identified in Sheriff's Office Law Enforcement Equipment. Amount required \$3,240.00; line item number 001-618-00.5717_400. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Sheriff's Office to utilize existing funds to purchase equipment for pursuit driving training. All present voting "Aye". MOTION PASSED**

31303 ACCEPT THE RELEASE OF THE MAINTENANCE BOND, AND ACCEPTANCE OF THE ROADS INTO THE COUNTY ROAD SYSTEM FOR MEADOWS AT BUDA SUBDIVISION, SEC. 3B

Transportation Director Jerry Borcharding spoke and gave staff recommendation for acceptance of the roads into the county road system. The Transportation Department has inspected and approved the punch list of



repairs. Roads include: a segment of Hot Spring Valley (1,850 ft.), and Pure Nature Way (270 ft.). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to release the maintenance bond, and acceptance of the roads into the county road system for Meadows at Buda subdivision, Sec. 3B. All present voting "Aye". MOTION PASSED**

31304 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN ADVANCE FUNDING AGREEMENT AND RESOLUTION WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE FITZHUGH ROAD SAFETY PROJECT, CSJ #0914-33-070

Jerry Borcharding, Hays County Transportation Director spoke. Funding through TxDot from the Federal Highway Administration Hazard Elimination/Safety Project Off-System is available for safety improvements on Fitzhugh Road. These improvements include providing warning and guide signs and delineation as authorized by the Texas Transportation Commission Minute Order Number 114027. Total project cost is \$349,283, which consists of \$295,818 federal funds and a fixed amount of \$53,465 due from Hays County. The State will be responsible for project increases exceeding the total project budget as outlined in the AFA. Amount required \$53,465.00; line item number 020-710-00.5448_010. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute an Advance Funding Agreement and Resolution with the Texas Department of Transportation for the Fitzhugh Road Safety Project, CSJ #0914-33-070. All present voting "Aye". MOTION PASSED**

31305 SUB-505 MEDLIN CREEK MEADOWS (3 LOTS) APPROVE FINAL PLAT

Caitlyn Hairell, County Planner spoke. The proposed Medlin Creek Meadows is a 3 lot subdivision across 10.07 acres located off of Medlin Creek Loop in Precinct 4. The subdivision will be served by private wells. Wastewater service will be provided by individual on-site sewage facilities. Early in the development of this subdivision, staff had concerns regarding the condition of the privately-maintained Medlin Creek Loop off of which these lots are located. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve final plat of SUB-505 Medlin Creek Meadows (3 Lots). All present voting "Aye". MOTION PASSED**

31306 APPROVE FIREWORKS SALES MEETING NEW STATE STATUTE

Clint Browning, Assistant Fire Marshal spoke. In accordance with HB 1150 of the 84th Regular Legislature; In addition to the periods during which the sale of fireworks was previously authorized the commissioners of a county by order may allow a retail fireworks permit holder(s) to sell fireworks in that county only to the public and only during one or more of the following period (1) beginning February 25 and ending at midnight on March 2; (2) beginning April 16 and ending at midnight on April 21; and (3) beginning the Wednesday before the last Monday in May and ending at midnight on the last Monday in May. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve fireworks sales meeting new state statute. All present voting "Aye". MOTION PASSED**

31307 PROMOTE AND FUND HEALTH CHECK 2016 FOR HAYS COUNTY EMPLOYEES AND ELIGIBLE DEPENDENTS. AUTHORIZE PAYROLL DEDUCTION OF ADDITIONAL FEES FOR OPTIONAL SERVICES EMPLOYEES MAY ELECT

DeeDee Baen, Human Resources Director spoke. Health Check is a community wide celebration offering health screenings that include a complete metabolic panel (screening for glucose, renal and liver disorders); lipid panel (cholesterol with HDL/LDL breakdown and triglycerides); complete blood cell count for hematology disorders including white, hemoglobin, hematocrit and platelets. Per Central Texas Medical Center (CTMC), these tests, valued at hundreds of dollars, are offered for \$30 per person for 2016 through Health Check (2015-\$30; 2014-\$45; 2013-\$45; 2012-\$45; 2011-\$25; 2010-\$35) Additionally, CTMC is offering Hays County employees the option of pre-registering which allows for blood draws at our worksite. As in prior years, these sites will include the GC, the SO and R&B on Yarrington and the Kyle Office. A recap of the last six years of our participation in Health Check is as follows: Hays County paid 100% of the participant's fee. Dependents over the age of 18 that are covered on our health plan were allowed to participate at no cost (with the exception of the additional tests). Historical participation is as follows: 2007: 150 employees participated, 2008: 187 employees participated, 2009: 165 employees participated, 2010: 168 employees participated, 2011: 155 employees participated, 2012: 131 employees participated, 2013: 106 employees participated 2014: 138 employees participated 2015: 133 employees participated The requested amount of \$6,000(200 employees x \$30 – is an estimate and is based on the guesstimate that employees will take advantage of the CTMC biometric results ability to transfer into the Humana Vitality program that is new for 2016. Additional metrics needed for Humana's Vitality program include height, weight and waist size, which CTMC has agreed to perform at the time of the draw for those employees wanting the data for the wellness program. At their own cost, Employees can also choose to have a thyroid stimulating hormone (TSH) test (\$15), a hemoglobin A1C test for \$15 (used to measure the amount of glucose that attaches to the protein in the red blood cells), a Vitamin D test is added for \$15 , and a Hepatitis C test for \$15 Similar to last year and in order to minimize cash handling, reconciling and balancing, we are requesting the voluntary fees associated with optional tests to be payroll deducted. This has been coordinated with the Treasurer's office for payroll purposes and Treasurer Tuttle is supportive of this automation. If the County does not wish to absorb the entire cost, a \$5 or \$10 cost sharing could be introduced



The actual day-long health fair portion of Health Check will be held on Tuesday April 12 from 7am to 3pm at Embassy Suites Conference Center in San Marcos. Amount required \$6,000; line item number 003-730-00.5342. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to promote and fund Health Check 2016 for Hays County employees and eligible dependents. Authorize payroll deduction of additional fees for optional services employees may elect. All present 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

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 306 and peak was 319 on February 5th for the week of January 31 to February 6, 2016. The maximum female capacity is 76 inmates. Last week's average was 70 and peak was 73 on 2/6/2016. The maximum male capacity is 256 inmates. Last week's average was 237 and peak was 248 on 2/5/2016. Inmate at Guadalupe County: 34; Inmate at Bastrop County: 12; Inmate at Caldwell County: 43; Inmate at Walker County: 0.

31308 ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Fire Chief Assistant, Clint Browning spoke of meeting with local Fire Chiefs and reviewing all the determining factors and unanimously to recommend that the Burn Ban be put in to effect. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to place the Burn Ban in to effect for 90 days. All present voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item #18 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 Whisenant, seconded by Commissioner Ingalsbe to adjourn court at 9:33 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 9, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 16TH DAY OF FEBRUARY 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:

Jonathan Leftwich of Fellowship Church in Kyle 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.

31309 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve County Invoices in the amount of \$1,141,169.82 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31310 APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 9, 2016

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

31311 APPROVE CONSTABLE PRECINCT 3 TO ACCEPT A DONATION FROM KEEP WIMBERLEY BEAUTIFUL OF 2 GAME CAMERAS VALUED AT A TOTAL OF \$400

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Constable Precinct 3 to accept a donation from Keep Wimberley Beautiful of 2 game cameras valued at a total of \$400. All voting "Aye". MOTION PASSED

31312 AUTHORIZE THE COUNTY JUDGE TO ACCEPT THE FY16 FORMULA GRANT AWARD FROM THE TEXAS INDIGENT DEFENSE COMMISSION IN THE AMOUNT OF \$120,871.00

On October 13, 2015 the Commissioners Court authorized submission of a grant application to the Texas Indigent Defense Commission (TIDC) for up to \$125,002.00. A resolution was submitted as a required document to apply for this grant to complete the application process. Although the Resolution is considered the County's acceptance of the grant, it has been the practice of Hays County to formally accept the award by Commissioners Court action. No additional contract is needed. These funds have been utilized by Hays County for a number of years to help offset costs associated with indigent defense. The funding period for this grant is October 1, 2015 through September 30, 2016. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to accept the FY16 Formula Grant Award from the Texas Indigent Defense Commission in the amount of \$120,871.00. All voting "Aye". MOTION PASSED

31313 ACCEPT THE 2015 ANNUAL RACIAL PROFILE REPORT FROM CONSTABLE PRECINCT 3

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept the 2015 Annual Racial Profile Report from Constable Precinct 3. All voting "Aye". MOTION PASSED

31314 APPROVE OUT OF STATE TRAVEL FOR DEPUTIES TO ATTEND THE NATIONAL PEACE OFFICER MEMORIAL TO BE HELD IN WASHINGTON D.C. IN MAY 2016

The Sheriff's Office is in need of approval for out of state travel in order to send the Deputies to the 2016 National Peace Officer Memorial. Sending these officers will allow them to network with various law enforcement officials as well as families who have lost a loved one. The following Sheriff's Office Deputies will represent Hays County to pay tribute to those officers who made the ultimate sacrifice by giving their lives to protect others. Furthermore, this event will serve as a training session and provide necessary guidance for future events. No



additional funds are needed; travel expenses will be paid for out of Sheriff's Federal Discretionary Funds. Deputies are Lt. Jeri Skrocki; Sgt. Matt Wasko; Deputy Wesley Lowe; Deputy David Marshall; Deputy Michael Kirkwood. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve out of state travel for Deputies to attend the National Peace Officer Memorial to be held in Washington D.C. in May 2016. All voting "Aye". MOTION PASSED**

31315 APPROVE OUT OF STATE TRAVEL FOR CAPTAIN MARK CUMBERLAND TO ATTEND THE FBI NATIONAL ACADEMY IN QUANTICO, VA

Out of state travel is being requested for Mark Cumberland who has been approved by the National Academy Unit (NAU) to attend the FBI National Academy. No additional funds are needed, funds have been identified in Sheriff's Federal Discretionary with no cost to the County. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve out of state travel for Captain Mark Cumberland to attend the FBI National Academy in Quantico, VA. All voting "Aye". MOTION PASSED**

31316 AUTHORIZE THE SHERIFFS' OFFICE TO UTILIZE DRUG FORFEITURE FUNDS FOR SUPPLEMENTAL PAY FOR LIEUTENANT, SLOT 0473-009 FOR A THREE AND A HALF MONTH PERIOD AND AMEND THE BUDGET ACCORDINGLY

The Sheriff is requesting supplemental pay for one position to cover the Captain, slot 0470-001 vacancy who will be attending a three month FBI Training Course. The Lieutenant, slot 0473-009 will temporarily be re-assigned to Captain MBS-15 to fill this gap effective April 1, 2016 through June 15, 2016. Base salary will be increased by \$9,469 (annualized) during this period. Drug Forfeiture Funds are available to fund this request. Funds Needed - \$1,973 salary. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Sheriffs' Office to utilize Drug Forfeiture Funds for supplemental pay for Lieutenant, slot 0473-009 for a three and a half month period and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31317 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE EXISTING FUNDS TO PURCHASE A REPLACEMENT COMPRESSOR AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office is in need of a replacement compressor for the Vehicle Maintenance Shop. The existing compressor is at the end of life and is more cost effective to replace rather than continuing to repair. No additional funds are needed; funds have been identified in the Sheriff's Office budget. Amount required \$ 2,300; 001-618-00.5206 Law Enforcement Supplies (\$2,300.00); 001-618-00.5719_400 Misc. Equipment Operating \$2,300.00. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Sheriff's Office to utilize existing funds to purchase a replacement compressor and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31318 ACCEPT DONATIONS FOR THE HISTORICAL COMMISSION KYLE DEPOT AND BUCK WINN MURAL RESTORATION PROJECTS AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received various donations \$430 Kyle Depot Project; \$25,000 Buck Winn Murals Restoration Project. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept donations for the Historical Commission Kyle Depot and Buck Winn Mural Restoration projects and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31319 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE DRUG FORFEITURE FUNDS FOR A ONE-TIME SUPPLEMENTAL PAY FOR LEAD EMERGENCY COMMUNICATIONS OFFICER, SLOT 0513-003 AND AMEND THE BUDGET ACCORDINGLY

Amount required \$ 897.00; line item number 053-618-00; Funds needed - \$750 salary; \$147 fringe. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Sheriff's Office to utilize Drug Forfeiture funds for a one-time supplemental pay for Lead Emergency Communications Officer, slot 0513-003 and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31320 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SERVICE AGREEMENT WITH BECKWITH ELECTRONIC SYSTEMS, LLC FOR THE AV VIDEO/AUDIO UPGRADE FOR DISTRICT COURTROOM #6 AND ALLOW AN EXEMPTION FROM THE BIDDING PROCESS PURSUANT TO TEXAS LOCAL GOVERNMENT CODE 262.024A (7) (D)



Jeff McGill Director of Information Technology spoke. The upgrade for Courtroom #6 was approved and budgeted during the FY16 budget process. Beckwith Electronics Systems was the contractor used during the Government Center build out of the current courtrooms that are in use. The system was customized for our District and County Court at Law Judges in order to provide consistency throughout all courtrooms. Additionally, Beckwith installed the wiring and configuration for the remaining courtrooms for future build outs. Due to the existing infrastructure that was put in place, it is necessary to utilize the same contractor to complete the upgrade for District Courtroom #6. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Service Agreement with Beckwith Electronic Systems, LLC for the AV video/audio upgrade for District Courtroom #6 and allow an exemption from the bidding process pursuant to Texas Local Government Code 262.024A (7) (D). All voting "Aye". MOTION PASSED**

31321 AUTHORIZE THE JUVENILE PROBATION DEPARTMENT TO PURCHASE A REPLACEMENT COMPUTER AND AMEND THE BUDGET ACCORDINGLY

The Juvenile Probation Analyst desktop computer is beyond repair and in need of replacement. The IT Department did assess the hard drive and determined that the repairs are not cost effective. Savings within the operating budget have been identified to fund this request. Amount required \$ 882.00 line item number 001-686-00.5712_400; Decrease - 001-686-00.5201; Increase - 001-686-00.5712_400. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Juvenile Probation department to purchase a replacement computer and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31322 RATIFY THE EXECUTION OF A LETTER AMENDMENT TO THE CONTRACT BETWEEN HAYS COUNTY AND TFR ENTERPRISES

This Letter Amendment will extend the term to May 31, 2016. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to ratify the execution of a Letter Amendment to the Contract between Hays County and TFR Enterprises. All voting "Aye". MOTION PASSED**

31323 APPROVE TREASURER'S REPORTS AND INVESTMENT REPORTS

Approve the 2015 Treasurer's Reports and Investment Reports June-December. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to ratify the execution of a Letter Amendment to the Contract between Hays County and TFR Enterprises. All voting "Aye". MOTION PASSED**

31324 AUTHORIZE COMMERCIAL OSSF PERMIT AT 2361 JACK C HAYS TRAIL, BUDA, TEXAS

Flint Hills Resource Central Texas is proposing an OSSF to serve a new Ethanol Transfer Facility. This 1858 square foot office building will serve office staff, offload workers, and truck drivers. This property is 151 acres. This property will be served by a public water supply. The system designer, Jon Maass, R.S., has designed a system which consists of standard treatment with dispersal by a low pressure pipe drainfield at a daily usage rate of 360 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 2361 Jack C Hays Trail, Buda, Texas. All voting "Aye". MOTION PASSED**

31325 AUTHORIZE COMMERCIAL OSSF PERMIT AT 12707 NUTTY BROWN, AUSTIN, TEXAS, 78737

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 12707 Nutty Brown, Austin, Texas, 78737. All voting "Aye". MOTION PASSED

31326 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT RENEWAL BETWEEN HAYS COUNTY AND THE CAPITAL AREA EMERGENCY COMMUNICATION DISTRICT "CAECD", RELATED TO THE E9-1-1 DATABASE USED TO PROVIDE ENHANCED 9-1-1 SERVICE

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a contract renewal between Hays County and the Capital Area Emergency Communication District "CAECD", related to the E9-1-1 Database used to provide enhanced 9-1-1 service. All voting "Aye". MOTION PASSED



31327 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA/CONTRACT WITH KFRIESE & ASSOCIATES TO STUDY AND MAKE RECOMMENDATIONS REGARDING ALTERNATIVE EGRESS/INGRESS OPTIONS IN THE LIME KILN/HILLIARD AREA. AMEND THE BUDGET ACCORDINGLY

The Lime Kiln/Hilliard areas continue to be in jeopardy in regard to health, safety, and welfare during emergency situations when their egress/ingress is blocked due to flooding of Sink Creek. This action will revisit previous recommendations and investigate other alternatives. Amount required \$ 95,000; line item number \$95,000 from 020-710-00.5351 to 020-710-00.5448-008. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to sign a PSA/Contract with KFRIESE & Associates to study and make recommendations regarding alternative egress/ingress options in the Lime Kiln/Hilliard Area. Amend the budget accordingly. All voting "Aye". MOTION PASSED**

31328 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA/CONTRACT WITH KFRIESE & ASSOCIATES TO STUDY AND MAKE RECOMMENDATIONS REGARDING ALTERNATIVES TO THE LOW WATER CROSSING OF THE BLANCO RIVER ON POST ROAD. AMEND THE BUDGET ACCORDINGLY

The LWC on Post Road at the Blanco River continues to flood during heavy rain events. A study in 2010 recommended an upstream bridge. This PSA will revisit the 2010 study and look at alternatives that include a down stream bridge option and an upstream option that will not impact Vetter Park. Amount required \$40,000; line item number 40,000 from 020-710-00.5351 to 020-710-00.5448-008. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to sign a PSA/Contract with KFRIESE & Associates to study and make recommendations regarding alternatives to the low water crossing of the Blanco River on Post Road. Amend the budget accordingly. All voting "Aye". MOTION PASSED**

31329 ACCEPT OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE CONSTRUCTION BOND, AND ACCEPTANCE OF THE MAINTENANCE BOND FOR A 2-YEAR PERIOD FOR BUSH RANCH SUBDIVISION, PH. 3, SEC. 1

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept road construction and drainage improvements, release of the Construction Bond, and acceptance of the Maintenance Bond for a 2-year period for Bush Ranch Subdivision, Ph. 3, Sec. 1. All voting "Aye". MOTION PASSED**

31330 CALL FOR A PUBLIC HEARING ON MARCH 1, 2016 TO DISCUSS FINAL PLAT APPROVAL OF THE REPLAT OF LOT 6, GREEN ACRES SUBDIVISION

The Green Acres subdivision is a recorded subdivision located off of FM 2325 in Precinct 3. Green Acres was originally divided in 1968 as a 25 lot subdivision. The proposed re-plat will divide the 9.87 acre lot into 2 lots, one 2.0 acre lot and one 7.85 acre lot. Water service will be provided by Wimberley Water Supply Corporation and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to call for a public hearing on March 1, 2016 to discuss final plat approval of the Replat of Lot 6, Green Acres Subdivision. All voting "Aye". MOTION PASSED**

31331 AUTHORIZE THE CONSTABLE PRECINCT 3 OFFICE TO DOUBLE-FILL THE DEPUTY CONSTABLE, SLOT 0885-008 FOR A SIX WEEK PERIOD EFFECTIVE FEBRUARY 22, 2016 AND TO CONFIRM THE APPOINTMENT OF MARK TRESSELT AS THE DEPUTY CONSTABLE TO FILL THIS POSITION

Constable Precinct 3 Darrell Ayres spoke. The current Deputy Constable will be retiring effective March 31, 2016. The Constable would like to hire the replacement on February 22nd and double-fill the position to allow time for cross training, in particular the ATS vehicle that requires specialized training. The base salary for the new hire will be less than the budgeted position; therefore savings within the position will fund the double-fill. However, the current deputy constable will receive a vacation accrual payout of approximately 240 hours as well as any comp accrual balances. Funds needed for the accrual pay can be amended at year-end utilizing county wide salary adjustment funds. 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. Amount required \$6,240. Line item number 001-637-00. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Constable Precinct 3 office to double-fill the Deputy Constable, slot 0885-008 for a six week period effective February 22, 2016 and to confirm the appointment of Mark Tresselt as the Deputy Constable to fill this position. All voting "Aye". MOTION PASSED**



31332 APPOINT WALTER BIEL TO THE ESD #1 TO REPLACE NANCY (HICKMAN) MCCLISH WHO HAS RESIGNED EFFECTIVE FEBRUARY 8, 2016

Ms. (Hickman) McClish's is resignating. Mr. Biel will fill the unexpired term which will end on December 31, 2016. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to appoint Walter Biel to the ESD #1 to replace Nancy (Hickman) McClish who has resigned effective February 8, 2016. 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 9:26 a.m. and reconvened into open court at 9:45 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 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 305 and peak was 310 on February 10th for the week of February 7 to February 13, 2016. The maximum female capacity is 76 inmates. Last week's average was 67 and peak was 69 on 2/9/2016. The maximum male capacity is 256 inmates. Last week's average was 238 and peak was 243 on 2/11/2016. Inmate at Guadalupe County: 31. Inmate at Bastrop County: 10. Inmate at Caldwell County: 47. Inmate at Walker County: 0

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave the current drought index – 159. Burn Ban will remain in effect. The National Weather Service forecast for Hays County shows no rain until next weekend. Throughout this week the winds are expected to be 10 to 15 mph with some higher wind gust.

County Clerk's Note Agenda Item # 28 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 9:48 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 16, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 23RD DAY OF FEBRUARY 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
ROXANNE SANCHEZ	DEPUTY COUNTY CLERK

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





MARCH 8, 2016

VOLUME V PG 799

STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 8TH DAY OF MARCH 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. 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 BY DAN WEGMILLER OF SPECIALIZED PUBLIC FINANCE INC. REGARDING HAYS COUNTY'S RECENT BOND REFUNDING

Dan Wegmiller of Specialized Public Finance Inc. spoke. He spoke of Hays County Refinancing Savings since 2010 that has saved over \$16,056,662.00 by lowering our interest rate down to 2.8%. He spoke of the possibility of Refinancing sometime next year.

31348 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 \$2,277,087.65 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31349 APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 23, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of February 23, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31350 APPROVE UTILITY PERMITS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Permit #966 on Marsh Lane and Noddy Road issued to CenterPoint Energy; Permit #967 on Turnersville Road issued to Verizon Telecom; Permit #968 on Windy Hill Road issued to Goforth SUD as submitted by the Road Department. All voting "Aye". MOTION PASSED

31351 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE SUBAWARD AGREEMENT WITH TEXAS STATE UNIVERSITY FOR GRANT FUNDS FOR THE COUNTY'S PARTICIPATION IN THE ADVANCED LAW ENFORCEMENT RAPID RESPONSE TRAINING (ALERRT) PROGRAM IN THE AMOUNT OF \$76,235.00

The Subaward Agreement is a renewal we receive through Texas State University to fund the salary/benefits of an officer (Range Facilities Manager) in the Sheriff's Office involved in training and support for the ALERRT Program. This agreement is for a two year term beginning from 10-01-2015 through 09-30-2017. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute the Subaward Agreement with Texas State University for grant funds for the County's participation in the Advanced Law Enforcement Rapid Response Training (ALERRT) program in the amount of \$76,235.00. All voting "Aye". MOTION PASSED

31352 AUTHORIZE THE COUNTY JUDGE TO EXECUTE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION IN THE AMOUNT OF \$94,800.00 FOR THE PROJECT ENTITLED "HAYS COUNTY SWAT NIGHT VISION - 3028801"

On January 12, 2016 the Commissioners Court authorized submission of project worksheets to the Capital Area Council of Governments (CAPCOG), Homeland Security Division for consideration and prioritization in a pending submission of grant applications to the Office of the Governor (OOG), Homeland Security Grants Division. The worksheets were reviewed and five projects were selected for submission to the program. The



application referenced under the "Agenda Item" above includes a request to acquire night vision binoculars for 12 members of the Hays County SWAT Team, for remote surveillance of potentially dangerous and/or life threatening scenes during low/no light conditions. CAPCOG will submit their results of prioritization of grant applications to the OOG by the end of March, and funding decisions and awards by OOG are expected by August 31, 2016. No matching funds are required for the project. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute Resolution and submit a grant application to the Office of the Governor, Homeland Security Grants Division in the amount of \$94,800.00 for the project entitled "Hays County SWAT Night Vision - 3028801." All voting "Aye". MOTION PASSED**

31353 AUTHORIZE THE COUNTY JUDGE TO EXECUTE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION IN THE AMOUNT OF \$294,150.00 FOR THE PROJECT ENTITLED "HAYS COUNTY SWAT BEARCAT - 3027501"

On January 12, 2016 the Commissioners Court authorized submission of project worksheets to the Capital Area Council of Governments (CAPCOG), Homeland Security Division for consideration and prioritization in a pending submission of grant applications to the Office of the Governor (OOG), Homeland Security Grants Division. The worksheets were reviewed and five projects were selected for submission to the program. The application referenced under the "Agenda Item" above includes a request to acquire a wheeled tactical response vehicle to safely deliver response personnel to scenes of active threats. CAPCOG will submit their results of prioritization of grant applications to the OOG by the end of March, and funding decisions and awards by OOG are expected by August 31, 2016. No matching funds are required for the project. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute Resolution and submit a grant application to the Office of the Governor, Homeland Security Grants Division in the amount of \$294,150.00 for the project entitled "Hays County SWAT Bearcat - 3027501." All voting "Aye". MOTION PASSED**

31354 AUTHORIZE THE COUNTY JUDGE TO EXECUTE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION IN THE AMOUNT OF \$145,696.17 FOR THE PROJECT ENTITLED "HAYS COUNTY SWAT TYPE 1 ADVANCEMENT - #3028501"

On January 12, 2016 the Commissioners Court authorized submission of project worksheets to the Capital Area Council of Governments (CAPCOG), Homeland Security Division for consideration and prioritization in a pending submission of grant applications to the Office of the Governor (OOG), Homeland Security Grants Division. The worksheets were reviewed and five projects were selected for submission to the program. The application referenced under the "Agenda Item" above includes a request to acquire an unmanned land-based robotic system to allow remote access to and reconnaissance of hazardous areas while maintaining safety of personnel. CAPCOG will submit their results of prioritization of grant applications to the OOG by the end of March, and funding decisions and awards by OOG are expected by August 31, 2016. No matching funds are required for the project. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute Resolution and submit a grant application to the Office of the Governor, Homeland Security Grants Division in the amount of \$145,696.17 for the project entitled "Hays County SWAT Type 1 Advancement - #3028501". All voting "Aye". MOTION PASSED**

31355 AUTHORIZE THE COUNTY JUDGE TO EXECUTE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION IN THE AMOUNT OF \$62,554.71 FOR THE PROJECT ENTITLED "HAYS COUNTY SCHOOL SAFETY ADVANCEMENT - #3028401"

On January 12, 2016 the Commissioners Court authorized submission of project worksheets to the Capital Area Council of Governments (CAPCOG), Homeland Security Division for consideration and prioritization in a pending submission of grant applications to the Office of the Governor (OOG), Homeland Security Grants Division. The worksheets were reviewed and five projects were selected for submission to the program. The application referenced under the "Agenda Item" above includes mass casualty medical supply kits to be stationed at schools and government facilities in Hays County to be prepared for immediate treatment of injuries sustained in an event involving multiple victims. CAPCOG will submit their results of prioritization of grant applications to the OOG by the end of March, and funding decisions and awards by OOG are expected by August 31, 2016. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute Resolution and submit a grant application to the Office of the Governor, Homeland Security Grants Division in the amount of \$62,554.71 for the project entitled "Hays County School Safety Advancement - #3028401". All voting "Aye". MOTION PASSED**



31356 AUTHORIZE THE COUNTY JUDGE TO EXECUTE RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION IN THE AMOUNT OF \$87,500 FOR THE PROJECT ENTITLED "HAYS COUNTY RESCUE TASKFORCE RESPONSE GEAR - #3028701"

On January 12, 2016 the Commissioners Court authorized submission of project worksheets to the Capital Area Council of Governments (CAPCOG), Homeland Security Division for consideration and prioritization in a pending submission of grant applications to the Office of the Governor (OOG), Homeland Security Grants Division. The worksheets were reviewed and five projects were selected for submission to the program. The application referenced under the "Agenda Item" above includes ballistic vests and helmets for 70 personnel in approximately 20 fire station units in Hays County so that they may enter scenes that are not yet fully secured and conduct rescue operations with some degree of safety. CAPCOG will submit their results of prioritization of applications to the OOG by the end of March, and funding decisions and awards by OOG are expected by August 31, 2016. No matching funds are required for the project. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute Resolution and submit a grant application to the Office of the Governor, Homeland Security Grants Division in the amount of \$87,500 for the project entitled "Hays County Rescue Taskforce Response Gear - #3028701". All voting "Aye". MOTION PASSED**

31357 APPROVE SPECIFICATIONS FOR RFP 2016-P06 DEPOSITORY PROPOSAL AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve specifications for RFP 2016-P06 Depository Proposal and authorize Purchasing to solicit for proposal and advertise. All voting "Aye". MOTION PASSED

31358 AUTHORIZE THE COUNTY JUDGE TO SIGN A GRANT ADJUSTMENT NOTICE FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, HOMELAND SECURITY GRANT PROGRAM (HSGP) TO EXTEND THE GRANT TERM

The grant adjustment notice is for an extension of the grant term from January 31, 2016 to May 31, 2016 and to expend remaining funds awarded on August 06, 2014. The grant funds support the Hays County Community Emergency Response Teams (CERT) as well as regional CERT needs. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to sign a Grant Adjustment Notice from the Texas Department of Public Safety, Homeland Security Grant Program (HSGP) to extend the Grant Term. All voting "Aye". MOTION PASSED**

31359 APPROVE OUT OF STATE TRAVEL FOR DIRECTOR ERICA CARPENTER AND EMERGENCY TELE-COMMUNICATOR LEAD MELISSA PINA TO ATTEND THE NAVIGATOR IAED CONFERENCE IN WASHINGTON, DC

Out of state travel is needed to send Director Erica Carpenter and Emergency Communicator Lead Melissa Pina to the Navigator NAED conference in Washington, DC on April 27-29, 2016. Director Carpenter and Lead Pina have been asked to speak to the attendees of this conference. They will be instructing the Stress Management Debriefing in Dispatch: When Callers become real and Coping with humor does not work portion. This conference is also a great opportunity for them to network with other professionals in the Telecommunications field. NAED will sponsor Director Carpenter and Lead Pina's registration, airfare and hotel fees. Per diem and taxi fees (to/from airport/hotel) will be paid for out of the Sheriff's Office Continuing Ed general ledger. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve out of state travel for Director Erica Carpenter and Emergency Tele-Communicator Lead Melissa Pina to attend the Navigator IAED Conference in Washington, DC. All voting "Aye". MOTION PASSED**

31360 AUTHORIZE GENERAL COUNSEL TO TAKE ANY ACTIONS AND TO SIGN ANY AND ALL DOCUMENTS INCIDENTAL TO THE ACQUISITION OF APPROXIMATELY 110 ACRES OF LAND FROM THE TRUST FOR PUBLIC LAND, AND TO RECOGNIZE THAT THE CLOSING DATE HAS MOVED TO MARCH 11, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize General Counsel to take any actions and to sign any and all documents incidental to the acquisition of approximately 110 acres of land from The Trust for Public Land, and to recognize that the closing date has moved to March 11, 2016. All voting "Aye". MOTION PASSED



31361 ACCEPT A REVEGETATION BOND FOR AREAS IN THE ROW OF BUSH RANCH SUBDIVISION, PH. 3, SEC. 1

Jerry Borcharding, Transportation Director gave staff recommendation. Staff gave recommendation and acceptance of a revegetation bond within the County ROW where a temporary office building currently sits and there has been no indication as to how long it will remain. This bond will guarantee the developer to re-establish vegetation at that location, along with any other areas that might need attention. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept a Revegetation Bond for areas in the ROW of Bush Ranch subdivision, Ph. 3, Sec. 1. All voting "Aye". MOTION PASSED**

31362 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT FOR ROADWAY/DRAINAGE REPAIR AND MAINTENANCE BETWEEN HAYS COUNTY AND THE CITY OF KYLE

Mark Kennedy, General Counsel, spoke of a couple of changes made to the Interlocal Agreement. In Section 3.1, there were 2-3 lines added at the end of that section. 5.16 was added by the City of Kyle. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Agreement for Roadway/Drainage Repair and Maintenance between Hays County and the City of Kyle. All voting "Aye". MOTION PASSED**

31363 AUTHORIZE THE COUNTY JUDGE TO APPROVE THE AWARDING OF BIDS RECEIVED FOR THE FM 1626 SOUTH PROJECT FROM THE HAYS COUNTY PASS THROUGH FINANCING PROGRAM TO THE LOWEST BID IN THE AMOUNT OF \$20,562,622.32 FROM STERLING CONSTRUCTION COMPANY, INC. DBA STERLING DELAWARE HOLDING COMPANY, INC. ("TEXAS STERLING") CONTINGENT UPON CONCURRENCE AND APPROVAL FROM TXDOT

Laura Harris of HNTB spoke. HNTB Bid Analysis; HNTB Letter of Recommendation; Klotz Letter of Recommendation. Five bids were received: (1) Sterling Construction Company, Inc \$20,562,622.32 (2) Webber, LLC \$21,223,884.97 (3) Jordan Foster Construction, LLC \$21,933,855.84 (4) Hunter Industries, LTD \$24,003,487.63 (5) Joe Bland Construction, LP \$25,115,476.48. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to approve the awarding of bids received for the FM 1626 South Project from the Hays County Pass Through Financing Program to the lowest bid in the amount of \$20,562,622.32 from Sterling Construction Company, Inc. dba Sterling Delaware Holding Company, Inc. ("Texas Sterling") contingent upon concurrence and approval from TxDOT. All voting "Aye". MOTION PASSED**

31364 SUB-514 AMENDING PLAT OF LOTS 231 & 232, WOODCREEK SECTION 9B (2 LOTS) ACCEPT A VARIANCE FROM TABLE 705.05.01 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS AND APPROVE FINAL PLAT

Caitlyn Hairell, County Planner spoke. Woodcreek Section 9B was platted in 1972, located off of Crazy Cross in Precinct 3. The proposed amended plat will move the property line of lots 231 and 232. The property owners are amending the plat to deal with a building encroachment. The Hays County minimum lot size for new lots located within the Edwards Aquifer Contributing Zone which are served by a Public Groundwater Supply and Public Sewer is 0.50 acres. This amended plat takes the 0.21 and .23 acre lots, and amends them into 0.19 and 0.25 acre lots. The minimum lot size requirement cannot be met. There will be no increase in density with this amended plat. Please see the property owner's justification for the variance in backup. This kind of resubdivision is typically approved administratively; however the lot size variance requires Commissioners Court approval. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve SUB-514 Amending Plat of Lots 231 & 232, Woodcreek Section 9B (2 lots) accept a variance from Table 705.05.01 of the Hays County Development Regulations and approve final plat. All voting "Aye". MOTION PASSED**

31365 CALL FOR A PUBLIC HEARING ON MARCH 22, 2016 TO APPROVE FINAL PLAT OF THE REPLAT OF LOT 6, GREEN ACRES SUBDIVISION

The Green Acres subdivision is a recorded subdivision located off of FM 2325 in Precinct 3. Green Acres was originally divided in 1968 as a 25 lot subdivision. The proposed re-plat will divide the 9.87 acre lot into 2 lots, one 2.0 acre lot and one 7.85 acre lot. Water service will be provided by Wimberley Water Supply Corporation and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to call for a public hearing on March 22, 2016 to discuss final plat approval of the Replat of Lot 6, Green Acres Subdivision. All voting "Aye". MOTION PASSED**

**EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING COLLECTIVE BARGAINING**

Court convened into Executive Session at 10:13 a.m. and reconvened into opened court at 11:06 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. 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 FM 150

Court convened into Executive Session at 11:06 a.m. and reconvened into opened court at 12:00 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff, Lon Shell, and Scot Seller, Kyle City Manager. 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 POST ROAD IN PCT 4

Court convened into Executive Session at 12:51 p.m. and reconvened into opened court at 1:17 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff, Lon Shell, Director of Development & Community Services, Clint Garza and Greater San Marcos Economic Development, Adriana Cruz. 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 PROJECT ULTRA

Court convened into Executive Session at 12:00 p.m. and reconvened into opened court at 12:50 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.

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 300 and peak was 306 on March 3rd for the week of February 28 to March 5, 2016. The maximum female capacity is 76 inmates. Last week's average was 69 and peak was 72 on 3/2/2016. The maximum male capacity is 256 inmates. Last week's average was 231 and peak was 238 on 3/4/2016. Inmate at Guadalupe County: 31; Inmate at Bastrop County: 15; Inmate at Caldwell County: 39; Inmate at Walker County: 10.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Assistant Fire Marshal, Clint Browning advised the Court about the forecasted rain this evening. Judge Cobb will lift the Burn Ban, contingent on the rain, tomorrow.

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 – was pulled*

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 1:20 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 March 8, 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





MARCH 15, 2016

VOLUME V PG 805

STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 15TH DAY OF MARCH 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
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COUNTY COMMISSIONER WILL CONLEY, COMMISSIONER, PCT 3 BEING ABSENT; AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Dave Chandler, Elder at Church of Jesus Christ of Latter Day Saints 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.

PUBLIC COMMENTS

Judge read a letter sent by Meg Seville, Planning Manager, Travis County Sheriff's Office. Meg Seville wanted to recognize Kharley Smith for an outstanding presentation held in Kerrville, Texas. This conference was attended by over three hundred incident management team personnel from across the state that came to the assistance of fellow citizens in need during the recent floods.

31366 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 \$440,529.48 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

31367 APPROVE COMMISSIONERS COURT MINUTES OF MARCH 8, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of March 8, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

31368 APPROVE SPECIFICATIONS FOR IFB-B03, DEMOLITION OF BUILDINGS ON CIVIC CENTER LOOP, AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve specifications for IFB-B03, Demolition of Buildings on Civic Center Loop, and authorize purchasing to solicit for bid and advertise. All present voting "Aye". MOTION PASSED

31369 APPROVE RETIREE BENEFITS REVIEW COMMITTEE RECOMMENDATION TO REVISE SECTION 5:05 OF THE HAYS COUNTY PERSONNEL POLICY

Approve Retiree Benefits Review Committee recommendation to Revise section 5:05, Retiree Insurance section. From: "For the retiree to qualify for partial county funding of medical benefits, the retiree must have at least 15 years continuous service with Hays County, and must be receiving Hays County funded insurance at the time of retirement with no break in service or insurance coverage." To: For the retiree to qualify for partial county funding of medical benefits, the retiree must have at least 15 years continuous service with Hays County, and must be receiving Hays County funded insurance at the time of retirement with no break in service and with insurance coverage for at least 75% of the time during their service with Hays County. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Retiree Benefits Review Committee recommendation to revise section 5:05 of the Hays County Personnel Policy. All present voting "Aye". MOTION PASSED**



31370 APPROVE OUT OF STATE TRAVEL FOR CORPORAL KEN CARPENTER TO ATTEND THE COPTECH FORUM IN CHARLOTTE, NC

Out of state travel is needed to send Corporal Ken Carpenter to the COPTECH forum Charlotte, NC on April 3-5, 2016. Corporal Carpenter is in charge of Technology for the Sheriff's Office and this forum will help him make better decisions when buying technology for the Agency. This forum will expose him to hands on demonstrations and other professionals to network with in the IT field. COPTECH is grant funded so Corporal's registration, airfare (up to 425.00), hotel and meals will be paid for. Additional airfare and baggage fees will be paid for out of the Sheriff's Office Continuing Ed general ledger. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve out of state travel for Corporal Ken Carpenter to attend the COPTECH Forum in Charlotte, NC. All present voting "Aye". MOTION PASSED**

31371 APPROVE 2016 INVESTMENT COMMITTEE RECOMMENDATIONS

Approve the recommendations from the annual investment review held on September 30, 2015. The Investment Committee recommends the attached broker dealer list for 2016 as well as no changes to the Hays County Investment Policy. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve 2016 Investment Committee Recommendations. All present voting "Aye". MOTION PASSED**

31372 ACCEPT FOUR DONATIONS TOTALING \$375.00 ISSUED TO THE HAYS COUNTY SHERIFF'S OFFICE COMMUNICATIONS DIVISION AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office received four donations totaling \$375.00; from Beth Smith, Andrew Cable, James Kohler and Wimberley Emergency Medical Service to be utilized by the Communications Division. The donation is for supplies and materials for 2016 National Telecommunicator Week that will occur April 4-10, 2016. \$375.00; Increase Revenue 001-618-00.4610 Contributions \$375.00; Increase Expense 001-618-00.5391 Miscellaneous \$375.00. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept four donations totaling \$375.00 issued to the Hays County Sheriff's Office Communications Division and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31373 ACCEPT DONATIONS FOR THE HISTORICAL COMMISSION KYLE DEPOT AND BUCK WINN MURAL RESTORATION PROJECTS AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received a donation for the Kyle Depot project and from the Harry L. Willett Foundation for the Buck Winn Mural Project. Amount required \$50 Kyle Depot Project; \$50,000 Buck Winn Murals Restoration Project. Line item number 141-676-00.4610 - \$50; 141-676-00.4614 - \$50,000. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept donations for the Historical Commission Kyle Depot and Buck Winn Mural Restoration projects and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item # 9 RE: *APPROVE OUT OF STATE TRAVEL FOR DIRECTOR JERRY BORCHERDING TO ATTEND THE WORLD OF ASPHALT CONFERENCE IN NASHVILLE TENNESSEE – was pulled*

31374 SUB-463; SHOPS AT SUNFIELD III - REPLAT OF LOTS 7 & 8 (4 LOTS) GRANT A VARIANCE TO SECTION 721.5.07 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS

County Planner, Caitlyn Hairell gave staff recommendation. Shops at Sunfield III was originally platted as 9 lots in 2014. The proposed replat of Lots 7 & 8, originally 12.27 and 7.01 acres, will create 4 new lots. Water service will be provided by GoForth Water Supply. Wastewater will be accomplished by the Sunfield MUD. Section 721.5.07 of the Hays County Development Regulations establishes criteria for determining if a development can utilize an easement instead of constructing a County maintained road. This section states that only developments which will be used for single family residences only shall be permitted to utilize a shared access driveway as means of access to a regulated roadway. The developer is requesting that the proposed lots 7A and 7B be allowed to utilize a shared access driveway as means of access. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve SUB-463; Shops at Sunfield III - Replat of lots 7 & 8 (4 lots) grant a variance to Section 721.5.07 of the Hays County Development Regulations. All present voting "Aye". MOTION PASSED**



31375 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND BECERRA CORP DBA THE MANSKE ROLL CAFE FOR FOOD AND DINING SERVICES IN THE HAYS COUNTY GOVERNMENT CENTER

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Professional Services Agreement between Hays County and Becerra Corp DBA The Manske Roll Cafe for food and dining services in the Hays County Government Center. All present 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

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 293 and peak was 300 on March 10th for the week of March 6 to March 12, 2016. The maximum female capacity is 76 inmates. Last week's average was 61 and peak was 65 on 3/10/2016. The maximum male capacity is 256 inmates. Last week's average was 232 and peak was 235 on 3/10/2016. Inmate at Guadalupe County: 34; Inmate at Bastrop County: 10; Inmate at Caldwell County: 32; Inmate at Walker County: 10.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb declared the Burn Ban will remain lifted

County Clerk's Note Agenda Item # 14 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 9:14 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 March 15, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 22ND DAY OF MARCH 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
ROSE ROBINSON	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Bishop Gene Massey of the Church of Jesus Christ of Latter Day Saints 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.

31376 ADOPT A PROCLAMATION DECLARING MARCH 24, 2016 AS WORLD TB DAY

Isis Barrera and Rosalinda Estrada with the Local Health Department spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Proclamation declaring March 24, 2016 as World TB Day. All voting "Aye". MOTION PASSED

PRESENTATION FROM COURT APPOINTED SPECIAL ADVOCATES OF CENTRAL TEXAS (CASA)

Special Advocates of Central Texas (CASA) Norma Castilla-Blackwell, Executive Director and Trisha Schneider – Development Director spoke and gave a presentation.

31377 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 \$754,947.81 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31378 APPROVE COMMISSIONERS COURT MINUTES OF MARCH 15, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioners Court Minutes of March 15, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31379 APPROVE TRANSFER REQUEST FOR ONE (1) 2006 HONDA MOTORCYCLE FROM THE HAYS COUNTY SHERIFF'S OFFICE TO THE HAYS COUNTY CONSTABLE, PCT. 4 OFFICE

The following asset is requested for transfer from the Hays County Sheriff's Office to the Hays County Constable's Office, Pct. 4. The asset will reduce the operations (traffic enforcement) cost to the county by a reduction in fuel consumption and maintenance. Fixed Asset County Tag: 16054; VIN: JH2SC51736M400149. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve transfer request for one (1) 2006 Honda motorcycle from the Hays County Sherriff's Office to the Hays County Constable, Pct. 4 Office. All voting "Aye". MOTION PASSED

31380 APPROVE THE APPOINTMENT OF LISA GARZA TO THE HAYS COUNTY CHILD PROTECTIVE BOARD

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the appointment of Lisa Garza to the Hays County Child Protective Board. All voting "Aye". MOTION PASSED



- 31381 AUTHORIZE THE COUNTY JUDGE TO SIGN A GRANT ADJUSTMENT NOTICE FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, HOMELAND SECURITY GRANT PROGRAM (HSGP) FOR ADDITIONAL FUNDS IN THE AMOUNT OF \$3,396.78**

The grant adjustment notice is for additional funding in the amount of \$3,396.78 for S04 CAPCOG combined CERT CCP Project from \$20,000 to \$23,396.78. The grant funds support the Hays County Community Emergency Response Teams (CERT) as well as regional CERT needs. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to sign a Grant Adjustment Notice from the Texas Department of Public Safety, Homeland Security Grant Program (HSGP) for additional funds in the amount of \$3,396.78. All voting "Aye". MOTION PASSED**

- 31382 AUTHORIZE PURCHASE OF A 2016 SCHWARZE ROADPATCHER AND AMEND THE BUDGET ACCORDINGLY**

A roadpatcher was approved during the budget process. Due to the rise in cost of the other heavy equipment purchased this fiscal year, we are now short for this last piece of equipment and need to amend the budget. Amount required \$ 201,750.00; \$19,506 from 020-710-00.5351 to 020-710-00.5714_700. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize purchase of a 2016 Schwarze Roadpatcher and amend the budget accordingly. All voting "Aye". MOTION PASSED**

- 31383 APPROVE THE APPOINTMENT OF THE FOLLOWING INDIVIDUALS TO THE HAYS COUNTY DEVELOPMENT DISTRICT #1; DAVID INMAN, SHAWN CONNOLLY, KEVIN POGUE, DAVID REYNOLDS AND MIKE MCKINNEY**

Andy Barrett spoke. The District is a political subdivision of the State of Texas under 383 of the Texas Local Government Code. Section 383.028 provides for appointment and reappointment of the board of directors by the Hays County Commissioners Court. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the appointment of the following individuals to the Hays County Development District #1; David Inman, Shawn Connolly, Kevin Pogue, David Reynolds and Mike McKinney. All voting "Aye". MOTION PASSED**

- 31384 ACCEPT A DONATION FOR THE CONSTABLE PRECINCT 3 OFFICE IN THE AMOUNT OF \$500.00 FROM THE WIMBERLEY MERCHANTS ASSOCIATION, PLACE IT IN LINE ITEM 001-637-00.5206, AND AMEND THE BUDGET ACCORDINGLY**

Line item number 001-637-00.5206. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept a donation for the Constable Precinct 3 office in the amount of \$500.00 from the Wimberley Merchants Association, place it in line item 001-637-00.5206, and amend the budget accordingly. All voting "Aye". MOTION PASSED**

- 31385 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO PURCHASE A REPLACEMENT BACKHOE AND AMEND THE BUDGET ACCORDINGLY**

Last October the Transportation Department filed a claim for a backhoe damaged due to a fire. Due to the age of the damaged equipment, the compensation for loss on the claim is considerably less than the value of a replacement piece of equipment. Savings has been identified within the road materials budget to cover the additional cost. Increase Revenue 020-710-00.4680 Compensation for Loss \$25,666; Increase Expense 020-710-00.5714_700 Heavy Equipment \$110,993; Decrease Expense 020-710-00.5351 Road Materials (\$85,267). Line item number 020-710-00.5714_700. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Transportation Department to purchase a replacement backhoe and amend the budget accordingly. All voting "Aye". MOTION PASSED**

- 31386 AUTHORIZE THE LOCAL HEALTH DEPARTMENT TO PURCHASE A TWO SIDED EXPANDABLE SHELTER, MODEL # S-786/G AND AMEND THE BUDGET ACCORDINGLY**

In preparation of anticipated property sale, the shelter will be used for conditioned storage space at 2171 Yarrington Road. Items currently located in county owned facilities on Civic Center Loop will be relocated. Amount required \$3,975; Decrease Continuing Education 120-675-99-95.5551 -\$4000; Increase Capital



Equipment 120-675-99-95.5719_400 \$ 4000. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Local Health Department to purchase a Two Sided Expandable Shelter, Model # S-786/G and amend the budget accordingly. All voting "Aye". MOTION PASSED

31387 AUTHORIZE DEVELOPMENT & COMMUNITY SERVICES TO ADD A TELEPHONE ALLOWANCE EFFECTIVE MARCH 14, 2016 FOR THE ENVIRONMENTAL HEALTH SPECIALIST, SLOT 3 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 Environmental Health Specialist position. This position travels throughout the County and region related to public health and outreach. It is imperative that he is available to staff and his 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 \$227.50. Decrease - 001-657-00.5489; Increase - 001-657-00.5194. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Development & Community Services to add a telephone allowance effective March 14, 2016 for the Environmental Health Specialist, slot 3 per the data request form and amend the budget accordingly. All voting "Aye". MOTION PASSED

31388 AUTHORIZE THE FIRE MARSHAL TO ACCEPT LEOSE FUNDS DISTRIBUTED FROM THE STATE COMPTROLLER AND AMEND THE BUDGET ACCORDINGLY

The Fire Marshal receives funds annually from the State Comptroller's Office per Texas Occupations Code 1701.156 for expenses related to the continuing education of license peace officers. Amount required \$726.00; Increase LEOSE Revenue: 001-665-00.4310 (\$726); Increase LEOSE Expense: 001-665-00.5552 \$726. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Fire Marshal to accept LEOSE Funds distributed from the State Comptroller and amend the budget accordingly. All voting "Aye". MOTION PASSED

31389 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 4 TO THE PROFESSIONAL SERVICES AGREEMENT WITH REYNOLDS, SMITH AND HILLS CS, INC. FOR THE FM 1626 NORTH CONSTRUCTION MANAGEMENT PROJECT AS PART OF THE PASS-THROUGH FINANCE PROGRAM IN HAYS COUNTY, INCREASING THE COMPENSATION CAP BY \$60,000.00 FROM \$2,500,000.00 TO \$2,560,000.00

Laura Harris with HDR spoke. The additional authorized money will allow for the execution of a supplemental #6 to Work Authorization #1 for FM 1626 North construction management services to complete the remaining close out activities, review of punch list items, and address SEMA requests. Amount requested \$50,000.00. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a Supplemental Agreement No. 4 to the Professional Services Agreement with Reynolds, Smith and Hills CS, Inc. for the FM 1626 North construction management project as part of the Pass-Through Finance Program in Hays County, increasing the Compensation Cap by \$60,000.00 from \$2,500,000.00 to \$2,560,000.00. All voting "Aye". MOTION PASSED

31390 ACCEPT FISCAL SURETY FOR STREET AND DRAINAGE IMPROVEMENTS FOR GREAT HILLS SECTION 6 IN THE AMOUNT OF \$919,628.99 (LETTER OF CREDIT NO. 20160519)

Jerry Borcharding, Transportation Director spoke and gave staff recommendation. The final plat for Great Hills Section 6 has been reviewed under the Interlocal Cooperation Agreement with the City of Kyle and has been approved by County staff. While the plat has been approved administratively, formal acceptance of fiscal surety is required by Commissioners Court action. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept fiscal surety for street and drainage improvements for Great Hills Section 6 in the amount of \$919,628.99 (Letter of Credit No. 20160519). All voting "Aye". MOTION PASSED

31391 RATIFY AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 2 FOR WORK AUTHORIZATION NO. 1 WITH HNTB CORPORATION FOR THE PROPOSITION 12 PROJECT CSJ 0016-02-133, IH-35 IMPROVEMENTS AT FM1626 & FM150

HNTB is under contract for engineering services for the Proposition 12 projects on Cement Plant Road. The current contract end date was December 31, 2015. This is a time extension supplemental only and does not increase the compensation cap, however will extend the contract end date to December 31, 2016. While the



construction is substantially complete, a supplemental is needed to allow for any final correspondence items to complete the project. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify and authorize the County Judge to execute Supplemental No. 2 for Work Authorization No. 1 with HNTB Corporation for the Proposition 12 Project CSJ 0016-02-133, IH-35 Improvements at FM1626 & FM150. All voting "Aye". MOTION PASSED**

31392 RATIFY AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 2 FOR WORK AUTHORIZATION NO. 2 WITH HNTB CORPORATION FOR THE PROPOSITION 12 PROJECT CSJ 0016-02-134, IH-35 IMPROVEMENTS AT FM 2001

HNTB is under contract for engineering services for the Proposition 12 projects on FM 2001. The current contract end date was December 31, 2015. This is a time extension supplemental only and does not increase the compensation cap, however will extend the contract end date to December 31, 2016. While the construction is substantially complete, a supplemental is needed to allow for any final correspondence items to complete the project. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to ratify and authorize the County Judge to execute Supplemental No. 2 for Work Authorization No. 2 with HNTB Corporation for the Proposition 12 Project CSJ 0016-02-134, IH-35 Improvements at FM 2001. All voting "Aye". MOTION PASSED**

31393 SUB-451 REPLAT OF LOT 6, GREEN ACRES SUBDIVISION (2 LOTS) APPROVE FINAL PLAT; HOLD A PUBLIC HEARING

Judge Cobb opened public hearing. No public input. Judge Cobb closed public hearing. Caitlyn Hairell, County planner spoke and gave staff recommendation. The Green Acres subdivision is a recorded subdivision located off of FM 2325 in Precinct 3. Green Acres was originally divided in 1968 as a 25 lot subdivision. The proposed re-plat will divide the 9.87 acre lot into 2 lots, one 2.0 acre lot and one 7.85 acre lot. Water service will be provided by Wimberley Water Supply Corporation and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve final plat of Sub-451 Replat of Lot 6, Green Acres Subdivision (2Lots). All voting "Aye". MOTION PASSED**

9:30 AM, PRESENTATION AND DISCUSSION REGARDING THE CRIMINAL JUSTICE SYSTEM UPDATE AND JAIL FACILITY ASSESSMENT COMPLETED BY GMJ AND ASSOCIATES

Judge Carl R Giffith, Supervising Partner, Natacha Pelaez-Wagner, Project Manager, Susanne Bradford, CPA, Consulting Team, Allen Patrick, FAIA, NCARB, Consulting Team and Marlin Suell, Consulting Team and gave a presentation on the Criminal Justice System. On August 4th the Commissioners Court approved an agreement with GMJ and Associates for an update to the Criminal Justice Study completed by MGT in 2010. Natacha Pelaez-Wagner of GMJ and her associates began their analysis by facilitating an initial work session with the Hays County Criminal Justice Coordinating Committee during the week on Sept. 4, 2015. A follow-up meeting of the Hays County Criminal Justice Coordinating Committee was held on December 1, 2015. Goals of the Study – to update the 2010 Criminal Justice System Assessment – to update the County's Jail population projections- to conduct a condition assessment of the county's jail – using the above-referenced assessment and projections, assist the county in making informed decisions on the various options regarding jail capacity needs.

31394 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN ELECTRONIC RECYCLING AGREEMENT BETWEEN HAYS COUNTY AND R3 RECYCLING, RELATED TO RECYCLING OF SURPLUS ELECTRONIC EQUIPMENT HELD BY THE INFORMATION TECHNOLOGY DEPARTMENT

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute an Electronic Recycling Agreement between Hays County and R3 Recycling, related to recycling of surplus electronic equipment held by the Information Technology Department. All voting "Aye". MOTION PASSED

31395 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN ASSESSMENT AND COLLECTION AGREEMENT BETWEEN HAYS COUNTY AND THE HAYS COUNTY DEVELOPMENT DISTRICT NO. 1, RELATED TO THE ASSESSMENT AND COLLECTION OF PROPERTY TAXES UNDER CHAPTER 6 OF THE PROPERTY TAX CODE

General Counsel Mark Kennedy spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute an Assessment and Collection Agreement between Hays County and the Hays County Development District No. 1, related to the assessment and collection of property taxes under Chapter 6 of the Property Tax Code. All voting "Aye". MOTION PASSED**



31396 ACTION REGARDING HAYS COUNTY'S MEMBERSHIP IN THE LONE STAR RAIL DISTRICT

Commissioner Conley spoke. Hays County's FY 2016 membership fee was \$49,500.00. A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge on behalf of the County Court to send a letter to Lone Star Rail District stating the intentions not to renew the membership for the FY2017. All voting "Aye". MOTION PASSED

31397 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS WITHIN THE HAYS COUNTY EMERGENCY MANAGEMENT AND FIRE MARSHAL OFFICES

Court convened into Executive session at 12:42 p.m. and reconvened into open court at 1:50 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Emergency Coordinator, Kharley Smith and Chief of Staff Lon Shell. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the combination of the Emergency Management and Fire Marshall Office into the Office of the Emergency Services reflected by the amended job descriptions as presented in Court; re-grade the Emergency Management Coordinator position to a grade 117, with a salary at the 30th percentile of the grade and rename the position Emergency Services Director effective April 1, 2016; designate the Emergency Services Director as the department head of the office of Emergency Services; designate the Emergency Services Director as the Emergency Management Coordinator per sec 418.1015 of the Government Code; create the position of Assistant Emergency Management Coordinator, grade 115 with a salary budgeted at the minimum of the grade effective April 1, 2016; eliminate the temporary assistant management coordinator position, effective April 30, 2016; eliminate the Assistant Fire Marshal position effective May 31, 2016. Commissioner Ingalsbe, Commissioner Jones and Commissioner Whisenant voting "Aye". Commissioner Conley and Judge Cobb not present for vote. 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 12:38 p.m. and reconvened into open court at 12:40 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Transportation Director, Jerry Borcharding and Chief of Staff Lon Shell. No Action Taken.

31398 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS WITHIN THE HAYS COUNTY AGRILIFE EXTENSION OFFICE

Court convened into Executive session at 1:50 p.m. and reconvened into open court at 2:02 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Emergency Coordinator Kharley Smith and Chief of Staff Lon Shell. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the use of salary savings to fund a temporary increase in hours for the part time Administrative Assistant I, slot 0273-003, position in the Agriculture Extension Office from 24 hours per week to 35 hours per week effective April 1, 2016 and ending on September 30, 2016. Commissioner Ingalsbe, Commissioner Jones and Commissioner Whisenant voting "Aye". Commissioner Conley and Judge Cobb not present for vote. 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 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 305 and peak was 321 on March 17th for the week of March 13 to March 19, 2016. The maximum female capacity is 76 inmates. Last week's average was 57 and peak was 59 on 3/13/2016. The maximum male capacity is 256 inmates. Last week's average was 248 and peak was 264 on 3/17/2016. Inmate at Guadalupe County: 40; Inmate at Bastrop County: 0; Inmate at Caldwell County: 29; Inmate at Walker County: 10.



ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb recommended the Burn Ban remain lifted.

County Clerk's Note Agenda Item #29 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 Whisenant, seconded by Commissioner Jones to adjourn court at 2:06 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 March 22, 2016.





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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 29TH DAY OF MARCH 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
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COMMISSIONER PCT. 3, WILL CONLEY BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Judge Cobb 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.

PUBLIC COMMENTS

Jerry Borcharding, Director of Transportation, introduced Adam Leach. Adam is the new Assistant Director of Transportation.

31399 PROCLAMATION RECOGNIZING APRIL AS CHILD ABUSE PREVENTION MONTH

Melissa Rodriguez of Hays Caldwell Women's Center spoke of upcoming fundraiser, Cops for Kids being held at Grin's on April 12, 2016. Trisha Schneider of CASA spoke of Auction that will be held on April 8, 2016 at Stilton House in New Braunfels. Julia Ramsey, Director of San Marcos Youth Council spoke of Youth Fest which will be held at the LBJ Student Center at the Texas State University Campus, on April 2, 2016. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation recognizing April as Child Abuse Prevention Month. All present voting "Aye". MOTION PASSED**

31400 PROCLAMATION RECOGNIZING APRIL AS SEXUAL ASSAULT AWARENESS MONTH

Marla Johnson of Hays Caldwell Women's Center spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation recognizing April as Sexual Assault Awareness Month. All present voting "Aye". MOTION PASSED**

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller of Human Resources presented the Hays County Service Awards for employees who have served Five Year Awards: Sheriff Deputy, Eric Jay Hubert; Sheriff Deputy, Joshua L. Leopold; Sheriff Deputy, Leigh C. Treat, Sheriff Deputy (SRO), Wesley R. Lowe Ten Year Award: Constable 2 Deputy Constable, Mark Hanna; Sheriff deputy (SRO), Brent Bartsch, Sheriff Deputy, Lisa Moniel; Sheriff Corrections Officer, Raul Banuelos, Sheriff Corrections Officer, David Dunaway, County Court At Law Bailiff, Ricky Crews Fifteen Year: Sheriff Sergeant - Training Jason Smith; Twenty-Five Years: Juvenile Probation, Senior Juvenile Probation Officer Laura Hernandez. The Court recognized Tom Wallace from Constable Pct. 3's office. He will be retiring at the end of this Month. Constable Pct. 3, Darrell Ayres thanked Mr. Wallace for his assistance and dedication to Precinct 3 and to Hays County.

31401 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 \$1,274,681.16 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

31402 APPROVE COMMISSIONERS COURT MINUTES OF MARCH 22, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of March 22, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED



31403 AUTHORIZE THE PURCHASE OF A NEW WORKSTATION AND AMEND THE BUDGET ACCORDINGLY

A new workstation needs to be purchased for new employee so he has a place to work. Amount required \$1656 - From 020-710-00.5351 to 020-710-00.5711_400. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the purchase of a new workstation and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31404 APPROVE UTILITY PERMIT

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve utility permit #969 on Sawyer Ranch Road issued to Vitolich & Vitolich, Inc. as submitted by the County Transportation Department. All present voting "Aye". MOTION PASSED

31405 APPROVE THE JANUARY AND FEBRUARY 2016 TREASURER'S REPORTS AND INVESTMENT REPORTS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the January and February 2016 Treasurer's Reports and Investment Reports. All present voting "Aye". MOTION PASSED

31406 ACCEPT \$100.00 ISSUED TO HAYS COUNTY SHERIFF'S OFFICE COMMUNICATIONS DIVISION AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office received two donations totaling \$100.00; from Will Conley & Ray Whisenant to be utilized by the Communications Division. The donation is for supplies and materials for 2016 National Telecommunicator Week that will occur April 4-10, 2016. \$100; Increase Revenue 001-618-00.4610; Contributions \$100.00; Increase Expense 001-618-00.5391; Miscellaneous \$100.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept \$100.00 issued to Hays County Sheriff's Office Communications Division and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31407 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS), PUBLIC EMERGENCY PREPAREDNESS (PHEP) PROGRAM IN THE AMOUNT OF \$122,790.00

The grant application is to the Texas Department of State Health Services, Public Health Emergency Preparedness (PHEP) program for funding to support the salary and benefits for the Emergency Preparedness Coordinator and SNS Coordinator and operating expenses in the Hays County Local Health Department. This grant requires a 10% match, with the match met through in-kind contributions from the health department operating funds for a total project amount of \$135,069.00. Upon award, the term for this grant will be July 1, 2016 through June 30, 2017. The application is due by March 29, 2016. Amount required \$12,279.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to submit a grant application to the Texas Department of State Health Services (DSHS), Public Emergency Preparedness (PHEP) program in the amount of \$122,790.00. All present voting "Aye". MOTION PASSED**

31408 AUTHORIZE I.T. TO PURCHASE NEW AND REPLACEMENT MICROSOFT SURFACE PRO TABLETS FOR THE SHERIFF'S OFFICE IN LIEU OF FY 2016 DELL LAPTOPS AND AMEND THE BUDGET ACCORDINGLY

At this time the Sheriff's Office along with I.T. are requesting court approval for the purchase of Microsoft Surface Pro Tablets in lieu of FY 2016 budgeted replacement Dell laptops. The request in change is due to the ruggedized capabilities the tablets provide; this feature will be beneficial while being used in the field. Dell devices are not ruggedized and do not have ruggedized accessories for field work. Additionally, in the FY16 Budget the Sheriff's Office was approved to purchase nine new Coban Systems and due to an oversight laptops were not budgeted for these nine new systems. The S.O. is requesting court approval to purchase nine new Surface Pro Tablets. No additional funds are needed and are identified due to the purchase of a Coban Edge System versus a full Coban System. The Microsoft Surface Pro Tablets are slightly higher in price however no additional funds are needed. Budgeted funds for laptops will be used as well as savings identified in the Sheriff's Office Operating budget. 001-618-00.5712_400 Computer Equipment Operating (\$3,164.00) To 001-618-00.5202 Data Processing Supplies \$3,164.00; For the purchase of accessories for 24 Microsoft Surface Pro Tablets; 001-618-00.5712_700 Computer Equipment Capital (\$13,723.00) To 001-618-00.5712_400 Computer Equipment Operating \$13,723.00; For the purchase of nine new Microsoft Surface Pro Tablets; 001-618-00.5712_700 Computer Equipment Capital (\$4,551.00) to 001-618-00.5202 Data Processing Supplies \$4,551.00; For the purchase of nine new sets of Microsoft Surface Pro accessories.



A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize I.T. to purchase new and replacement Microsoft Surface Pro Tablets for the Sheriff's Office in lieu of FY 2016 Dell Laptops and amend the budget accordingly. All present voting "Aye". MOTION PASSED

31409 AMEND THE LOCAL HEALTH DEPARTMENT'S DSHS RLSS LPHS GRANT FOR CONTINUING EDUCATION

Staff would like funds available to cover travel expenses associated with the attendance of the Heartland National TB Center conference for Contact Investigation Interviewing Skills. The Heartland National TB Center provides an opportunity for the Hays County TB Nurse Case Manager to increase proficiency of investigation and interviewing skills to while conducting TB contact investigations. Amount required \$257.00; Increase Expense 120-675-99-019.5551 Continuing Education \$257; Decrease Expense 120-675-99-019.5501 Travel \$250; Decrease Expense 120-675-99-019.5211 Office Supplies \$7. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend the Local Health Department's DSHS RLSS LPHS grant for continuing education. All present voting "Aye". MOTION PASSED**

31410 ACCEPT A DONATION TO THE VETERAN'S COURT PROGRAM TO BE UTILIZED FOR SERVICE DOG TRAINING; AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH EAGLES WING DOG TRAINING AND AMEND THE BUDGET ACCORDINGLY

The Veterans Court Program has received a donation to be used for service dog training for veterans with severe combat-related PTSD. The VCP Team has determined that this would be a beneficial treatment protocol for one individual and would like to use these donated funds to roll out this program. Research studies have shown that service animals can deescalate extreme behaviors and help individuals transition back into society. The preferred service provider is a veteran and has offered a reduced rate in order to help veterans successfully complete the program. Amount required \$500.00; Increase Revenue - Contributions - \$500; Increase Expense - Contract Services - \$500. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept a donation to the Veteran's Court Program to be utilized for service dog training; authorize the County Judge to execute a contract with Eagles Wing Dog Training and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31411 APPROVE OUT OF STATE TRAVEL FOR THE VETERAN'S COURT COORDINATOR TO ATTEND THE NATIONAL ASSOCIATION OF DRUG COURT PROFESSIONALS CONFERENCE IN ANAHEIM, CALIFORNIA

The Veteran's Court Coordinator requests approval to travel out of state to attend the National Association of Drug Court Professionals conference in Anaheim, California. The NADCP conference is part of the approved CJD grant budget. Line Item Number 001-612-99-087.5551. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve out of state travel for the Veteran's Court Coordinator to attend the National Association of Drug Court Professionals conference in Anaheim, California. All present voting "Aye". MOTION PASSED**

31412 ACCEPT DONATIONS FOR THE HISTORICAL COMMISSION KYLE DEPOT AND JAIL RESTORATION PROJECTS AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received a donation for the Kyle Depot project and prior funds from the Burdine Johnson Foundation for the Jail Restoration Project. Amount required \$150,220.00; \$220 Kyle Depot Project; \$150,000 Historical Jail Restoration Project. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept donations for the Historical Commission Kyle Depot and Jail Restoration projects and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31413 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA/CONTRACT WITH PAPE-DAWSON ENGINEERS, INC. TO DESIGN IMPROVEMENTS AT THE INTERSECTION OF FISCHER STORE ROAD AND FM 2325 AND AMEND THE BUDGET ACCORDING

The intersection of Fischer Store Road and FM2325 has a history of accidents that warrant improvements. Having a design "on-the-shelf" will expedite construction of such improvements in the event that Safety Improvement Funds become available through TXDOT/CAMPO. Amount required \$182,173.00; line item number \$182,173 from 020-710-00.5351 to 020-710-00.5448-008. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to sign a PSA/Contract with Pape-Dawson Engineers, Inc. to design improvements at the intersection of Fischer Store Road and FM 2325 and amend the budget according. All present voting "Aye". MOTION PASSED**



- 31414 AUTHORIZE THE HAYS COUNTY COMMISSIONER'S COURT TO SUBMIT A REQUEST FOR FUNDS TO THE TEXAS COMPTROLLER'S OFFICE FOR UNCLAIMED CAPITAL CREDITS PURSUANT TO THE TEXAS PROPERTY CODE, SECTION 74.602 AND CERTIFY ANY AVAILABLE FUNDING WILL BE USED PER LOCAL GOVERNMENT CODE, SECTION 381.004**

The County Judge's Office has received notification from the Texas Comptroller of Public Accounts regarding possible available funding through unclaimed capital credits received from electric cooperatives in this area. The County must request these funds and certify that funds will be used for purposes as specified under section 381.004 of the Local Government Code. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Hays County Commissioner's Court to submit a request for funds to the Texas Comptroller's Office for unclaimed capital credits pursuant to the Texas Property Code, Section 74.602 and certify any available funding will be used per Local Government Code, Section 381.004. All present voting "Aye". MOTION PASSED**

- 31415 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE OF THE CONSTRUCTION BOND/LETTER OF CREDIT, AND ACCEPTANCE OF THE MAINTENANCE BOND FOR A 2-YEAR PERIOD FOR GREAT HILLS SUBDIVISION, SEC. 5**

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. 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/Letter of Credit, and accept the Maintenance Bond for a 2-year period for Great Hills Subdivision, Sec. 5. All present voting "Aye". MOTION PASSED**

- 31416 ACCEPT FISCAL SURETY FOR CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS FOR HEADWATERS AT BARTON CREEK PHASE 1 IN THE AMOUNT OF \$1,000,917.70 (BOND NO. PB03010402761)**

The final plat for Headwaters at Barton Creek Phase 1 has been reviewed under the Interlocal Cooperation Agreement with the City of Dripping Springs and has been approved by County staff. While the plat has been approved administratively, formal acceptance of fiscal surety is required by Commissioners Court action. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept fiscal surety for construction of street and drainage improvements for Headwaters at Barton Creek Phase 1 in the amount of \$1,000,917.70 (Bond No. PB03010402761. All present voting "Aye". MOTION PASSED**

- 31417 CALL FOR A PUBLIC HEARING ON APRIL 12, 2016 TO DISCUSS FINAL PLAT APPROVAL OF THE REPLAT OF LOT 24, HILLVIEW ADDITION 2**

The Hillview Addition 2 is a recorded subdivision located off of Sycamore Creek in Precinct 4. Hillview Addition 2 was originally divided in 1981 as a 10 lot subdivision. The proposed re-plat will divide the 20.0 acre lot into 2 lots, one 5.0 acre lot and one 15.0 acre lot. Water service will be provided by private wells and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on April 12, 2016 to discuss final plat approval of the Replat of Lot 24, Hillview Addition 2. All present voting "Aye". MOTION PASSED**

- 31418 SUB-533 COMPTON SUBDIVISION (4 LOTS) APPROVE PRELIMINARY PLAN**

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 of the Medlin Creek Meadows Subdivision. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve preliminary plan of Sub-533 Compton Subdivision (4Lots). All present voting "Aye". MOTION PASSED**

- 31419 PURCHASE 4 NEW RADAR SPEED DISPLAY SIGNS, IN THE AMOUNT OF \$16,400 FROM DOBIE SUPPLY, LLC, TO PERMANENTLY INSTALL IN WOODCREEK NORTH SUBDIVISION FOR TRAFFIC CALMING EFFORTS - TABLED**

Transportation Director, Jerry Borcharding spoke. The installation of these permanent radar speed display signs will help with regular and immediate awareness of speeds within the Woodcreek North subdivision. Dobie Supply, LLC has a distributor in Hays County (Buda) and so the choice is to purchase from them rather than RadarSign which is based in Georgia. Amount required \$16,400.00 line item number 020-710-00-5210.



A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to table the purchase of 4 new radar speed display signs in the amount of \$16,400 from Dobie Supply, LLC to permanently install in Woodcreek North Subdivision for Traffic Calming Efforts. All present voting "Aye". MOTION PASSED

31420 ACCEPT THE AUDIT OF THE FY 2015 HAYS COUNTY COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) AS PREPARED BY ABIP, P.C. CERTIFIED PUBLIC ACCOUNTANTS

Janette Pittman of ABIP, P.C. Certified Public Accountants, gave a brief overview of the annual audit. One of the highlights Ms. Pittman spoke of, is Future Liability = Retirement, it is currently funded at 92%. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept the audit of the FY 2015 Hays County Comprehensive Annual Financial Report (CAFR) as prepared by ABIP, P.C. certified public accountants. All present voting "Aye". MOTION PASSED

31421 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SOFTWARE LICENSE AGREEMENT AND A SOFTWARE MAINTENANCE AGREEMENT BETWEEN PIONEER TECHNOLOGY GROUP, LLC AND HAYS COUNTY, RELATED TO VITAL STATISTICS AND REAL PROPERTY RECORD KEEPING IN THE COUNTY CLERK'S OFFICE AND AMEND THE BUDGET ACCORDINGLY

General Counsel, Mark Kennedy spoke of a couple of edits to the Software License Agreement and the Software Maintenance Agreement. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant authorize the County Judge to execute a Software License Agreement and a Software Maintenance Agreement between Pioneer Technology Group, LLC and Hays County, related to vital statistics and real property record keeping in the County Clerk's Office and amend the budget accordingly.

An amended motion was made by Commissioner Jones, seconded by Commissioner Whisenant to include edits recommended by General Counsel. All present voting "Aye". MOTION PASSED

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 10:20 a.m. and reconvened into opened court at 11:00 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley and Chief of Staff Lon Shell. No Action Taken.

County Clerk's Note Agenda Item 26 & 27 was opened together motion on Resolution #31422

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 ULTRA

Court convened into Executive Session at 11:01 a.m. and reconvened into opened court at 11:15 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley and Chief of Staff Lon Shell. No Action Taken.

31422 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE, LEASE OR VALUE OF APPROXIMATELY 20 ACRES OF REAL PROPERTY LOCATED ALONG CLOVIS BARKER DRIVE IN PRECINCT 1

Court convened into Executive Session at 11:01 a.m. and reconvened into opened court at 11:15 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley and Chief of Staff Lon Shell. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute Purchase/Sale Agreement between Hays County and the Hays County Livestock Exposition, Inc. for the purchase of 20.59 acres along Clovis Barker in Precinct 1; and to authorize General Counsel to prepare the Purchase/Sale Agreement and sign any and all documents incidental to closing. Request that Chief of Staff work with the County Auditor to determine the live item from which funds for this transaction will be drawn. All present 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

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 305 and peak was 3311 on March 25th for the week of March 20 to March 26, 2016. The maximum female capacity is 76 inmates. Last week's average was 55 and peak was 58 on 3/25/2016. The maximum male capacity is 256 inmates. Last week's average was 249 and peak was 255 on 3/24/2016. Inmate at Guadalupe County: 38; Inmate at Bastrop County: 0; Inmate at Caldwell County: 26; Inmate at Walker County: 10.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave the current Drought Index - 74. The Burn Ban will remain lifted.

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 Bond Projects. **Precinct 1: FM 110 (FM 110 McCarty Lane to SH 123)** Substantial Completion: March 12, 2014; Final Completion: Pending close-out documents; Original Contract Price = \$6,493,407.10; Total Executed Change Orders = -\$128,374.44; Adjusted Contract Price = \$6,365,032.66; Work Completed to Date = \$6,365,032.66 (100%). Yarrington Bridge Replacement (at IH 35); Anticipated Completion Date Summer 2016; Original Contract Price = \$12,215,171.52; Total Change Orders to Date = \$239,761.86; Adjusted Contract Price = \$12,454,933.38; Work Completed to Date = \$9,480,006.98 (76%). **FM 150 Center Turn Lane (East of Lehman to SH 21):** Utility Relocations Completion: March 2016; Verizon – copper splicing complete, fiber splicing to complete this week; City of Kyle for Hays ISD – scheduled to complete lowering at culverts this week; Anticipated NTP Date: March 2016; Original Contract Price = \$4,680,893.63. **RM 967 (FM 1626 to Cole Spring Road)** Anticipated Completion Date Spring 2016; Time Suspended on February 19, 2016; Time Resumed on March 14, 2016; Original Contract Price = \$4,408,237.86; Total Change Orders to Date = \$45,589.42; Adjusted Contract Price = \$4,453,827.28; Work Completed to Date = \$3,221,007.35 (72%) **Precinct 2: FM 1626 North (FM 967 to Brodie Ln):** Substantial Completion: July 10, 2015; Final Completion: Pending final change orders, estimate & close-out documents; Original Contract Price = \$17,235,782.15; Total Change Orders to Date = -\$81,284.77; Adjusted Contract Price = \$17,154,497.38; Work Completed to Date = \$16,688,852.10 (97%). **FM 1626 South (FM 2770 to RM 967):** Low Bidder: Texas Sterling \$20,562,622.32; Court Award on March 8, 2016; Next Steps: TxDOT & FHWA Concurrence April 2016; Executed Contract May 2016; PreConstruct Mtg/Start 90-day Delay June 2016; Commence Construction Sept 2016 **Precinct 3:** Planning / In Design; RM 12 Improvements; I-35 at Posey Rd.; **FM 150 West Nature & Character Study (RM 12 to FM 2770)** **Precinct 4:** Under Construction / Bidding; I-35 Ramps Project (FM 150 to Blanco River); Planning / In Design; 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 Judge Cobb, seconded by Commissioner Jones to adjourn court at 11:20 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 March 29, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 5TH DAY OF MA 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:

Bishop Gene Massey of the Church of Jesus Christ of Latter Day Saints, 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.

PRESENTATION ON THE HAYS COUNTY-TEXAS DEPARTMENT OF TRANSPORTATION PARTNERSHIP PROGRAM FM 150 WEST CHARACTER PLAN PROJECT

Michael J. Weaver, Prime Strategies, Inc., introduced Joe Cantaloupo of K. Friese & Associates. Mr. Cantaloupo gave a brief presentation on FM 150 West Character Plan Project. Dennis Dement, Hays County resident. The Hays County-Texas Department of Transportation Partnership Program was formalized by an Advance Funding Agreement (AFA) executed between Hays County and the Texas Department of Transportation on December 18, 2013 and Texas Transportation Commission action on August 29, 2013 identifying project development funding (corridor study, schematic development, right-of-way preservation) for the FM 150 West Character Plan for FM 150 between Arroyo Ranch Road and RM 12. On May 20, 2014, the County entered into a professional services agreement with K. Friese & Associates for the development of a Corridor Plan and Nature & Character Plan for the FM 150 corridor from Arroyo Ranch Road northwest through the County to RM 12 in Dripping Springs. Since that time, the County established a Phase 1 Citizen Advisory Panel (CAP) which met 11 times, and hosted three Public Meetings. Presentations to the Court on the status of the project were made on January 13, 2015 and December 15, 2015. This presentation will provide information regarding the findings of Phase 1, acknowledge the CAP for their efforts on the completion of Phase 1, and request that the Court acknowledge and accept the final report of Phase 1, the "FM 150 West Character Plan: Features and Themes Report."

31423 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$534,462.96 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31424 APPROVE COMMISSIONERS COURT MINUTES OF MARCH 29, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioner Court Minutes of March 29, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31425 AUTHORIZE COMMERCIAL OSSF PERMIT AT 802 BELL SPRINGS RD, DRIPPING SPRINGS, TEXAS, 78620

Kevin & Tara Donahue are proposing an OSSF to serve 4 short-term rental cabins and an RV to be used as an office. Each cabin is 336 square feet. The property is located just south of Hamilton Pool Road. The property is 23.30 acres in size and will be served by rainwater collection for a potable water supply. System designer, Jon Maass, R.S., has designed a system which consists of standard treatment with dispersal by a low pressure pipe drainfield at a daily usage rate of 450 gallons. The treatment tanks have been oversized to accommodate possible future cabins. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 802 Bell Springs Rd, Dripping Springs, Texas, 78620. All voting "Aye". MOTION PASSED

31426 ACCEPT A DONATION FOR THE HISTORICAL COMMISSION MEMORIAL DAY 2015 FLOOD DOCUMENTARY AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received a donation from the Harry L. Willett Foundation for the Memorial Day 2015 flood documentary. Amount required \$25,000; \$25k - Increase Contributions; \$20k - Increase Contract Services; \$5k - Increase Misc. Expenses.



A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept a donation for the Historical Commission Memorial Day 2015 Flood documentary and amend the budget accordingly. All voting "Aye". MOTION PASSED

31427 AUTHORIZE THE PURCHASE OF A SECURITY CAMERA SYSTEM, FROM THE COURT SECURITY FUND, FOR THE JUSTICE OF THE PEACE OFFICE IN THE PRECINCT 5 OFFICE AND AMEND THE BUDGET ACCORDINGLY

Justice of the Peace Precinct 5 would like to purchase a security camera system for the front office clerk space, common employee entrances, and the courtroom. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the purchase of a security camera system, from the Court Security Fund, for the Justice of the Peace Office in the Precinct 5 Office and amend the budget accordingly. All voting "Aye". MOTION PASSED

31428 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AMENDMENT CONTRACT (1) ONE TO THE RLHS 2016 CPS/HAZARD- PUBLIC HEALTH EMERGENCY PREPAREDNESS (PHEP) CONTRACT WITH THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS)

The Amendment is to amend certain contractual language as set forth on the attached amendment summary that takes effect on 03-11-16 for Public Health Emergency Preparedness (PHEP) program. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute an Amendment Contract (1) one to the RLHS 2016 CPS/Hazard- Public Health Emergency Preparedness (PHEP) contract with the Department of State Health Services (DSHS). All voting "Aye". MOTION PASSED

31429 APPROVE A TRANSFER REQUEST OF ONE VEHICLE AND VEHICLE EQUIPMENT FROM THE SHERIFF'S OFFICE FLEET TO CONSTABLE PCT. 1 OFFICE

Vehicle and equipment is being requested for transfer from the Sheriff's Office Fleet to Constable Pct. 1 Office. Equipment Transfer; 2008 Dodge Charger Tag #: 16710, Serial #: 2B3KA43G68H180650; Radar Tag #: 16712, Serial #: DS23974; Partition Tag #: 16714, Serial #: NA; Light Bar Tag #: 16713, Serial #: NA. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve a transfer request of one vehicle and vehicle equipment from the Sheriff's Office Fleet to Constable Pct. 1 Office. All voting "Aye". MOTION PASSED

31430 APPROVE BID AWARD FOR IFB 2016-PO6 BANK DEPOSITORY TO SAGE CAPITAL BANK

Award the Bank Depository Bid IFB 2016-PO6 to Sage Capital Bank. Accept the bid presented by Sage Capital Bank as the Depository Contract beginning May 1, 2016 through April 30, 2020 with an option to renegotiate May 1, 2018. Purchasing received two bids (1) SAGE CAPITAL BANK and (2) FROST NATIONAL BANK. The bid award is for a 4 year depository contract for Hays County. The proposers were evaluated on types of services provided, Cost of services provided, adherence to application requirements, vendors past performance record with Hays County, financial condition of bidder, and interest on deposits. The bid packets are extensive and include the banks proposals as well as the bank's financial reports and Federal Financial Institutions Examination reports. After an evaluation of these factors on both bids, the evaluation committee has determined that Sage Bank has the best offer for the County. The evaluation committee consists of Michele Tuttle, Bill Herzog, Britney Richey and Cindy Maiorka. Both proposers offered a very competitive bid. It was very obvious the time and effort that went into each bid and the County appreciates the very competitive/excellent offers from each bank. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve bid award for IFB 2016-PO6 bank depository to Sage Capital Bank. All voting "Aye". MOTION PASSED

31431 APPROVE UTILITY PERMITS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Permit #970 on Tiger Lane issued to Dripping springs Water Supply Corp. as submitted by Hays County Transportation Department. All voting "Aye". MOTION PASSED

31432 AUTHORIZE THE PURCHASE OF A 2016 CHEVROLET 1500 SILVERADO 4X2 DOUBLE CAB AND AMEND THE BUDGET ACCORDINGLY

A new Assistant Director of Transportation has recently been hired and will need the vehicle for transportation to perform his job duties. Amount required \$25,770; Line item number \$25,770 from 020-710-00.5351 to 020-710-00.5713_700.



A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the purchase of a 2016 Chevrolet 1500 Silverado 4X2 double cab and amend the budget accordingly. All voting "Aye". MOTION PASSED

31433 AUTHORIZE THE COUNTY CLERK'S OFFICE TO PURCHASE THREE SERVERS AND AMEND THE BUDGET ACCORDINGLY

The County Clerk's office was approved to utilize a new software provider for land and vital statistics records as well as a new redaction system. These additional programs will require internal servers to be installed and managed by the county IT department. Funds within the County Clerk's Records Management Fund are available for this purchase. Amount required \$20,005; Line item number 101-617-11.5712_700; Decrease Contract Services; Increase Computer Equipment_Capital. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Clerk's Office to purchase three servers and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31434 AUTHORIZE THE TRANSPORTATION DEPARTMENT TO ADD A TELEPHONE ALLOWANCE EFFECTIVE APRIL 1, 2016 FOR THE ASSISTANT TRANSPORTATION DIRECTOR, SLOT 1024-001 AND AMEND THE BUDGET ACCORDINGLY

A stipend has been requested and approved for the new Asst. Director position via the Request/Justification Form for Electronics and Related Equipment/Services. This position requires travel throughout the County and region. It is imperative that he is available to staff, supervisors as well as the community in order to remain productive and perform duties effectively. Savings in the telephone expense account have been identified to fund this request. Amount required \$210.00; 020-710-00.5489 Telephone & Data Lines (\$210.00); 020-710-00.5194 Telephone Allowance \$210.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Transportation Department to add a telephone allowance effective April 1, 2016 for the Assistant Transportation Director, slot 1024-001 and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31435 AUTHORIZE THE DEVELOPMENT & COMMUNITY SERVICES DEPARTMENT TO PROCURE A CREDIT CARD IN AN AMOUNT NOT TO EXCEED \$1,500, FROM THE COUNTY DEPOSITORY BANK

The Development & Community Services Department is requesting a Hays County credit card for making department purchases, travel reservations and other miscellaneous expenses that would normally be charged to the Countywide credit card, held by the Purchasing Department. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Development & Community Services department to procure a credit card in an amount not to exceed \$1,500, from the county depository bank. All voting "Aye". MOTION PASSED**

31436 ABANDON PLATTED BUT NON-EXISTING ROADWAYS WITHIN THE WOOD RIDGE SUBDIVISION (RIDGEWAY DRIVE, FIELD CREST DRIVE, AND REBEL DRIVE) WITHIN PRECINCT 1, PURSUANT TO CHAPTER 251 OF THE TEXAS TRANSPORTATION CODE

The Wood Ridge Subdivision, which was originally platted in 1979 and is now located within the municipal limits of the City of Kyle, was never built out. Landowners would like to start their planning process over again. For good measure, Landowners and the City of Kyle have asked Hays County to abandon the "paper streets" to ensure the dedication made via the plat is rescinded. Sec. 251.051. GENERAL AUTHORITY OF COMMISSIONERS COURT. (a) The commissioners court of a county shall: (1) order that public roads be laid out, opened, discontinued, closed, abandoned, vacated, or altered; and (2) assume control of streets and alleys in a municipality that does not have an active de facto municipal government. (b) A unanimous vote of the commissioners' court is required to: (1) close, abandon, or vacate a public road; or (2) alter a public road, except to shorten it from end to end. (c) The commissioners court of a county may not discontinue a public road until a new road designated by the court as a replacement is ready to replace it (d) The commissioners court may not discontinue, close, or abandon an entire first-class or second-class road unless the road has been vacated or unused for at least three years. Acts 1995, 74th Leg., Ch. 165, Sec. 1, eff. Sept. 1, 1995. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to abandon platted but non-existing roadways within the Wood Ridge Subdivision (Ridgeway Drive, Field Crest Drive, and Rebel Drive) within Precinct 1, pursuant to Chapter 251 of the Texas Transportation Code. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Commissioner Whisenant voting "Aye". Judge Cobb not present for vote. MOTION PASSED**

Clerk's Note Agenda Item #16 RE: SUB-533 COMPTON SUBDIVISION (4 LOTS) ACTION TO APPROVE FINAL PLAT - was pulled



31437 SUB-472 SHADOW CREEK PHASE 7, SECTION 3 (66 LOTS) APPROVE FINAL PLAT; ACCEPT MAINTENANCE BOND NO. K09324653 FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$441,440.74

Caitlyn Hairell, County Planner gave staff recommendation. The preliminary plan for the Shadow Creek Subdivision was originally approved on June 15, 2004 as a 1440 lot subdivision located off of Windy Hill Road in Precinct 2. This section includes 64 single-family residential lots and 2 greenspace/drainage lots. All lots will be served by GoForth Special Utility District and sewer provided by North Hays County Municipal Utility District Number 1. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve final plat of SUB-472 Shadow Creek Phase 7, Section 3 (66 lots) accept Maintenance Bond No. K09324653 for the construction of street and drainage improvements in the amount of \$441,440.74. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Commissioner Whisenant voting "Aye". Judge Cobb not present for vote. MOTION PASSED**

Clerk's note: Court took a break at 9:57 a.m. and reconvened into open session at 10:11 a.m.

31438 REVIEW AND APPROVE A PRELIMINARY HAYS COUNTY BUDGET CALENDAR FOR FISCAL YEAR 2017

Hays County Auditor Bill Herzog spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve a preliminary Hays County Budget Calendar for Fiscal Year 2017. All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #19 RE: AUTHORIZE THE COUNTY JUDGE TO EXECUTE A BUSINESS PRIVATE SWITCH AGREEMENT BETWEEN HAYS COUNTY AND THE CAPITAL AREA EMERGENCY COMMUNICATIONS DISTRICT ("CAECD"), RELATED TO THE OPERATION OF 9-1-1 EMERGENCY SERVICES – was pulled

10:00 A.M. -- HOLD A PUBLIC HEARING, PURSUANT TO §775.016 OF THE TEXAS HEALTH AND SAFETY CODE, RELATED TO A PETITION PROPOSING THE CREATION OF HAYS COUNTY EMERGENCY SERVICES DISTRICT #9. POSSIBLE ACTION MAY FOLLOW THE HEARING, INCLUDING CONDITIONAL RESOLUTION(S) OF COURT TO FIND THAT 1) CREATION OF THE DISTRICT IS FEASIBLE OR NOT FEASIBLE AND 2) 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 GRANT THE PETITION, FIX THE DISTRICT'S BOUNDARIES, ORDER AN ELECTION TO CONFIRM THE DISTRICT'S CREATION, AND IMPOSE ADDITIONAL CONDITIONS, IF ANY

Judge Cobb opened public hearing. Ken Strange of Wimberley EMS, Julia Ramsay New President of Wimberley ESD #7, and Chief Dave Smith of San Marcos/Hays County EMS spoke. Court set to re-open this item on May 24, 2016, at 10:00 a.m.

31439 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 12:32 p.m. and reconvened into opened court at 12:35 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley and Chief of Staff Lon Shell. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to execute a Purchase Agreement between Hays County and John and Jalanna Reed for the purchase of 0.2828 acres & Right of Way; as presented in Executive Session. All voting "Aye". MOTION PASSED**

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 ULTRA AND/OR PROJECT RENEW

Court convened into Executive Session at 11:45 a.m. and reconvened into opened court at 12:32 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell and Mike with Econ Development. No Action Taken.



EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING COLLECTIVE BARGAINING

Court convened into Executive Session at 12:37 p.m. and reconvened into opened court at 1:00 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 REAL PROPERTY INCLUDING THE MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES

Court convened into Executive Session at 1:00 p.m. and reconvened into opened court at 1:10 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.

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 Population 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 308 and peak was 316 on March 31st for the week of March 27 to April 2, 2016. The maximum female capacity is 76 inmates. Last week's average was 56 and peak was 59 on 3/31/2016. The maximum male capacity is 256 inmates. Last week's average was 252 and peak was 257 on 4/1/2016. Inmate at Guadalupe County: 35; Inmate at Bastrop County: 0; Inmate at Caldwell County: 38; Inmate at Walker County: 10.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave current drought index – 111. Judge Cobb urged the citizens of Hays County to use extreme caution when conducting outdoor burning. The Burn Ban will remain lifted.

Clerk's Note Agenda Item #27 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 Judge Cobb to adjourn court at 1:14 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 April 5, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 11TH DAY OF APRIL A.D., 2016, THE ELECTIONS COMMITTEE OF HAYS COUNTY, TEXAS, MET IN SPECIAL MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ALBERT H. COBB JR
JON LEONARD
RUSSELL HAYTER
LUANNE CARAWAY
LIZ Q. GONZALEZ

COUNTY JUDGE
DEMOCRATIC CHAIR
REPUBLICAN CHAIR
TAX ASSESSOR/COLLECTOR
COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

EXECUTIVE SESSION PURSUANT TO SECTION 551.074 OF THE TEXAS GOVERNMENT CODE: DELIBERATION REGARDING THE APPOINTMENT AND DUTIES OF THE HAYS COUNTY ELECTIONS ADMINISTRATOR

Committee convened into Executive Session at 11:00 p.m. and reconvened into opened court at 12:10 p.m. In Executive Session were Judge Cobb, Jon Leonard – Democratic Chair, Russell Hayter – Republican Chair, Luanne Caraway – Tax Assessor/Collector, Liz Q. Gonzalez – County Clerk, Joyce Cowan – Elections Administrator, and Chief of Staff Lon Shell. Committee set another meeting date on May 9th at 11:00 a.m. No further action taken.

Meeting adjourned at 12:10 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 April 11, 2016.



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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 12TH 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:

Jim Hays, Pulpit Minister with Southern Hills Church of Christ 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.

31440 ADOPT A PROCLAMATION DECLARING THE WEEK OF APRIL 16 - 23, 2016 AS NATIONAL INFANT IMMUNIZATION WEEK

Eric Schneider with the Local Health Department spoke. Also present, representing the Health Department were, Julie Gonzales and Elsira Deleon. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a proclamation declaring the week of April 16 - 23, 2016 as National Infant Immunization Week. All voting "Aye". MOTION PASSED**

31441 ADOPT A PROCLAMATION DECLARING APRIL 10-16, 2016 AS NATIONAL TELECOMMUNICATORS' WEEK

Erica Carpenter, Communications Director and Sheriff Gary Cutler spoke. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adopt a proclamation declaring April 10-16, 2016 as National Telecommunicators' Week. All voting "Aye". MOTION PASSED**

31442 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 \$1,457,201.85 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31443 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 5, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of April 5, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31444 AUTHORIZE THE PURCHASE OF DELL LAPTOP, DOCKING, MONITOR AND ACCESSORIES AND AMEND THE BUDGET ACCORDINGLY

A Dell laptop and accessories are being requested for new Transportation Department Assistant Director to perform job duties. Amount required \$2808.79; line item number from 020-710-00.5351 to 020-710-00.5712_400. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the purchase of Dell laptop, docking, monitor and accessories and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31445 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR THE FY2016 FUNDING UNDER THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP)

This is a grant that the County has been receiving for a number of years to recover some jail operations expenses associated with incarceration of undocumented criminal aliens. The FY2015 amount received was \$47,154.00 and the FY2016 award will be determined based on the inmate data submitted with the application. The application is submitted electronically and is due on or before April 13, 2016. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to submit a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for the FY2016 funding under the State Criminal Alien Assistance Program (SCAAP). All voting "Aye". MOTION PASSED**

**31446 APPROVE UTILITY PERMITS.**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to issue Permit #971 on Old Bastrop Highway issued to Time Warner Cable; Permit #972 on Centerpoint Road issued to Time Warner Cable as submitted by the Transportation Department. All voting "Aye". MOTION PASSED

31447 AUTHORIZE THE PURCHASE OF VEHICLE RADIO EQUIPMENT FOR CONSTABLE PRECINCT 2 AND AMEND THE BUDGET ACCORDINGLY

This radio is for the new FY 2016 vehicle. Amount required \$2,829.00; line item number from 5413 to 5717_400. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the purchase of vehicle radio equipment for Constable Precinct 2 and amend the budget accordingly. All voting "Aye". MOTION PASSED

31448 AUTHORIZE THE HISTORICAL COMMISSION TO PURCHASE MISCELLANEOUS EQUIPMENT FOR KYLE DEPOT PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received various donations in the past and would like to use those to purchase a pine bench for the Kyle Depot Project. Amount required \$500.00; line item number 141-676-00.5719_400. Increase Misc. Equipment; Decrease Contract Services. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Historical Commission to purchase miscellaneous equipment for Kyle Depot project and amend the budget accordingly. All voting "Aye". MOTION PASSED

31449 AUTHORIZE CONSTABLE PRECINCT 3 TO ADD A TELEPHONE ALLOWANCE EFFECTIVE APRIL 1, 2016 FOR DEPUTY CONSTABLE, SLOT 0885-008 AND AMEND THE BUDGET ACCORDINGLY

A stipend has been requested and approved for the Deputy Constable, slot 0885-008 via the Request/Justification Form for Electronics and Related Equipment/Services. This position requires travel throughout the County and region. It is imperative that he is available to staff, supervisors as well as the community in order to remain productive and perform duties effectively. A county issued phone will be turned in, offsetting the cost of the stipend. Amount required \$210.00; 001-637-00.5489 Telephone & Data Lines (\$210.00); 001-637-00.5194 Telephone Allowance \$210.00. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Constable Precinct 3 to add a telephone allowance effective April 1, 2016 for Deputy Constable, slot 0885-008 and amend the budget accordingly. All voting "Aye". MOTION PASSED

31450 APPROVE RENEWAL OF ANNUAL CONTRACT FOR ELECTRICAL SERVICES WITH TED BREIHAN ELECTRIC FOR ONE ADDITIONAL YEAR

All terms and conditions remain unchanged and in full force and effect as provided in original bid. No price increase. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve renewal of annual contract for Electrical Services with Ted Breihan Electric for one additional year. All voting "Aye". MOTION PASSED

31451 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE EXISTING FUNDS TO PURCHASE A SAFE FOR THE CRIME LAB

At this time the Sheriff's Office would like to use existing funds to purchase a safe for the Crime Lab. National standards requires that money, drugs, and guns are kept separately from other evidence. Currently, a small safe is being used to hold high end jewelry and money and is full. A larger safe is needed to have more room to hold such items. No additional funds are needed; funds have been identified in the Sheriff's Office Miscellaneous Equipment Operating g/l. Amount required \$1,100.00 line item number 001-618-00.5719_400. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Sheriff's Office to utilize existing funds to purchase a safe for the Crime Lab. All voting "Aye". MOTION PASSED



31452 RATIFY THE INTERGOVERNMENTAL TRANSFER (IGT) OF LOCAL PROVIDER PARTICIPATION FUNDS (LPPF) AND/OR HEALTHCARE PROGRAM FUNDS FOR CENTRAL TEXAS MEDICAL CENTER AND SETON MEDICAL CENTER HAYS FOR DY 5 UNCOMPENSATED CARE (UC) PAYMENTS AS PART OF THE TEXAS HEALTHCARE TRANSFORMATION AND QUALITY IMPROVEMENT PROGRAM (1115 WAIVER)

A date for transfer of DY5 UC 1115 waiver funds was announced on April 1st. The transfer date was April 7th for a settlement date of April 8th. All LPPF funds are collected from CTMC and Seton and are budgeted. Though the IGT of these funds do not require specific Court approval, having them approved (If sufficient notice is given by the State) or ratified (if sufficient notice is not provided by the State) ensures the Court and the public are informed of the process. The following funds have been budgeted and transferred during FY 2016: Healthcare Program Funds=\$2,395,000.00 budgeted; \$215,064.92 Healthcare Program Funds IGT for CTMC authorized for settlement date of 1/4/2016. The following LPPF funds have been collected and transferred for FY 2016: LPPF funds CTMC=\$4,934,458.02, Seton=\$6,163,271.16; \$1,516,471.41 LPPF funds IGT for CTMC authorized for settlement date of 10/7/2015; \$2,020,509.16 LPPF funds IGT for Seton authorized for settlement date of 10/7/2015; \$939,048.17 LPPF funds IGT for CTMC authorized for a settlement date of 2/5/2016; \$1,336,864.81 LPPF funds IGT for Seton authorized for a settlement date of 2/5/2016; For the 4/7 DY 5 UC IGT, Seton's transfer was \$1,296,775.93 and CTMC's transfer was \$1,016,992.19 per HHSC calculations. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify the Intergovernmental Transfer (IGT) of Local Provider Participation Funds (LPPF) and/or Healthcare Program Funds for Central Texas Medical Center and Seton Medical Center Hays for DY 5 Uncompensated Care (UC) payments as part of the Texas Healthcare Transformation and Quality Improvement Program (1115 Waiver). All voting "Aye". MOTION PASSED**

31453 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, AND RELEASE OF THE CONSTRUCTION BOND FOR KEY RANCH (A.K.A. SARATOGA HILLS) SUBDIVISION, SECTION 2

Jerry Borcharding, Transportation Director spoke and 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 Jones to accept road construction and drainage improvements, and release of the construction bond for Key Ranch (a.k.a. Saratoga Hills) subdivision, Section 2. All voting "Aye". MOTION PASSED**

31454 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS AND ACCEPT THE MAINTENANCE BOND FOR A 2-YEAR PERIOD FOR SUNFIELD SUBDIVISION, PH. 2, SEC. 10

Caitlyn Hairell, County Planner spoke and gave staff recommendation. Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept road construction and drainage improvements, release of the construction bond/letter of credit, and acceptance of the maintenance bond for a 2-year period for Sunfield subdivision, Ph. 2, Sec. 10. All voting "Aye". MOTION PASSED**

An Amended motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept road construction and drainage improvements and accept the Maintenance Bond for a 2 year period for Sunfield Subdivision, Ph. 2 Sec. 10. All voting "Aye"

31455 SUB-536 REPLAT OF LOT 24, HILLVIEW ADDITION SECTION 2 SUBDIVISION (2 LOTS) APPROVE FINAL PLAT; HOLD A PUBLIC HEARING

Judge Cobb opened public hearing. No public input was received. Judge Cobb closed public hearing. Caitlyn Hairell, County Planner gave staff recommendation. The Hillview Addition 2 is a recorded subdivision located off of Sycamore Creek in Precinct 4. Hillview Addition 2 was originally divided in 1981 as a 10 lot subdivision. The proposed re-plat will divide the 20.0 acre lot into 2 lots, one 5.0 acre lot and one 15.0 acre lot. Water service will be provided by private wells and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve SUB-536 Replat of Lot 24, Hillview Addition Section 2 Subdivision (2 Lots). All voting "Aye". MOTION PASSED**



31456 SUB-404 HOWARD RANCH, SECTION 4 (55 LOTS) APPROVE FINAL PLAT AND ACCEPT FISCAL SURETY FOR STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$53,576.50 (LETTER OF CREDIT NO: 400642000)

Caitlyn Hairell, County Planner gave staff recommendation. Howard Ranch is a platted subdivision located near the intersection of Ranch Road 12 and FM 150 in Precinct 4. The proposed Howard Ranch Section 4 will include 53 residential lots and 2 landscape lots. All lots will be served by Dripping Springs Water Supply Corporation and individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve SUB-404 Howard Ranch, Section 4 (55 lots) and accept fiscal surety for street and drainage improvements in the amount of \$53,576.50 (Letter of Credit No: 400642000). All voting "Aye". MOTION PASSED**

31457 ACCEPT A SCOPE OF SERVICES FROM TETRA TECH, INC., AND TO AUTHORIZE WORK, TO DEVELOP A STRATEGIC RECOVERY PLAN RELATED TO POTENTIAL COMMUNITY DEVELOPMENT BLOCK GRANT-DISASTER RECOVER (CDBG-DR) FUNDING AND AMEND THE BUDGET ACCORDINGLY

General Counsel Mark Kennedy spoke. Through FEMA's Hazard Mitigation Grant Program, Hays County is eligible to apply for CDBG-DR funds to assist in our recovery efforts related to the May 2015 Flood disaster DR-4223. Due to the complexity of this funding source, additional professional services are needed to lead our grant application process. Tetra Tech is currently under contract with Hays County for other services related to the May flood through the H-GAC competitive bidding process. Their expertise and knowledge in this area would be beneficial. See attached Scope of Services for details. Funds are available in the Tobacco Settlement Fund account 121-752-00.5741 and can be amended to Contract Services. Amount required \$69,200. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to accept a Scope of Services from Tetra Tech, Inc., and to authorize work, to develop a Strategic Recovery Plan related to potential Community Development Block Grant-Disaster Recover (CDBG-DR) funding and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31458 AUTHORIZE THE COUNTY AUDITOR TO CONTRACT WITH AN EMPLOYMENT AGENCY FOR ACCOUNTING SERVICES FOR THE AUDITOR'S OFFICE AND AMEND THE BUDGET ACCORDINGLY

The auditor's office has been trying for over a year to find good qualified applicants to fill the vacant accounting positions. We would like to contract with an employment agency to hire temporary accountants until we are able to fill the permanent full-time positions now vacant. The workload of these vacant positions has been carried by current employees for far too long. I do not want the quality of our services to be compromised or our employees to be "burned out" because of the increased workload. We will seek applicants from various employment agencies & we will contract with the agency that provides us with the best applicant. We will have Mark Kennedy review any contract required for such services. Amount required \$40,977; line item number contract services. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Auditor to contract with an employment agency for accounting services for the Auditor's office and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31459 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT WITH TASER INTERNATIONAL, INC. FOR THE SHERIFF'S OFFICE TASER/BODY CAMERA PROGRAM AND AMEND THE BUDGET ACCORDINGLY

Sheriff Gary Cutler introduced Ken Carpenter and Jeff McGill, Director of Information Technology spoke. The Sheriff's Office would like the Court to consider a five year contract with Taser International, Inc. for a Taser/Body Camera Program that includes an Evidence Management System. Body-worn cameras are gaining momentum as the public demands greater transparency from their law enforcement agencies. The Sheriff's Office has a team of key personnel that have researched options for body cameras and storage and have determined that Taser has the best product at a most cost effective price point. The program is an end to end solution for capturing, protecting and storing evidence. The contract for Hays County includes 118 body cameras and tasers, and Evidence.com which is a cloud storage and evidence management system. Evidence.com reduces the daily burden from the officer by utilizing a stop and drop docking system that will upload all evidence into the cloud storage. This is a secure infrastructure that is CJIS compliant, features audit trails, customizable permissions and strict authentication protocols. Once evidence is stored end users will have the ability to, transfer, manage, retrieve or share evidence in a secure environment. The program also includes equipment discounts as well as software and camera upgrades during the five year term. Taser International, Inc. is on the Texas Buy Board #500-15. Budget Amendment: \$150k was budgeted in County Wide during the FY16 budget process for this program. Software storage and maintenance cost will be pro-rated for year one to align with the county's fiscal year, hardware costs plus shipping will be paid in full Year 1. Years two through five will be billed at \$147,684 annually, total contract cost is \$727,777. This contract is a 52 month commitment beginning June 1, 2016 through September 30, 2020. Funds for Year 1 will be amended from County Wide to the Sheriff's Office budget. Future years will be budgeted during the budget process. Amount required \$137,041- FY16; line item number 001-618-00.5718_700. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute an agreement with Taser International, Inc. for the Sheriff's Office Taser/Body Camera Program and amend the budget accordingly. All voting "Aye". MOTION PASSED**



County Clerk's Note: Court took a break at 9:51 a.m. and came back into to open session at 10:02 a.m.

County Clerk's Note Item #21 was opened with Standing Agenda Item #26:

31460 ACTION RELATED TO THE HAYS COUNTY JAIL, AND THE PLANNING OF PROJECTS PERTAINING TO THE PUBLIC SAFETY FACILITIES NEEDS WITHIN THE COUNTY

The Hays County Law Enforcement Committee includes Commissioner Conley, Commissioner Ingalsbe, Hays County Sheriff Gary Cutler and Captain Mike Davenport. Emergency Coordinator Kharley Smith spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to ask the Committee to bring to the court an Agenda Item as soon as possible and coordinate with General Counsel and County Judge's Office to hire a Program Manager. All voting "Aye". MOTION PASSED**

31461 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 12:02 p.m. reconvened into opened court at 12:05 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant and Judge Cobb. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Purchase Agreement between Hays County and Robert and Belinda Gardner for the acquisition of 0.1496 acres of land along RM12, as presented in Executive Session. All voting "Aye". MOTION PASSED**

31462 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING EACH INDIVIDUAL POSITION WITH THE OFFICE OF GENERAL COUNSEL

Court convened into Executive Session at 12:05 p.m. reconvened into opened court at 12:18 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. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the following Human Resource changes within the Office of General Counsel, effective April 15, 2016: 1) Re-grade Contracts Administrator, Slot 0782-001, up to a Grade 113, placing the salary at the 13.553rd percentile of that range. 2) Re-grade the Admin III position, Slot 0272-003, down to a Grade 108, and authorize Counsel to hire according to County policy. 3) Request that the County Auditor's Office establish a Temporary Personnel item within the Office of General Counsel in the amount of \$3,000, using the transfer of salary savings. All voting "Aye". MOTION PASSED**

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 RENEW

Court convened into Executive Session at 10:58 a.m. reconvened into opened court at 11:02 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. 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 REAL PROPERTY INCLUDING THE MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES

Court convened into Executive Session at 11:05 a.m. reconvened into opened court at 12:02 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb and Chief of Staff Lon Shell. No Action Taken.



**County Clerk's Note Item #26 was opened with Agenda Item #21:
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 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 308 and peak was 316 on March 31st for the week of March 27 to April 2, 2016. The maximum female capacity is 76 inmates. Last week's average was 56 and peak was 59 on 3/31/2016. The maximum male capacity is 256 inmates. Last week's average was 252 and peak was 257 on 4/1/2016. Inmate at Guadalupe County: 35; Inmate at Bastrop County: 0; Inmate at Caldwell County: 38; Inmate at Walker County: 10.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

The Burn Ban will remain lifted.

County Clerk's Note Agenda Item #28 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*

Court was adjourned at 12:22 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 April 12, 2016.



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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 19TH 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
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COMMISSIONER PCT 2 MARK JONES BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor John Moore – Dripping Springs Church of Christ 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.

31463 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$1,323,119.47 as submitted by the County Auditor. All present voting “Aye”. MOTION PASSED

31464 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 12, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Commissioner Court Minutes of April 12, 2016 as presented by the County Clerk. All present voting “Aye”. MOTION PASSED

31465 AUTHORIZE THE PURCHASE OF TWO TASERS FOR THE CONSTABLE PRECINCT 3 OFFICE TO REPLACE OBSOLETE TASERS THEY ARE CURRENTLY USING AND AMEND THE BUDGET ACCORDINGLY

Judge Cable has approved to pay for this amount out of Justice Court Security Funds. Amount required \$2248.00; Line Item number; Decrease .5201 General Supplies; Increase .5717_400 LE Eqpt. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the purchase of two Tasers for the Constable Precinct 3 office to replace obsolete Tasers they are currently using and amend the budget accordingly. All present voting “Aye”. MOTION PASSED

31466 APPROVE OUT OF STATE TRAVEL FOR CRIME ANALYST ASHLEY GREENFEATHER TO ATTEND THE INTERNATIONAL ASSOCIATION OF CRIME ANALYST CONFERENCE IN LOUISVILLE, KENTUCKY

Out of state travel is needed to send Crime Analyst Ashley Greenfeather to attend the International Association of Crime Analyst Conference in Louisville, Kentucky on September 19-23, 2016. This conference will provide Ms. Greenfeather the opportunity to network with individuals in the same field from across the US and abroad. Topics such as Tactical, strategic, traffic and problem analysis, hand on computer labs, mapping and case studies will be covered. Registration, travel expenses and per diem will be paid for out of the Sheriff's Office Continuing Ed general ledger. Austin Regional Intelligence Center is sponsoring Ms. Greenfeather and has agreed to reimburse the County for all fees encumbered. Amount required \$2200.00; 001-618-00.5551 Continuing Ed. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve out of state travel for Crime Analyst Ashley Greenfeather to attend the International Association of Crime Analyst Conference in Louisville, Kentucky. All present voting “Aye”. MOTION PASSED

31467 APPROVE OUT OF STATE TRAVEL FOR DETECTIVES ANGELO FLOIRAN AND MARK OPIELA TO ATTEND THE INTERNATIONAL HOMICIDE INVESTIGATORS ASSOCIATION CONFERENCE IN NEW ORLEANS, LOUISIANA

Out of state travel is needed to send Detectives Angelo Floiran and Mark Opiela to the 2016 International Homicide Investigators Association Conference in New Orleans, LA on July 31-August 5, 2016. This conference will provide Detectives Florian and Opiela a broader knowledge on the below topics. Officer Involved Use of Force Investigations, Violent Crime Strategies, Death Investigations, International Topics, Cold Case Investigations and Terrorism. The Conference will also provide them with presentations for the Violence Reduction Network and Violent Criminal Apprehension Program so that they can better prepare for future events in Hays County. The materials brought back will be implemented immediately to case investigations and day to



day activities of the Major Crimes unit. Registration, Travel expenses and per diem will be paid for out of the Sheriff's Office Continuing Ed general ledger. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve out of state travel for Crime Analyst Ashley Greenfeather to attend the International Association of Crime Analyst Conference in Louisville, Kentucky. All present voting "Aye". MOTION PASSED**

31468 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A 4 SHOT MULTI LAUNCHER FOR SWAT AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office is requesting approval to purchase a replacement 40 mm 4 shot multi launcher for SWAT. The existing launcher is a 37mm launcher that has been in service for over 10 years and has been repaired twice in the last three years. SWAT has reported operational malfunctions over the last operation. Due to the fact the current launcher is based on "Vietnam Era" technology it has become impossible to find replacement parts to repair the current launcher. The launcher is used to dislodge barricaded persons through the application of chemical munitions from a stand-off distance from the crisis site. No additional funds are needed, funds have been identified in the Sheriff's Office Operating budget. Amount required \$1,971.00; 0 01-618-00.5712_400 Computer Equipment Operating (\$421); 001-618-00.5717_400 Law Enforcement Equipment Operating \$421. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Sheriff's Office to purchase a 4 shot multi launcher for SWAT and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31469 ACCEPT DONATIONS FROM THE BURDINE JOHNSON FOUNDATION FOR THE HISTORICAL COMMISSION MEMORIAL DAY FLOOD DOCUMENTARY AND KYLE DEPOT PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received two generous donations from the Burdine Johnson Foundation for the Memorial Day Flood Documentary and Kyle Depot Project. See attached request for funds for detailed project elements. Amount required \$65,000; Increase \$30,000 - Contract Services for Kyle Depot Project; Increase \$35,000 - Contract Services for Memorial Day Flood Documentary. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept donations from the Burdine Johnson Foundation for the Historical Commission Memorial Day Flood Documentary and Kyle Depot Project and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31470 AUTHORIZE THE BUILDING MAINTENANCE DEPARTMENT TO UTILIZE SALARY SAVINGS FOR SUPPLIES AND BUILDING MAINTENANCE AND REPAIRS AS NEEDED FOR THE REMAINDER OF FY16 AND AMEND THE BUDGET ACCORDINGLY

Additional funds will be needed for building supplies and repairs to complete projects scheduled for the remainder of fiscal year 2016. This is due to unforeseen repairs consisting of \$7k for roof repairs in Pct. 4 and \$10k for striping and waxing the Government Center flooring. Savings within the salary and benefits line items are available to fund this request due to a vacant custodial position. Amount required \$22,795; Decrease Expense 001-695-00.5021 Staff Salaries (\$19,078); Decrease Expense 001-695-00.5101_100 FICA (\$1,183); Decrease Expense 001-695-00.5101_200 Medicare (\$277); Decrease Expense 001-695-00.5101_300 Retirement (\$2,257); Increase Expense 001-695-00.5201 General Supplies \$3,000; Increase Expense 001-695-00.5451 Building Maintenance and Repair \$19,795. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Building Maintenance Department to utilize salary savings for supplies and building maintenance and repairs as needed for the remainder of FY16 and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31471 RELEASE OF THE MAINTENANCE BOND, AND ACCEPTANCE OF THE ROADS INTO THE COUNTY ROAD SYSTEM FOR WERTH SUBDIVISION

Staff recommends acceptance of the roads into the county road system. The Transportation Department has inspected and approved the punch list of repairs. Roads include: Terra Scena Trail (670 ft.). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to release maintenance bond, and acceptance of the roads into the county road system for Werth subdivision. All present voting "Aye". MOTION PASSED**

31472 SUB-526 BREAKWATER SUBDIVISION (21 LOTS) APPROVE PRELIMINARY PLAN

The proposed Breakwater Subdivision is a 21 lot subdivision located off of Rim Rock Trail in Precinct 4. This proposed subdivision spans across both Hays and Travis County. Only 2.575 acres, which will be 4 lots, will be within Hays County. The subdivision will be served by the West Travis County Public Utility Agency. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve SUB-526 Breakwater Subdivision (21 Lots). All present voting "Aye". MOTION PASSED**



31473 PURCHASE 10 NEW RADAR SPEED NOTIFICATION SIGNS, IN THE AMOUNT OF \$45,150 FROM CENTERLINE SUPPLY, LTD, TO INSTALL AT MULTIPLE LOCATIONS COUNTY-WIDE FOR TRAFFIC CALMING EFFORTS AND TRAFFIC DATA ACQUISITION

The installation of these permanent radar speed notification signs will help with awareness of speeds at chosen locations county-wide, provide immediate notification to vehicles of excess speed, and provide traffic data including ADT (average daily traffic) and average speed reports. Bids were received from three (3) local distributors for two different comparable designs. Staff is recommending the purchase of the RadarSign TC600 system from Centerline, LTD, with the "safety in a box package" which includes all mounting, monitoring, and installation equipment necessary. The Centerline Bid is \$166 dollars higher per unit than the lowest bid, the additional cost we feel is justified due to the incorporation of features not present in the SafePace 450 supplied by Pathmark Ind., including a 3/8 inch aluminum sign backing to protect electronics from ballistic damage, and a replaceable and cleanable cover for the LED lights. Amount required \$45,150.00; Line Item number 020-710-00-5210. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to purchase 10 new radar speed notification signs, in the amount of \$45,150 from Centerline Supply, LTD, to install at multiple locations county-wide for traffic calming efforts and traffic data acquisition. All present voting "Aye". MOTION PASSED**

31474 ACTION RELATED TO THE PROPOSED JAIL, 911 CENTER, AND LAW ENFORCEMENT CENTER IMPROVEMENTS, INCLUDING BUT NOT LIMITED TO 1) SELECTION OF A PROGRAM MANAGER FOR THE PROJECT(S), 2) AUTHORIZING THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND SELECTED PROGRAM MANAGER, AND 3) FINALIZATION OF MEMBERSHIP ON THE COMMITTEE THAT OVERSEES THE PROJECT(S)

RFQ responses for Program Manager will be considered by committee members prior to Commissioners Court. If the committee has finalized its recommendation(s), it will communicate that decision in Open Court. Counsel may also begin refining a Professional Services Agreement in advance of Court, which can be considered for use with the selected Program Manager. At the Court's April 12th meeting, at least one member was added to the oversight committee for these proposed projects. The Court should finalize that committee membership as soon as possible, in order to establish a schedule of meetings leading up to a possible November bond election for the project(s). **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to select ECM as Program Manager for the proposed Jail, 911 Center, and Law Enforcement Center Improvements. All present voting "Aye". MOTION PASSED** A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute a Professional Services Agreement between owner and Program Manager, contingent a pond approval of Hays County Auditor, Chief of Staff, Commissioner Ingalsbe and General Counsel. All present voting "Aye". **MOTION PASSED** A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to finalize the membership of the committee that oversees the projects as – Clint Garza, Sheriff Cutler, Lon Shell, Mike Davenport, Mark Kennedy, Bill Herzog – or a representative, Commissioner Conley, Commissioner Ingalsbe. With Mark Cumberland, Erica Carpenter, Brad Robinson and Kharley Smith, as needed. All present voting "Aye". **MOTION PASSED**

31475 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A REPLACEMENT HOBART CL44E DISHWASHER FOR THE JAIL FACILITY NOT TO EXCEED \$50,000 AND AMEND THE BUDGET ACCORDINGLY

The current Blakeslee machine was installed in 2011 and has had various maintenance issues including the main conveyor drive gear, gaskets, relays, breakers, conveyor bushings and bearings needing replacement. The machine has exceeded its 5 year life expectancy, and repair parts are no longer available. Due to the age and functionality issues a replacement machine is needed to adequately service the facility needs. The vendor is on the TASB BuyBoard Contract #429-13. Funds were budgeted during the FY 2016 budget process in County Wide (\$250k) for miscellaneous capital improvements for the Jail as needed. To date a total of \$175,750 has been used for security panel upgrades, leaving an available balance of \$74,250 for this purchase. Amount required \$33,093; Decrease Co Wide - 001-645-00.5741; Increase Jail - 001-618-03.5719_700. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Sheriff's Office to purchase a replacement Hobart CL44E Dishwasher for the Jail Facility not exceed \$50,000 and amend the budget accordingly. All present voting "Aye". MOTION PASSED**



31476 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 10:10 a.m. and reconvened into opened court at 10:15 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Meredith Fischer and Chief of Staff Lon Shell. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to ratify the Judge's execution of a commercial contract for improved property, between Hays County and Jorge Rodriguez related to sale of the County's property at 401 Rebel Drive in Kyle, Texas, as presented in Executive Session. All present 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

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 302 and peak was 312 on April 10th for the week of April 10 to April 16, 2016. The maximum female capacity is 76 inmates. Last week's average was 55 and peak was 58 on 4/10/2016. The maximum male capacity is 246 inmates. Last week's average was 246 and peak was 254 on 4/27/2016. Inmate at Guadalupe County: 47; Inmate at Bastrop County: 0; Inmate at Caldwell County: 41; Inmate at Walker County: 13.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave notice that the Burn Ban would remain lifted. This week's Drought Index is 10.

County Clerk's Note Agenda Item #17RE: *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 Whisenant to adjourn court at 10:18 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 19, 2016.



Liz Q Gonzalez

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





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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 3RD DAY OF MAY A.D., 2016, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

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

WITH COUNTY JUDGE, ALBERT H. COBB, JR. BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Bishop Gene Massey of the Church of Jesus Christ of Latter Day Saints gave the invocation. Commissioner Ingalsbe led the court in the Pledge of Allegiance to the United States and Texas flags. Commissioner Ingalsbe called the meeting to order.

31497 ADOPT A PROCLAMATION DECLARING MAY 15, 2016 AS PEACE OFFICERS MEMORIAL DAY AND MAY 15-21, 2016 AS NATIONAL POLICE WEEK

Detective Jeffrey Jordan spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Proclamation declaring May 15, 2016 as Peace Officers Memorial Day and May 15-21, 2016 as National Police Week. All present voting "Aye". MOTION PASSED

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller presented the Hays County Services Awards. 5 Year Award – Constable 3 – Deputy Constable – James Brown; 10 Year Award – Sheriff (SRO) Douglas Martin-Whitaker and District Clerk – Deputy II, Robert Elliott. 1 Year Award – County Court at Law Bailiff – Mark Cruise, DPS – Belinda Torres, Sheriff – Kacie Andrews, Jennifer Pfenninger, JP Pct. 1 Place 2 – Veronica Ramirez, and Elizabeth Trevino, and Personal Health – Thomas Browder.

PRESENTATION BY THE TREE FOLKS

Matt Miers of Station Manager for Tree Folks gave a brief update on the planting of new trees along the Blanco River in the Wimberley area. The area that was devastated by the 2015 Memorial Day and October floods.

31498 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$803,595.59 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

31499 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 26, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of April 26, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

31500 AUTHORIZE PAYMENT OF \$540.00 TO MIKE VASIL FOR THE VEHICLE LIGHT PACKAGE FOR CONSTABLE 2 IN WHICH NO PURCHASE ORDER WAS OBTAINED AND AMEND THE BUDGET ACCORDINGLY

This is for the labor costs associated with installing the light and radar equipment for the new vehicle for FY 2016. Additional funds (\$420) are needed in order to capture the costs appropriately. Funds have been identified in the operating budget to cover the additional needed. Amount required \$540.00. Decrease Vehicle Maintenance & Repairs - (\$420); Increase Vehicles_Capital - \$420. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize payment of \$540.00 to Mike Vasil for the vehicle light package for Constable 2 in which no purchase order was obtained and amend the budget accordingly. Commissioner Ingalsbe, Commissioner Jones, and Commissioner Whisenant voting "Aye". Commissioner Conley voting "No". MOTION PASSED



31501 BENEFIT PLAN AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSAL AND ADVERTISE

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve specifications for RFP 2016-P10 Consultant for Group Benefit Plan and authorize Purchasing to solicit for proposal and advertise. All present voting "Aye". MOTION PASSED

31502 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) FOR ADDITIONAL FUNDING THROUGH THE U.S. MARSHALS SERVICE FOR SHERIFF'S OFFICE OVERTIME REIMBURSEMENTS AND AMEND THE BUDGET ACCORDINGLY

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a Memorandum of Understanding (MOU) for additional funding through the U.S. Marshals Service for Sheriff's Office overtime reimbursements and amend the budget accordingly. All present voting "Aye". MOTION PASSED

31503 AMEND THE JUVENILE PROBATION OFFICE OPERATING BUDGET FOR ADDITIONAL TRAVEL FUNDS RELATED TO THE SPECIAL NEEDS DIVERSIONARY PROGRAM

Additional travel funds are needed for the Juvenile Probation Officer that oversees the Special Needs Diversionary Program due to a shortage in the Juvenile Probation fleet. This program provides specialized supervision for mental health juveniles in order to rehabilitate juvenile offenders and prevent them from penetrating further into the criminal justice system. Savings within the operating budget have been identified to fund this request. Amount required \$400.00; Decrease Youth Services 001-686-00.5360; Increase Travel 001-686-00.5501. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the Juvenile Probation Office operating budget for additional travel funds related to the Special Needs Diversionary Program. All present voting "Aye". MOTION PASSED

31504 APPROVE UTILITY PERMITS

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Utility Permit #973 on Post Road issued to Time Warner Cable as submitted by the Transportation Department. All present voting "Aye". MOTION PASSED

31505 AUTHORIZE THE COUNTY CLERK'S OFFICE TO PURCHASE A NEW LAPTOP FOR USE IN THE COUNTY COURT AT LAW COURTROOMS AND AMEND THE BUDGET ACCORDINGLY

The County Clerk's Office would like to purchase a new laptop for use in the County Court at Law courtrooms. Currently her staff and the Judge's staff are in the courtroom at the same time in which both are in need of accessing electronic files, and there is only one PC set up for this purpose. The additional laptop will allow her staff to utilize the equipment as needed in any of the courtrooms. Savings within her Records Management Fund are available to fund this request. Amount required \$1,285.00; Decrease Eqpt Maint & Repair 101-617-10.5411 (\$1,285); Increase Computer Equipment 101-617-10.5712_400 \$1,285. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Clerk's Office to purchase a new laptop for use in the County Court at Law courtrooms and amend the budget accordingly. All present voting "Aye". MOTION PASSED

31506 AMEND THE CONSTABLE PRECINCT 1 OPERATING BUDGET FOR UPGRADES NEEDED ON A M5300 SYSTEM DUAL CONTROL RADIO PACKAGE FOR A TRANSFERRED VEHICLE

On April 5, 2016 the Commissioner's Court approved a vehicle transfer for one Dodge Charger from the Sheriff's Office to the Constable in Precinct 1. In order to get this vehicle fully functionally, a mobile radio package needs to be installed. The Constable currently has a one-piece radio that needs to be converted to a two-piece in order to accommodate the needs. Savings within their operating budget have been identified to fund this request. Amount required \$1,245.00; Decrease Continuing Education 001-635-00.5551 (\$1,245); Increase Eqpt Maint & Repair 001-635-00.5411 \$1,245. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the Constable Precinct 1 operating budget for upgrades needed on a M5300 System Dual Control Radio package for a transferred vehicle. All present voting "Aye". MOTION PASSED



31507 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE 2016 HUMANA PLAN AMENDMENTS

Plan amendments are effective beginning 1/1/2016 and will be presented in Court. Amendments include: Enhanced claim processing; Additional administrative services through Vitality; Language clean up regarding Nurse Advice Line, Humana Beginnings, NICU Management and Dependent; Eligibility; Group Stop Loss schedule; Medicare Part D Provision. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute the 2016 Humana Plan amendments. All present voting "Aye". MOTION PASSED**

31508 AUTHORIZE THE PURCHASE OF AUTODESK AUTOCAD CIVIL 3D, AUTHORIZE THE DIRECTOR OF TRANSPORTATION TO SIGN THE AUTODESK ORDER FORM, AND AMEND THE BUDGET ACCORDINGLY

Assistant Director will use AutoCAD to draw up plans for use in the design and building of roadways. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the purchase of Autodesk AutoCAD Civil 3D, authorize the Director of Transportation to sign the Autodesk order form, and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31509 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH COBB FENDLEY & ASSOCIATES, INC. FOR UTILITY COORDINATION SERVICES IN HAYS COUNTY, INCREASING THE COMPENSATION CAP BY \$111,460.20 FROM \$612,997.14 TO \$724,457.34

The additional authorized money will allow for the execution of a supplemental #6 to Work Authorization #2 for FM 1626 South for the engineering and survey costs associated with the easement for the City of Buda. Amount required \$111,460.20; Line item 030-802-96-628.5623_400. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a Supplemental Agreement No. 2 to the Professional Services Agreement with Cobb Fendley & Associates, Inc. for Utility Coordination Services in Hays County, increasing the Compensation Cap by \$111,460.20 from \$612,997.14 to \$724,457.34. All present voting "Aye". MOTION PASSED**

31510 VARIANCE FROM SECTION 10 C-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES AND GRANT A DEVELOPMENT AUTHORIZATION TO THE OWNER OF 2.0 ACRES IN THE WILLIAM H VAN HORN SURVEY LOCATED OFF OF HUNTER ROAD IN PRECINCT 3

The owners of the subject tract lost their home in the Memorial Day flood of 2015. The owners chose not to rebuild and are acquiring 2.0 acres off of Hunter Road in Precinct 3, from a family friend, to construct a new home. They have applied for a permit to construct an On-Site Sewage Facility on the newly created parcel. Hays County Regulations do not allow staff to issue any permits on parcels not in compliance with platting requirements, however the owners have requested a variance from Section 10 C-1 of the Hays County Rules for On-Site Sewage Facilities. This variance would allow construction of the advanced septic system, so they can move into the previously constructed home. Staff recommends the court require owners to begin the platting process within 90 days of the variance being issued, and have the plat completed within six months of issuance. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant accept a variance from Section 10 C-1 of the Hays County Rules for On-Site Sewage Facilities and grant a development authorization to the owner of 2.0 acres in the William H Van Horn Survey located off of Hunter Road in Precinct 3. All present voting "Aye". MOTION PASSED**

31511 SUB-453 AMENDED SHADOW CREEK PHASE 4, SECTION 1B (8 LOTS) APPROVE FINAL PLAT; ACCEPT CONSTRUCTION BOND NO. K09324768 FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$1,404,731.98

Caitlyn Hairell, County Planner gave staff recommendation. The preliminary plan for the Shadow Creek Subdivision was originally approved on June 15, 2004 as a 1440 lot subdivision located off of Windy Hill Road in Precinct 2. This section includes 7 single-family residential lots and 1 greenspace/drainage lots. All lots will be served by GoForth Special Utility District and sewer provided by North Hays County Municipal Utility District Number 1. The Construction Bond No. K09324768 is for Shadow Creek 6-1 and Shadow Creek 4-1B. The construction bond cannot be released until both sections have been approved by the Hays County Transportation Department. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve SUB-453 Amended Shadow Creek Phase 4, Section 1B (8 lots) to approve final plat; accept Construction Bond No. K09324768 for the construction of street and drainage improvements in the amount of \$1,404,731.98. All present voting "Aye". MOTION PASSED**



31512 SUB-444 SHADOW CREEK PHASE 6, SECTION 1 (107 LOTS) APPROVE FINAL PLAT; ACCEPT CONSTRUCTION BOND NO. K09324768 FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$1,404,731.98

Caitlyn Hairell, County Planner gave staff recommendation. The preliminary plan for the Shadow Creek Subdivision was originally approved on June 15, 2004 as a 1440 lot subdivision located off of Windy Hill Road in Precinct 2. This section includes 103 single-family residential lots and 4 greenspace/drainage lots. All lots will be served by GoForth Special Utility District and sewer provided by North Hays County Municipal Utility District Number 1. The Construction Bond No. K09324768 is for Shadow Creek 6-1 and Shadow Creek 4-1B. The construction bond cannot be released until both sections have been approved by the Hays County Transportation Department. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve SUB-444 Shadow Creek Phase 6, Section 1 (107 lots) to approve final plat; accept Construction Bond No. K09324768 for the construction of street and drainage improvements in the amount of \$1,404,731.98. All present voting "Aye". MOTION PASSED**

31513 AUTHORIZE THE SHERIFF'S OFFICE TO APPROVE THE SCOPE OF WORK (SOW) FROM TDINDUSTRIES FOR KITCHEN DRAIN LINE REPAIRS AT THE JAIL FACILITY AND AMEND THE BUDGET ACCORDINGLY

Capt. Mike Davenport of the Sheriff's Office spoke. General Counsel Mark Kennedy spoke. There will be another sister action related to this item that may require court action. In preparation for installing the recently approved replacement dishwasher, it was discovered that one of the 4 inch drain lines in the Jail kitchen that handles the main sink, dishwasher, and grease trap has deteriorated and separated into two pieces. These repairs need to be completed in order to operate these appliances and maintain a safe and clean environment. Amount required \$19,916; TDIndustries SOW/Quote; TCPN Contract: R150501-TX-10009; Funds were budgeted during the FY 2016 budget process in County Wide (\$250k) for miscellaneous capital; improvements for the Jail as needed. To date a total of \$208,843 has been used for security panel upgrades and a replacement dishwasher, leaving an available balance of \$41,157 for this repair. Amount required: Decrease Co Wide - 001-645-00.5715_400 - (\$12,959); Decrease Co Wide - 001-645-00.5399 - (\$6,957); Increase Jail - 001-618-03.5741. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Sheriff's Office to approve the Scope of Work (SOW) from TDIndustries for Kitchen Drain Line repairs at the Jail Facility and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31514 REVIEW AND DISCUSSION OF THE HAYS COUNTY 2015 FLOODING EVENTS AFTER ACTION REPORT

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept the Hays County 2015 Flooding Events after Action Report, Hays County/San Marcos Joint EOC Operations as presented in Court. All present voting "Aye". MOTION PASSED

Clerk's Note: Court took a break at 10:30 a.m., and returned into open court at 10:49 a.m.

31515 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN ASSESSMENT AND COLLECTION AGREEMENT BETWEEN HAYS COUNTY AND THE CROSSWINDS MUNICIPAL UTILITY DISTRICT, RELATED TO THE ASSESSMENT AND COLLECTION OF PROPERTY TAXES UNDER CHAPTER 6 OF THE PROPERTY TAX CODE

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute an Assessment and Collection Agreement between Hays County and the Crosswinds Municipal Utility District, related to the assessment and collection of property taxes under Chapter 6 of the Property Tax Code. All present voting "Aye". MOTION PASSED

31516 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 10:59 a.m. and reconvened into open court at 11:01 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Intern – Meredith Fischer, Jerry Borcharding, Adam Leach and Chief of Staff Lon Shell. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Purchase and Sale Agreement between Hays County and Frank and Linda Dubuisson for the purchase of 0.1806 acres, as presented in Executive Session. All present 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, LEASE OR VALUE OF REAL PROPERTY LOCATED NEAR FM150 IN PRECINCT 4

Court convened into Executive Session at 11:01 a.m. and reconvened into open court at 11:57 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commission Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Intern – Meredith Fischer, Jerry Borcharding, Adam Leach and Chief of Staff Lon Shell. No action taken.

Clerk’s Note Agenda Item #24 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 FM 150 – was pulled

DISCUSSION OF ISSUES RELATED TO THE HAYS COUNTY JAIL, AND THE PLANNING OF PROJECTS PERTAINING TO THE PUBLIC SAFETY FACILITIES NEEDS WITHIN THE COUNTY

Commissioner Ingalsbe 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 282 and peak was 290 on April 24th for the week of April 24 to April 30, 2016. The maximum female capacity is 76 inmates. Last week’s average was 55 and peak was 59 on 4/28/2016. The maximum male capacity is 256 inmates. Last week’s average was 226 and peak was 234 on 4/24/2016. Inmate at Guadalupe County: 45; Inmate at Bastrop County: 0; Inmate at Caldwell County: 37; Inmate at Walker County: 2.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today’s drought index is 50. Commissioner Ingalsbe advised that the Burn Ban will remain lifted. Commissioner Ingalsbe urged the citizens of Hays County to use extreme caution when conducting outdoor burning.

County Clerk’s Note Agenda Item #27 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 12 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 May 3, 2016.



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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 9TH DAY OF MAY A.D., 2016, THE ELECTIONS COMMITTEE OF HAYS COUNTY, TEXAS, MET IN SPECIAL MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ALBERT H. COBB JR
JON LEONARD
RUSSELL HAYTER
LUANNE CARAWAY
LIZ Q. GONZALEZ

COUNTY JUDGE
DEMOCRATIC CHAIR
REPUBLICAN CHAIR
TAX ASSESSOR/COLLECTOR
COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

EXECUTIVE SESSION PURSUANT TO SECTION 551.074 OF THE TEXAS GOVERNMENT CODE: DELIBERATION REGARDING THE APPOINTMENT AND DUTIES OF THE HAYS COUNTY ELECTIONS ADMINISTRATOR

Committee convened into Executive Session at 11:00 p.m. and reconvened into opened court at 12:05 p.m. In Executive Session were Judge Cobb, Jon Leonard – Democratic Chair, Russell Hayter – Republican Chair, Luanne Caraway – Tax Assessor/Collector, Liz Q. Gonzalez – County Clerk, Joyce Cowan – Elections Administrator, and Chief of Staff Lon Shell. Joyce Cowan announced her retirement, effective 12/31/2016. No action taken.

Meeting adjourned at 12:05 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 May 9, 2016.

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 10TH DAY OF MAY 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. Judge Cobb led the court in the Pledge of Allegiance to the United States and Texas flags. Judge Cobb called the meeting to order.

31517 ADOPT A PROCLAMATION RECOGNIZING THE POSITIVE IMPACT OF ECONOMIC DEVELOPMENT IN THE ECONOMIC HEALTH OF THE UNITED STATES, TEXAS, THE GREATER SAN MARCOS REGION AND THE COUNTY OF HAYS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Proclamation recognizing the positive impact of Economic Development in the Economic Health of the United States, Texas, The Greater San Marcos Region and the County of Hays. All voting "Aye".
MOTION PASSED

31518 ADOPT A PROCLAMATION RECOGNIZING SATURDAY, MAY 14, 2016 AS ROSEMARY BURKE CAMPISE DAY

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to adopt a Proclamation recognizing Saturday, May 14, 2016 as Rosemary Burke Campise Day. All voting "Aye".
MOTION PASSED

31519 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 \$324,665.95 as submitted by the County Auditor. All voting "Aye".
MOTION PASSED

31520 APPROVE COMMISSIONERS COURT MINUTES OF MAY 3, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of May 3, 2016 as presented by the County Clerk. All voting "Aye".
MOTION PASSED

31521 APPROVE SPECIFICATIONS FOR BID #2016-B04 A/C & HEATING COUNTYWIDE AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve specifications for Bid #2016-B04 A/C & Heating Countywide and authorize Purchasing to solicit for bid and advertise. All voting "Aye".
MOTION PASSED

31522 APPROVE UTILITY PERMITS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve permit #974 on McGregor Lane issued to PEC; permit #975 on McGregor Lane issued to PEC; permit #976 on Belterra Drive issued to Weigeit Enterprises; permit #977 on Centerpoint Rd. issued to Time Warner Company, as submitted by the Transportation Department. All voting "Aye".
MOTION PASSED



31523 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS FOR UP TO \$ 56,425.00 TO ASSIST WITH THE PURCHASE OF BULLETPROOF VESTS FOR COUNTY LAW ENFORCEMENT PERSONNEL

The grant application is for assistance in the purchase of bulletproof vests for County law enforcement officers. The grant program provides a reimbursement for 50% of the cost of each vest and the County must pay the remainder of the cost. The application includes needs for both new officers and the replacement of existing bulletproof vests. Vests are replaced based on a five-year usable protective wear cycle. The current request involves a two year period rather than one year as done previously, with a total of 61 vests included. The current cost of each vest is about \$925.00. The grant amount - if awarded - will be 50% of the total listed above, or \$ 28,212.50. Matching funds may be allocated accordingly. Submission of the application is done electronically and is due on or before May 16, 2016. Amount \$28,212.50. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to submit a Grant Application to the U.S. Department of Justice, Office of Justice Programs for up to \$56,425.00 to assist with the purchase of bulletproof vests for County Law Enforcement Personnel. All voting "Aye". MOTION PASSED**

31524 APPROVE OUT OF STATE TRAVEL FOR LINDA DURAN AND CHRISTINE RODRIGUEZ OF THE COUNTY CLERK'S OFFICE TO ATTEND THE PIONEER TECHNOLOGY USERS GROUP EDUCATIONAL CONFERENCE IN LAKE MARY, FLORIDA ON MAY 23RD THROUGH MAY 26TH

Linda Duran and Christine Rodriguez will attend the Pioneer Technology Users Group Educational Conference with County Clerk, Liz Gonzalez. There is no cost to the County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve out of state travel for Linda Duran and Christine Rodriguez of the County Clerk's Office to attend the Pioneer Technology Users Group Educational Conference in Lake Mary, Florida on May 23rd through May 26th. All voting "Aye". MOTION PASSED**

31525 AMEND THE LINE ITEM NUMBER FOR THE PURCHASE OF 10 NEW RADAR SPEED NOTIFICATION SIGNS ALREADY APPROVED IN COURT ON APRIL 19, 2016 AND AMEND THE BUDGET ACCORDINGLY

The wrong line item number was used in the original agenda item. Budget amendment is needed. Amount required \$45,150; Increase Miscellaneous Equipment Operating Expense 020-710-00.5719_400 - \$45,150; Decrease Road Material and Supplies 020-710-00.5351 - (45,150). **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to amend the line item number for the purchase of 10 new radar speed notification signs already approved in court on April 19, 2016 and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31526 RATIFY THE COUNTY JUDGE'S EXECUTION OF A TRAILER LEASE AGREEMENT BETWEEN HAYS COUNTY AND U.S. FOODS, RELATED TO THE SHORT-TERM LEASE OF A REFRIGERATED TRAILER DURING REPAIRS TO THE KITCHEN AREA OF THE HAYS COUNTY JAIL

As mentioned by Counsel in Court on May 3, 2016, ratification is being requested to accommodate an immediate need for a refrigerated trailer, to continue uninterrupted operations at the Hays County Jail. Amount required not to exceed \$1,000.00; line item number 001-618-03.5451. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to ratify the County Judge's execution of a Trailer Lease Agreement between Hays County and U. S. Foods, related to the Short-Term Lease of a refrigerated trailer during repairs to the kitchen area of the Hays County Jail. All voting "Aye". MOTION PASSED**

31527 RATIFY AND AUTHORIZE THE PUBLICATION OF LEGAL NOTICE BY THE OFFICE OF GENERAL COUNSEL, RELATED TO PUBLIC HEARINGS UNDER CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to ratify and authorize the publication of legal notice by the Office of General Counsel, related to public hearings under Chapter 253 of the Texas Transportation Code. All voting "Aye". MOTION PASSED



31528 APPROVE OUT OF STATE TRAVEL, CONTINGENT UPON FINAL FUNDING APPROVAL FROM THE CRIMINAL JUSTICE DIVISION OF THE GOVERNOR'S OFFICE-VETERANS COURT GRANT ADMINISTRATION, FOR MILES NELSON (VETERANS SERVICE OFFICE), ARMANDO VEGA (PROBATION), KATIE MCVANEY (DA) AND BRENDA JARDEN-HOLTER (VETERANS TREATMENT COURT-CCL). TO ATTEND THE ANNUAL DRUG COURT TRAINING CONFERENCE AND VETERANS COURT CONVENTION IN ANAHEIM, CALIFORNIA

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve out of state travel, contingent upon final funding approval from the Criminal Justice Division of the Governor's Office-Veterans Court Grant Administration, for Miles Nelson (Veterans Service Office), Armando Vega (Probation), Katie McVane (DA) and Brenda Jarden-Holter (Veterans Treatment Court-CCL). To attend the Annual Drug Court Training Conference and Veterans Court Convention in Anaheim, California. All voting "Aye". MOTION PASSED

31529 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH HALFF ASSOCIATES, INC. TO PREPARE A GRANT APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD FOR FLOOD PROTECTION ASSISTANCE FUNDING IN AN AMOUNT NOT TO EXCEED \$7,000, WITH THE MONEY COMING OUT OF CONTINGENCIES AND AMEND THE BUDGET ACCORDINGLY

Emergency Management Coordinator Kharley Smith and Grants Director, Jeff Hauff spoke. The Texas Water Development Board (TWDB) has recently issued a call for applications for Flood Protection Assistance grants, with a relatively short deadline for submission of June 17, 2016. The purpose of these grants is to provide assistance to political subdivisions to implement preventive and/or corrective measures for reducing loss of life and property, such as early warning systems and the development of response plans to protect life and property from floodwaters. As a result of the 2015 Flood Disasters, Hays County has determined a need to enhance our warning system capabilities and has placed a high priority on deploying such systems. Specifically, this would include technology upgrades for existing, and the installation of new, road low water crossing warning systems, possible stream/rainfall gaging sites at select locations, and dam water level monitoring systems. The preparation of the application for funding would benefit from a consultant well-versed in flood planning and management and with the technical knowledge of what warning systems would entail, as well as familiarity with specific site conditions within Hays County. Halff Associates has been actively involved with flood protection planning efforts in Hays County, having been contracted directly to assist the County in flood/drainage studies as well as being involved in the partnership between Hays County, the LCRA, GBRA, and the USACOE in conducting studies associated with flooding potential and mitigation alternatives. They have previously also prepared two successful applications for Hays County to the TWDB for Flood Protection Planning assistance grants. They are also on the list of pre-qualified engineering firms for Hays County per RFQ 2016-P02. The Professional Services Agreement is to enlist the services of Halff Associates for the timely preparation of the application to the TWDB for funding to support the proposed project. The Hays County Emergency Services Department and Grants Administration Office find the proposed services and cost to be reasonable considering the scope and scale of the proposed project and recommend the approval of the Professional Services Agreement with Halff Associates. Amount required NTE \$7,000.00; contingencies. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Professional Services Agreement with Half Associations, Inc. to prepare a Grant Application to the Texas Water Development board for Flood Protection Assistance Funding in an amount not to exceed \$7,000, with the money coming out of contingencies and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31530 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A BAILMENT AGREEMENT BETWEEN HAYS COUNTY AND WIMBERLEY FIRE AND RESCUE (HAYS COUNTY EMERGENCY SERVICES DISTRICT #4), RELATED TO POSSESSION AND USE OF IDENTIFIED PERSONAL PROPERTY OWNED BY HAYS COUNTY

General Counsel Mark Kennedy spoke. Pursuant to discussions between the Hays County Emergency Services Coordinator and representatives from Wimberley Fire and Rescue, it is proposed that ESD#4 should possess and use 2 items: a used vehicle and an unmanned aircraft (see backup) that could be utilized during Search and Rescue and/or Search and Recovery efforts. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Bailment Agreement between Hays County and Wimberley Fire and Rescue (Hays County Emergency Services District #4), related to possession and use of identified personal property owned by Hays County. All voting "Aye". MOTION PASSED**



31531 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN GSC ARCHITECTS AND HAYS COUNTY FOR ARCHITECTURAL AND PRE-CONSTRUCTION SERVICES RELATED TO MODIFICATIONS TO THE PRECINCT 2 TAX OFFICE IN THE AMOUNT NOT TO EXCEED \$7,000.00 AND AMEND THE BUDGET ACCORDINGLY

Luanne Caraway, Hays County Tax Assessor/Collector spoke. The Tax Office has experienced a large increase in demand for services in the Precinct 2 building in Kyle. In order to efficiently serve Hays County Citizens an expansion to the customer service area is needed. Renovations will include the addition of a work station as well as other improvements to work flow and functionality. GSC Architects designed the facility and will be able to provide cost effective architectural and pre-construction services. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Professional Services Agreement between GSC Architects and Hays County for architectural and pre-construction services related to modifications to the Precinct 2 Tax Office in an amount not to exceed \$7,000.00 and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31532 APPROVE TEXAS A&M AGRILIFE EXTENSION SERVICE'S HIRING OF KATE BLANKENSHIP AS A FAMILY AND CONSUMER SCIENCES (FCS) EXTENSION AGENT FOR HAYS COUNTY

The estimated start date in Hays County is July 1, 2016. **A motion was made by Judge Cobb, seconded by Commissioner Jones to approve Texas A&M Agrilife Extension Service's hiring of Kate Blankenship as a Family and Consumer Sciences (FCS) Extension Agent for Hays County. All voting "Aye". MOTION PASSED**

CLERK'S NOTE AGENDA ITEM #17 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 REAL PROPERTY INCLUDING THE MARKETING AND POTENTIAL SALE OR LEASE OF COUNTY OWNED PROPERTIES. POSSIBLE ACTION MAY FOLLOW IN OPEN COURT – was pulled

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 294 and peak was 304 on May 6th for the week of May 1 to May 7, 2016. The maximum female capacity is 76 inmates. Last week's average was 61 and peak was 62 on 5/6/2016. The maximum male capacity is 256 inmates. Last week's average was 233 and peak was 242 on 5/6/2016. Inmate at Guadalupe County: 41; Inmate at Bastrop County: 0; Inmate at Caldwell County: 33; Inmate at Walker County: 0.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index is 115. Burn Ban will remain lifted.

CLERK'S NOTE AGENDA ITEM #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, seconded by Commissioner Whisenant to adjourn at 10:12 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 MAY 10, 2016.



Liz Q. Gonzalez

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



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 17TH DAY OF MAY 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
ROSE ROBINSON	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Virgie White, First Christian 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.

PUBLIC COMMENTS

Emergency Management Coordinator Kharley Smith spoke. Employees at the Hays County Government Center will be participating in an Emergency Drill on Friday, May 20, from 8 a.m. to 9 a.m. The public will have access to the building beginning at 9 a.m. Early voting will continue beginning at 7 a.m. and will enter through the front west-side entrance and will not be affected by the drill.

31533 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$713,526.55 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31534 APPROVE COMMISSIONERS COURT MINUTES OF MAY 10, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of May 10, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31535 APPROVE THE MARCH 2016 TREASURER'S REPORTS AND INVESTMENT REPORTS

Approve the March 2016 Treasurer's Reports and Investment Reports. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the March 2016 Treasurer's Reports and Investment Reports. All voting "Aye". MOTION PASSED

31536 ACCEPT A CONTRIBUTION FROM THE DAHLSTROM FAMILY TRUST IN THE AMOUNT OF \$15,000 TO BE APPLIED TO THE COUNTY'S ACQUISITION OF A PREFABRICATED BUILDING FOR A VISITORS CENTER AT THE GAY RUBY DAHLSTROM NATURE PRESERVE; AND REQUEST THAT DAHLSTROM FAMILY CONTRIBUTIONS TOWARD CAPITAL IMPROVEMENTS ON THE PROJECT BE TRACKED BY THE AUDITOR'S OFFICE

Although Hays County will be acquiring the building for use on the Preserve, the Dahlstrom family has contributed \$15,000 toward the structure, the total cost of which is approximately \$45,000. They have requested that the County keep track of these types of contributions, since the Lease Agreement carries a penalty for early termination by the Dahlstroms that corresponds to the County's capital contribution to the Project. Should the lease be terminated early, it would be misleading to show the County's total contribution for the Visitors Center as \$45,000. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept a contribution from the Dahlstrom Family Trust in the amount of \$15,000 to be applied to the County's acquisition of a prefabricated building for a Visitors Center at the Gay Ruby Dahlstrom Nature Preserve; and request that Dahlstrom family contributions toward capital improvements on the project be tracked by the Auditor's Office. All voting "Aye". MOTION PASSED



31537 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT TO PURCHASE A PREFABRICATED BUILDING TO BE UTILIZED AS A VISITORS CENTER AT THE GAY RUBY DAHLSTROM NATURE PRESERVE

The Prefabricated Building will provide working space to be utilized as a Visitors Center at the Gay Ruby Dahlstrom Nature Preserve. The building will be open to the public and will house a variety of educational information that highlights the family history and unique features found throughout the preserve. It will also serve as a workspace for the park employees and will be located at the main entrance to the preserve. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Development and Community Services Department to purchase a prefabricated building to be utilized as a Visitors Center at the Gay Ruby Dahlstrom Nature Preserve. All voting "Aye". MOTION PASSED**

31538 APPROVE THE RECOMMENDATION AND SELECTION OF PERFORMANCE SERVICES AS THE MOST QUALIFIED FIRM IN RESPONSE TO RFQ 2016-P01, ENERGY SERVICES COMPANIES FOR PERFORMANCE CONTRACTING AND AUTHORIZE STAFF TO NEGOTIATE A CONTRACT

After evaluation of qualifications from 6 firms it was determined that Performance Services was most qualified for Energy Services Performance Contracting work in Hays County. Staff will negotiate any necessary agreements and bring back to Commissioners Court prior to moving forward with Performance Services. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the recommendation and selection of Performance Services as the most qualified firm in response to RFQ 2016-P01, Energy Services Companies for Performance Contracting and authorize staff to negotiate a contract. All voting "Aye". MOTION PASSED**

31539 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 402 LEWIS LANE, BUDA, TX

Matthew and Susan Ocker are proposing the addition of a 1000 gallon septic tank and 1000 gallon pump tank to their existing on-site sewage facility that was installed in 2014. The purpose is to serve an additional childcare building. This property is 2.6277 acres just north of Cimarron Park Subdivision. Water will be supplied by public water supply. The original system was designed for 600 GPD and they are using less than 380 gallons per day, so they have adequate capacity to add the additional building. Stan Burrier, P.E., designed these new components to discharge to their existing on-site sewage facility which consists of a grease trap, pretreatment tank, equalization tank, and an aerobic treatment unit which doses to a drip irrigation dispersal field. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize Institutional OSSF Permit at 402 Lewis Lane, Buda, TX. All voting "Aye". MOTION PASSED**

31540 AUTHORIZE THE AUDITOR'S OFFICE TO PURCHASE A REPLACEMENT DELL LAPTOP AND NEW SURFACE PRO TABLET AND AMEND THE BUDGET ACCORDINGLY

The County Auditor would like to test a Surface Pro Tablet to replace an existing laptop being used. The tablet will allow for more versatility and ease when accessing financial data during off site meetings. Also, the Budget & Projects Manager's laptop hard drive has failed and is in need of replacing. This laptop is up for replacement in the FY17 budget; however, due to the hard drive failure needs to be replaced this year. Savings within the operating budget are available to fund this request. Amount required \$ 3,823; Decrease Staff Salaries 001-606-00.5021 - \$3,823; Tablet: Increase Computer Equipment 001-606-00.5712_400 - \$1,450; Increase Data Supplies 001-606-00.5202 - \$405; Laptop: Increase Computer Equipment 001-606-00.5712_400 - \$1,968. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Auditor's Office to purchase a replacement Dell Laptop and new Surface Pro Tablet and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31541 APPROVE THE FM 150 WEST ALIGNMENT STUDY PRELIMINARY SCHEMATIC APPROACH SCOPE FOR A K. FRIESE AND ASSOCIATES, INC. AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT FOR THE FM 150 WEST ALIGNMENT PROJECT (0805-04-028, 0016-17-013)

Preliminary studies have been completed for the FM 150 West Alignment Project, resulting in the identification of Corridor C for future schematic and environmental study. The County and Friese & Associates have received numerous requests from the City of Kyle and potentially affected property owners within Corridor C for guidance regarding the location of the roadway. These requests for guidance are growing in number and in urgency, and the County is concerned that if work to define an alignment within Corridor C is not started soon, the opportunity to identify an alignment will be lost to development agreements and approvals currently being considered. The purpose of this agenda item, therefore, is for the County to acknowledge that to preserve an alignment through Corridor C, some level of coordination with the City of Kyle and potentially affected property owners is needed,



and that a preliminary schematic plan is needed to provide all parties with some degree of certainty with regard to probable location of the alignment. Tasks identified in the FM 150 West Alignment Study Preliminary Schematic Approach Scope are within the scope identified in the approved Professional Services Agreement between the County and K. Friese and Associates executed November 12, 2013. Funds for the FM 150 West Alignment Study Preliminary Schematic Approach Scope are available under the approved Professional Services Agreement available budget; no additional funds are required. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the FM 150 West Alignment Study Preliminary Schematic Approach Scope for a K. Friese and Associates, Inc. and authorize the County Judge to execute a supplemental agreement for the FM 150 West Alignment Project (0805-04-028, 0016-17-013). All voting "Aye". MOTION PASSED**

31542 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL FUNDING AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF WIMBERLEY RELATED TO ROADWAY IMPROVEMENTS AT THE INTERSECTION OF RM 12 AND FM 3237, IN PCT. 3

The City of Wimberley expects to receive \$400,000 from CAMPO for the proposed improvements. The above referenced funding agreement will allow the City to transfer those monies to Hays County, which will in turn administer oversight of the project. **A motion was made by Commissioner Conley seconded by Commissioner Whisenant to approve the FM 150 West Alignment Study Preliminary Schematic Approach Scope for a K. Friese and Associates, Inc. and authorize the County Judge to execute a supplemental agreement for the FM 150 West Alignment Project (0805-04-028, 0016-17-013). All voting "Aye". MOTION PASSED**

31543 SUB-515 ROLLING HILLS ESTATES SECTION 1, REPLAT OF LOT 3, BLOCK 5 (2 LOTS) GRANT A VARIANCE TO TABLE 10-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES

Caitlyn Hairell, County Planner and Clint Garza, Director of Development and Community spoke. The Rolling Hills Subdivision is located off of FM 2001 in Precinct 2. The proposed plat will divide Lot 3, Block 5 parcel into two lots - 0.65 acres and 0.64 acres. Water service will be provided by Monarch Water and wastewater service will be accomplished by advanced OSSFs. The Hays County minimum lot size for a lot served by a public groundwater supply system and advanced OSSF is 1.0 acre. When the applicant originally approached the County regarding the division of the lot, Monarch was considered a surface water supplier and the minimum lot size was 0.50 acres. The owner's justification for the variance is based on the fact that the requirements changed before the plat was submitted for review. Additionally, the new minimum lot size requirement will deny the owner the privileges enjoyed by neighboring properties as there are a number of lots in this subdivision which are as small as 0.27 acres. This plat has been reviewed under the County's 1445 agreement with the City of Kyle. The Interlocal Agreement is written to prohibit the City from granting a variance from the County's regulations without prior consent from the County. This action will allow the plat to move forward with City's process for final approval. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve SUB-515 Rolling Hills Estates Section 1, Replat of Lot 3, Block 5 (2 lots) and grant a variance to Table 10-1 of the Hays County Rules for On-Site. All voting "Aye". MOTION PASSED**

31544 SUB-582 AMENDING PLAT OF LOTS SC 127 & SC 128, WOODCREEK SECTION 9A (1 LOT) GRANT A VARIANCE FROM TABLE 705.05.01 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS AND APPROVE FINAL PLAT

Caitlyn Hairell, County Planner spoke. Woodcreek Section 9A was platted in 1972, located off of Valley Spring Road in Precinct 3. The proposed amended plat will combine lots SC 127 and SC 128 into one lot. The property owners are amending the plat to be able to build a home in the middle of the two properties. The Hays County minimum lot size for new lots located within the Edwards Aquifer Contributing Zone which is served by a Public Groundwater Supply and Public Sewer is 0.50 acres. This amended plat takes the two 0.07 acre lots, and amends them into one 0.14 acre lot. The minimum lot size requirement cannot be met. There will be no increase in density with this amended plat. This kind of re-subdivision is typically approved administratively; however the lot size variance requires Commissioners Court approval. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve SUB-582 Amending Plat of Lots SC 127 & SC 128, Woodcreek Section 9A (1 lot) accept a variance from Table 705.05.01 of the Hays County Development Regulations and approve final plat. All voting "Aye". MOTION PASSED**

31545 ACTION RELATED TO THE PROPOSED JAIL, 911 CENTER, AND LAW ENFORCEMENT CENTER IMPROVEMENTS, INCLUDING BUT NOT LIMITED TO 1) SELECTION OF AN ARCHITECT FOR ONE OR MORE OF THE PROJECT(S), 2) AUTHORIZING THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND THE SELECTED ARCHITECT, AND 3) DISCUSSING NEXT STEPS IN THE PROCESS LAID OUT BY PROGRAM MANAGER AND STAFF



Brenda Jenkins with ECN International spoke. RFQ responses for Architect will be considered by committee members prior to Commissioners Court. If the committee has finalized its recommendation(s), it will communicate that decision in Open Court. Since a sample Architectural Services Agreement was included in the RFQ materials, which were already approved by Commissioners Court, the contract is ready for the County Judge's signature once selection and specification is made. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to the proposed Jail, 911 Center, and Law Enforcement Center improvements, including but not limited to 1) Selection of an Architect for one or more of the project(s), 2) Authorizing the County Judge to execute a Professional Services Agreement between Hays County and the selected Architect, and 3) Discussing next steps in the process laid out by Program Manager and staff. All voting "Aye". MOTION PASSED**

31546 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A REMOTE BIRTH ACCESS CONTRACT BETWEEN HAYS COUNTY AND DEPARTMENT OF STATE HEALTH SERVICES (DSHS) VITAL STATISTICS UNIT RELATED TO STATE WIDE BIRTH CERTIFICATES

Contract renewal for the Hays County Clerk's Office to access the Texas Electronic Registration Remote System (TER Remote System) for the purpose of issuing individual birth certificates. The current contract expires on 8/31/2016. This renewal is for a 2 year period beginning 9/1/2016 and ending 8/31/2016. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Remote Birth Access Contract between Hays County and Department of State Health Services (DSHS) Vital Statistics Unit related to state wide birth certificates. All voting "Aye". MOTION PASSED**

31547 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 DARDEN HILL ROAD IN PCT 4

Court convened into Executive Session at 10:20 a.m. and reconvened into open court at 10:30 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Transportation Director Jerry Borcharding, David Baylor and Chief of Staff Lon Shell. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the exchange of Property, as presented in Executive Session, consisting of 0.314 acres of land owned by Warren Adele Ely and Dennis and Jan Wagner; and consisting of a 1.07 acre tract of land dedicated to Hays County. 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 BLISS SPILLAR ROAD IN PCT 2

Court convened into Executive Session at 10:11 a.m. and reconvened into open court at 10:20 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Transportation Director Jerry Borcharding and Chief of Staff Lon Shell. No Action Taken.

31548 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 GW HASCHKE LANE IN PCT 3

Court convened into Executive Session at 9:50 a.m. and reconvened into open court at 10:11 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Transportation Director Jerry Borcharding, David Baylor and Chief of Staff Lon Shell. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize General Counsel or R.O.W. Counsel to seek a (or appropriate Judicial Order) that Achieves access for Surveyors to property owned by Steven Townshend along G.W. Haschke Lane in Pct. 3. All voting "Aye". MOTION PASSED**

31549 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 9:43 a.m. and reconvened into open court at 9:50 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Transportation Director Jerry Borcharding, David Baylor 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 and Sale Agreement between Hays County and Patricia Tyler, et.al; as presented in Executive Session, resulting in receipt of Parcels 5 and 6 along FM 1626 South in Precinct 2. 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

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 310 and peak was 322 on May 9st for the week of May 8 to May 14, 2016. The maximum female capacity is 76 inmates. Last week's average was 59 and peak was 66 on 5/9/2016. The maximum male capacity is 256 inmates. Last week's average was 251 and peak was 256 on 5/13/2016. Inmate at Guadalupe County: 39; Inmate at Bastrop County: 0; Inmate at Caldwell County: 33; Inmate at Walker County: 10.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Burn Ban will remain lifted.

County Clerk's Note Agenda Item #21 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 10:35 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 May 17, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 24TH DAY OF MAY 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
OSCAR MEIJA	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Cliff Holdridge, Associate Pastor of the First Baptist Church in Dripping Springs 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

General Counsel Mark Kennedy introduced Debra Anderson to the Court.

31550 ADOPT A PROCLAMATION RECOGNIZING TUESDAY, MAY 24, 2016 AS SECOND LIEUTENANT JOHN A DECKER DAY

Miles Nelson, Veteran Services Officer spoke and introduced Marilyn Mitchell sister of Lt. John A Decker, Gunnery Sergeant (GySgt) Arthur Abrego Jr and Staff Sergeant (SSgt) David Forrest from the Inspector/Instructor Staff of 1st Battalion, 23rd Marine Regiment. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adopt a Proclamation recognizing Tuesday, May 24, 2016 as Second Lieutenant John A Decker Day. All voting "Aye". MOTION PASSED**

31551 ADOPT A PROCLAMATION RECOGNIZING MAY 23-27, 2016 AS FLOOD AWARENESS WEEK

Kharley Smith, Emergency Management Coordinator and Mayor Herschel "Mac" McCullough spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt a Proclamation recognizing May 23-27, 2016 as Flood Awareness Week. All voting "Aye". MOTION PASSED**

31552 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 \$351,187.50 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31553 APPROVE COMMISSIONERS COURT MINUTES OF MAY 17, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of May 17, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31554 RATIFY THE COUNTY JUDGE'S EXECUTION OF A LETTER AMENDMENT TO THE SCOPE OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND KLOTZ & ASSOCIATES FOR A STUDY OF THE DRAINAGE BASIN THAT FEEDS INTO NORTHPOINT SUBDIVISION. AMEND THE BUDGET ACCORDINGLY

Klotz & Associates completed a drainage study in February 2016 which recommends improvements to drainage channels in the interior of Northpoint Subdivision. This action will provide for design of the drainage system enhancements. Amount Required \$98,500; Increase 020-710-00.5448_008 Contract Services Consultant - \$98,500; Decrease 020-710-00.5351 Road Material and Supplies - (\$98,500). **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to ratify the County Judge's execution of a letter amendment to the scope of a Professional Services Agreement between Hays County and Klotz & Associates for a study of the drainage basin that feeds into Northpoint Subdivision. Amend the budget accordingly. All voting "Aye". MOTION PASSED**

**31555 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Permit # 978 for Windy Hill Rd to DNT Construction and Permit # 979 for Paul's Valley Rd to PEC. All voting "Aye". MOTION PASSED

31556 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH KLOTZ ASSOCIATES, INC. FOR THE FM 1626 SOUTH PROJECT AS PART OF THE PASS-THROUGH FINANCE PROGRAM IN HAYS COUNTY, INCREASING THE COMPENSATION CAP BY \$133,572.00 FROM \$3,316,428.00 TO \$3,450,000.00

The additional authorized money will allow for the execution of a supplemental #4 to Work Authorization #6 for FM 1626 South project for revisions to the project design and construction drawings to accommodate the reduction in ROW along the CENTEX property adjacent to FM1626, remove the acceleration/deceleration lanes for the CENTEX driveways, and design turn lanes on FM 1626 at the intersection of Robert S. Light Blvd. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Supplemental Agreement No. 3 to the Professional Services Agreement with Klotz Associates, Inc. for the FM 1626 South project as part of the Pass-Through Finance Program in Hays County, increasing the Compensation Cap by \$133,572.00 from \$3,316,428.00 to \$3,450,000.00. All voting "Aye". MOTION PASSED

31557 AMEND THE OFFICE OF THE GOVERNOR, CJD VETERAN'S COURT GRANT PROGRAM OPERATING BUDGET FOR APPROVED OUT OF STATE TRAVEL AND OTHER OPERATING EXPENSES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend the Office of the Governor, CJD Veteran's Court Grant program operating budget for approved out of state travel and other operating expenses. All voting "Aye". MOTION PASSED

31558 RATIFY THE EXECUTION OF A NOTICE OF INTENT FOR A TPDES GENERAL PERMIT UNDER THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY STORMWATER PROGRAM

Staff has received all necessary approvals for moving forward with construction of improvements to the Gay Ruby Dahlstrom Nature Preserve at Dahlstrom Ranch. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify the execution of a Notice of Intent for a TPDES General Permit under the Texas Commission on Environmental Quality Stormwater Program. All voting "Aye". MOTION PASSED

31559 AUTHORIZE THE COUNTY JUDGE TO SIGN AN AGREEMENT WITH ARC DOCUMENT SOLUTIONS FOR OFF-SITE SCANNING SERVICES FOR THE DEVELOPMENT SERVICES DIVISION'S PERMIT RECORDS

The Development Services Division has been working diligently in coordination with the Records Management Officer to digitize the Division's permit records. Off-site scanning of the 13,000+ permit files is a more cost effective and efficient solution than scanning the files by staff during business hours. While not the lowest bid, ARC Document Solutions was chosen due to their thorough inventory/manifest system as well as their low records request costs. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to sign an agreement with ARC Document Solutions for off-site scanning services for the Development Services Division's permit records. All voting "Aye". MOTION PASSED

31560 RESCIND ACTION OF THE COMMISSIONERS COURT ON OR ABOUT SEPTEMBER 3, 2013. RESOLUTION #28277, AUTHORIZING THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) REGARDING THE DEDICATION OF ROADWAYS AND RIGHT OF WAY IN THE DEERFIELD ESTATES II SUBDIVISION

General Counsel Mark Kennedy spoke. The County's plan to receive dedication of the roadway(s) within the Deerfield Estates II Subdivision became impracticable when, during due diligence, the County discovered that 3 gas pipelines crossed the road and Right of Way. 2 of those companies had agreements with the original developer of the subdivision, and those agreements burdened the roadway(s) by establishing certain unpermitted activities. Those activities would prevent the County from adequately maintaining the roadway(s), making dedication and maintenance of the roadway(s) impracticable. A motion was made by Commissioner



Jones, seconded by Commissioner Whisenant to rescind action of the Commissioners Court on or about September 3, 2013. Resolution #28277, authorizing the County Judge to execute a Memorandum of Understanding (MOU) regarding the dedication of roadways and right of way in the Deerfield Estates II Subdivision. All voting "Aye". MOTION PASSED

31561 AUTHORIZE THE USE OF COUNTY WIDE CONTINGENCIES FOR EXPENSES RELATED TO THE FISCHER STORE ROAD BRIDGE RIBBON CUTTING CEREMONY

On February 26, 2016 county, local and state officials held a ribbon cutting ceremony to celebrate the opening of the Fischer Store Road Bridge. The ceremony was a time of reflection to honor a city that had endured hardship, but continued to work together to restore the City of Wimberley. The County coordinated with Diverse Planning and Development (DPD) for all phases of planning the event. DPD also donated 29 labor hours for mug illustration and video production. Amount required \$5,582.10; line item number 001-645-00.5399. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the use of County Wide contingencies for expenses related to the Fischer Store Road Bridge Ribbon Cutting Ceremony. All voting "Aye". MOTION PASSED**

31562 RATIFY THE COUNTY JUDGE'S EXECUTION OF A POSSESSION AND USE AGREEMENT BETWEEN HAYS COUNTY AND GIBERSON PROPERTIES, INC., RELATED THE HAYS COUNTY'S POSSESSION AND USE OF RIGHT OF WAY ASSOCIATED WITH THE FM1626 PROJECT

Since the Possession and Use Agreement form that was approved by Commissioners Court was modified for these particular parcels (19 and 20), Counsel recommends that the modified version of the PUA be approved by Commissioners Court. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify the County Judge's execution of a Possession and Use Agreement between Hays County and Giberson Properties, Inc., related the Hays County's possession and use of Right of Way associated with the FM1626 project. All voting "Aye". MOTION PASSED**

31563 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE BOND FOR A 2-YEAR PERIOD FOR SHADOW CREEK SUBDIVISION, PH. 4, SEC. 1B

Transportation Director, Jerry Borcharding spoke. Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept road construction and drainage improvements and acceptance of the maintenance bond for a 2-year period for Shadow Creek subdivision, Ph. 4, Sec. 1B. All voting "Aye". MOTION PASSED**

31564 CALL FOR A PUBLIC HEARING ON JUNE, 7TH, 2016 TO ESTABLISH A SCHOOL ZONE SPEED LIMIT ON HAYS COUNTRY ACRES ROAD

This action will be to establish a school zone speed limit of 15 MPH on Hays Country Acres Road for the Holy Spirit Episcopal Church and School. Commissioner Whisenant has confirmed the location and concurs with installing signage, flasher lights, and with the proper flash time periods. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on June, 7th, 2016 to establish a school zone speed limit on Hays Country Acres Road. All voting "Aye". MOTION PASSED**

31565 APPOINT LON SHELL, HAYS COUNTY JUDGE COBB'S CHIEF OF STAFF, TO SERVE AS A REPRESENTATIVE ON THE SAN MARCOS / HAYS COUNTY EMS BOARD OF DIRECTORS TO REPLACE MARK CHAMBERS

Lon Shell has agreed to serve on the San Marcos / Hays County EMS Board of Directors, effective May 24, 2016, to take the place of Mark Chambers who has retired. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to appoint Lon Shell, Hays County Judge Cobb's Chief of Staff, to serve as a representative on the San Marcos / Hays County EMS Board of Directors to replace Mark Chambers. All voting "Aye". MOTION PASSED**



31566 APPROVE THE APPOINTMENT OF CLINT BROWNING AS HAYS COUNTY FIRE MARSHAL

Kharley Smith, Emergency Management Coordinator spoke. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the appointment of Clint Browning as Hays County Fire Marshal. All voting "Aye". MOTION PASSED

31567 APPROVE THE CONVERSION OF EXISTING SPACE WITHIN THE COUNTY CLERK'S OFFICE TO A CONFERENCE ROOM, FURNISH THE NEW SPACE, PURCHASE A COMPUTER AND RELATED EQUIPMENT FOR A NEW HIRE, AND AMEND THE BUDGET ACCORDINGLY

The County Clerk would like to enclose a file viewing room and make it a conference room. The conference room would provide a space for departmental meetings and meetings with citizens. The area could be converted into a conference room and furnished (chairs and monitor) for approximately \$4,499. An existing table will be used. Equipment is also needed for a new hire budgeted for FY 2016. A computer/scanner/UPS/Adobe Pro for this position would require an additional \$3,590. Savings within the Records Management and Archive Fund have been identified to fund this request. Amount required \$ 8,089.00; Chairs/Monitor - Increase Office Supplies .5211 - \$1,499; Enclose File Room - Increase Misc Improvements .5741 - \$3,000; UPS/Monitor - Increase Data Supplies .5202 - \$500; Adobe Pro - Increase Software Maintenance .5429 - \$390; Computer/Scanner – Increase Computer Eqpt_Op .5712_400 - \$2,700; Decrease Contract Services - \$8,089. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve the conversion of existing space within the County Clerk's Office to a conference room, furnish the new space, purchase a computer and related equipment for a new hire, and amend the budget accordingly. All voting "Aye". MOTION PASSED

31568 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RENEWAL SERVICE SUBSCRIPTION AGREEMENT BETWEEN HAYS COUNTY AND BUDGET INFOGRAPHICS, INC.

Larry Peterson with Budget Infographics, Inc. has, once again, agreed to reduce the cost of the subscription from \$12,000 to \$6,000 for this year. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a renewal Service Subscription Agreement between Hays County and Budget Infographics, Inc. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, and Commissioner Whisenant all voting yes. Judge Cobb voting no. MOTION PASSED

Clerk's Note: Court took a break at 10:01 a.m., and returned into open court at 10:15 a.m.

10:00 A.M. -- CONTINUE A PUBLIC HEARING, PURSUANT TO §775.016 OF THE TEXAS HEALTH AND SAFETY CODE, RELATED TO A PETITION PROPOSING THE CREATION OF HAYS COUNTY EMERGENCY SERVICES DISTRICT #9. POSSIBLE ACTION MAY FOLLOW THE HEARING, INCLUDING CONDITIONAL RESOLUTION(S) OF COURT TO FIND THAT 1) CREATION OF THE DISTRICT IS FEASIBLE OR NOT FEASIBLE AND 2) 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 GRANT THE PETITION, FIX THE DISTRICT'S BOUNDARIES, ORDER AN ELECTION TO CONFIRM THE DISTRICT'S CREATION, AND IMPOSE ADDITIONAL CONDITIONS, IF ANY

Judge Cobb opened public hearing. Monte Akers – Hays County ESD #7 spoke. Judge Cobb closed public hearing.

31569 ACTION RELATED TO THE PROPOSED JAIL, 911 CENTER, AND LAW ENFORCEMENT CENTER IMPROVEMENTS, INCLUDING BUT NOT LIMITED TO 1) SELECTION OF CONSTRUCTION MANAGER AT RISK FOR ONE OR MORE OF THE PROJECT(S), 2) AUTHORIZING THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT BETWEEN HAYS COUNTY AND THE SELECTED CONSTRUCTION MANAGER AT RISK, AND 3) DISCUSSING NEXT STEPS IN THE PROCESS LAID OUT BY PROGRAM MANAGER AND STAFF

Julia New, ECN International spoke. RFQ responses for CM at Risk will be considered by committee members prior to Commissioners Court. A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the County Judge to approve the recommendation of the current construction as recommended by the Committee and authorize the County Judge to execute with General Counsel's Review. All voting "Aye". MOTION PASSED



EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE POSITION OF HAYS COUNTY ELECTIONS ADMINISTRATOR

Court convened into Executive session at 11:02 a.m. and reconvened into open court at 11:33 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Elections Administrator, Joyce Cowan 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 11:33 a.m. and reconvened into open court at 11:40 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. 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 PROJECT TEXAS

Court convened into Executive session at 11:41 a.m. and reconvened into open court at 11:50 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. No Action Taken.

31570 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

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute an unimproved property contract between Hays County and Roy Brothers, As presented in Executive Session, for the sale of approximately 0.471 acres of raw land near the intersection of FM 2001 and Windy Hill Road, in Precinct 2; and to authorize General Counsel to execute any and all documents incidental to closing this transaction. 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

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 313 and peak was 325 on May 19th for the week of May 15 to May 21, 2016. The maximum female capacity is 76 inmates. Last week's average was 61 and peak was 66 on 5/21/2016. The maximum male capacity is 256 inmates. Last week's average was 253 and peak was 263 on 5/19/2016. Inmate at Guadalupe County: 58; Inmate at Bastrop County: 0; Inmate at Caldwell County: 32; Inmate at Walker County: 1.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index: 59. Burn Ban will remain in effect.

County Clerk's Note Agenda Item #28RE: 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 12:07 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 May 24, 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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 31ST DAY OF MAY 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:

Reverend Virgie White at Rolling Oaks Christian Church San Antonio and First Christian Church San Marcos 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.

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller of Human Resources introduced those who are eligible to receive Service Awards. 1 Year – HR – Lori Wiggins, DA – Trey Thompson, Sheriff – David Austin and Dillan Anderson, Constable Pct. 5 – Jerry Talley, Juvenile Center – Treverious Arnsworth, Transportation – Bobby Waltman and Jessie Lopez, Recycling & Parks – John Menchaca. 5 – Years – Sheriff – Dawn Brace, Scott Whetstone, Justin Drake and Charles Conditt, Veterans Services – Jude Prather. 10 Years – Juvenile Center – Joann Watts, Juvenile Probation – Brian Hobbs, Sheriff – Eric Batch and Steven Lucio. 15 Years – Sheriff – Erica Carpenter.

PRESENTATION BY REPRESENTATIVES OF CENTRAL TEXAS MEDICAL CENTER AND LIVE OAK HEALTH PARTNERS TO PROVIDE AN UPDATE ON THE OPERATIONS OF THE COMMUNITY HEALTH CLINIC

Regina Henderson, Director – Community Clinic, Live Oak Health Partners and Lenore DePagter, DO, MBA, Physician Practice Administrator gave a brief powerpoint presentation on the 2015 achievements for Live Oak Health Partners Community Clinic. A partnership that was founded through the efforts of CTMC, Central Texas HealthCare Collaborative and Live Oak Health Partners Primary and Specialty Clinics. In 2015 4,093 claims were filed; 207 individual lives served; \$917,345.84 paid for medical services; \$373,279.76 paid in pharmacy expenses; \$1,290,625.60 total spent. Live Oak Health partners Community Clinic in 2015 was awarded with the St. David's Foundation Grant, CTMC Foundation Emergency Healthcare Grant, and 1115 Waiver Grant. Live Oak Health Partners-Community Clinic continues to be a great value to the community of San Marcos and impacts many lives that are served by the clinic.

31571 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of county payments in the amount of \$351,187.50 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31572 APPROVE COMMISSIONERS COURT MINUTES OF MAY 24, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of May 24, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31573 AUTHORZE COMMERCIAL OSSF PERMIT AT 201 S CANYONWOOD DRIVE, DRIPPING SPRINGS, TX 78620

Ahuja Bhupen is proposing an OSSF to serve 2 existing buildings for a daycare facility. This design is for a combined maximum of 100 children and staff members. This property is Lot 2A in the Oak Hollow Subdivision. These buildings will be served by a public water supply. The system designer, Stan Burrier, P.E., has designed a treatment system, which consists of a pretreatment tank, and a flow equalization tank, which will dose to an aerobic treatment unit. After treatment, the effluent will be dispersed to a drip irrigation field. The system is designed for a daily usage rate of 1200 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 201 S. Canyonwood Drive, Dripping Springs, TX 78620. All voting "Aye". MOTION PASSED**



31574 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT WITH KENNEDY ABOVE/UNDER GROUND, LLC FOR WORK PERFORMED AT THE GAY RUBY DAHLSTROM NATURE PRESERVE

Contractor will perform services related to trail building and public access at Gay Ruby Dahlstrom Nature Preserve. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a Professional Service Agreement with Kennedy Above/Under Ground, LLC for work performed at the Gay Ruby Dahlstrom Nature Preserve. All voting "Aye". MOTION PASSED

31575 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT NUMBER ONE (1) TO THE FY16 PUBLIC HEALTH EMERGENCY PREPAREDNESS (PHEP) ONE-TIME DISCRETIONARY UNIQUE CONTRACT WITH THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS)

The Amendment will amend certain contractual language. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute Amendment number one (1) to the FY16 Public Health Emergency Preparedness (PHEP) one-time discretionary unique contract with the Department of State Health Services (DSHS). All voting "Aye". MOTION PASSED

31576 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT 3 TO THE GRANT PROJECT AGREEMENT WITH THE TEXAS PARKS AND WILDLIFE DEPARTMENT (TPWD) TO EXTEND THE COMPLETION DATE FOR THE DAHLSTROM RANCH TRAIL PROJECT TO JUNE 30, 2017

On January 25, 2011 the Commissioners Court accepted a grant award from the Texas Parks and Wildlife Department, Texas Recreational Trails Fund for \$100,000 for development of the Dahlstrom Ranch Public Access Area (trail Construction and associated amenities). The original Project Agreement was set to expire on August 31, 2014 and Amendment 1 approved by Commissioners Court on April 1, 2014 extended the Agreement termination date to July 15, 2015. Amendment 2 was approved by the Commissioners Court on June 2, 2015 extended the project completion date to July 15, 2016. Due to unforeseen delays, TPWD was contacted once again to request an extension of the grant term. The current proposed Amendment will extend the Project Agreement termination date to June 30, 2017. All other terms and conditions of the original Agreement remain the same. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute Amendment 3 to the Grant Project Agreement with the Texas Parks and Wildlife Department (TPWD) to extend the completion date for the Dahlstrom Ranch Trail Project to June 30, 2017. All voting "Aye". MOTION PASSED

31577 APPROVE OUT OF STATE TRAVEL FOR DETECTIVE RYAN HAYDEN IN PLACE OF MARK OPIELA TO ATTEND THE INTERNATIONAL HOMICIDE INVESTIGATORS ASSOCIATION CONFERENCE IN NEW ORLEANS, LOUISIANA

Out of state travel is needed to send Detective Ryan Hayden in place of Mark Opiela to the 2016 International Homicide Investigators Association Conference in New Orleans, LA on July 31-August 5, 2016. Due to unforeseen circumstances Detective Opiela is not able to attend but the Sheriff's Office would like to send Detective Hayden in his place. This conference will provide detective Hayden a broader knowledge on the below topics. Officer involved use of force investigations, violent crime strategies, Death investigations, International topics, cold case investigations and Terrorism. The Conference will also provide them with presentations for the violence reduction network and violent criminal apprehension program so that they can better prepare for future events in Hays County. The materials brought back will be implemented immediately to case investigations and day to day activities of the Major Crimes unit. Registration, travel expenses and per diem will be paid for out of the Sheriff's Office Continuing Ed General Ledger. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve out of state travel for Detective Ryan Hayden in place of Mark Opiela to attend the International Homicide Investigators Association Conference in New Orleans, Louisiana. All voting "Aye". MOTION PASSED

31578 APPROVE THE CANCELLATION OF THE HAYS COUNTY COMMISSIONERS COURT ON JULY 5, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the cancellation of the Hays County Commissioners Court on July 5, 2016. All voting "Aye". MOTION PASSED

**31579 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Utility Permit #980 on Centerpoint Road issued to PEC as submitted by the Transportation Department. All voting "Aye". MOTION PASSED

31580 APPROVE THE PURCHASE OF A REPLACEMENT TOUCH SCREEN MONITOR FOR THE COMMUNICATIONS DIVISION WHERE A PURCHASE ORDER WAS NOT OBTAINED

A replacement touch screen monitor was ordered from LCRA on May 19th for the Communications Center where a purchase order was not obtained. A purchase order was not obtained due to the emergency need of a replacement radio monitor that caused the Communications Center to be down a radio during heavy rain storms. No additional funds are needed; funds have been identified in the Sheriff's Office Operating Budget. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the purchase of a replacement touch screen monitor for the Communications Division where a Purchase Order was not obtained. All voting "Aye". MOTION PASSED

31581 APPROVE SPECIFICATIONS FOR RFP 2016-P11 LOW WATER CROSSING WARNING SYSTEM AND DETENTION BASIN MONITORING NETWORK AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR PROPOSAL AND ADVERTISE

This project will be funded possible with a mixture of TWDB grant funds, Hazard Mitigation (FEMA) grant funds, CBDG, and County funds. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve specifications for RFP 216-P11 Low Water Crossing Warning System and Detention Basin Monitoring Network and authorize Purchasing Manager to solicit for Proposal and Advertise. All voting "Aye". MOTION PASSED

31582 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FY16 LOCAL SOLICITATION FOR BULLETPROOF VESTS FOR LAW ENFORCEMENT PERSONNEL IN THE AMOUNT OF \$11,215.00

Hays County is eligible to receive funding in the amount of \$11,215 from the 2016 Texas Local JAG allocation grant solicitation. These funds in the past were shared between the City of San Marcos and Hays County as determined by the funding formula. This year Hays County will receive a separate funding allocation and this will be used to purchase 14 bulletproof vests in the amount of \$11,515.00 for Law Enforcement Officers and additional \$300 of local county funds are necessary to complete the purchase. The application is due by June 30, 2016 and is submitted electronically. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to submit a Grant Application to the U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 16 local solicitation for Bulletproof Vests for Law Enforcement Personnel in the amount of \$11,215. All voting "Aye". MOTION PASSED

31583 ACCEPT THE 2015 HAYS COUNTY ESD #3 AUDIT REPORT

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept the 2015 Hays County ESD #3 Audit Report. All voting "Aye". MOTION PASSED

31584 AUTHORIZE THE OFFICE OF EMERGENCY SERVICES TO PURCHASE A DJI THERMAL CAMERA WITH ACCESSORIES AND AMEND THE BUDGET ACCORDINGLY

On May 10, 2016 the court authorized the OES Department to execute a bailment agreement with the Wimberley Fire ESD 4 and research options for flight equipment to be maintained by the City and used for emergency situations. The OES Director has a team of personnel that researched options and has determined that the Maxsur DJI Inspire 1 is the best product at a most cost effective price point. This equipment has a high resolution look down capability with the flight battery accessory as well as an HD 4K camera accessory for still shots and recorded video. This equipment will be beneficial during search and rescue/recovery as well as disasters such as fire/flooding events. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Office of Emergency Services to purchase a DJI Thermal Camera with accessories and amend the budget accordingly. All voting "Aye". MOTION PASSED



31585 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 – Printing - \$354; Increase – Misc. Eqpt. - \$108; Increase – Contributions - \$462. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept various donations for the Kyle Depot Project and amend the budget accordingly. All voting “Aye”. MOTION PASSED

31586 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND HAYS COMBINED AUTO THEFT TASK FORCE

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute an Interlocal Agreement between Travis County and Hays Combined Auto Theft Task Force. All voting “Aye”. MOTION PASSED

31587 APPROVE AN EXTENSION OF THE MAINTENANCE BOND FOR AN ADDITIONAL 2-YEAR PERIOD FOR TRANSPORTATION WAY OFF OF POSEY RD., REPLACING THE CURRENT MAINTENANCE BOND EXPIRING JUNE 3, 2016, TO ACCOMMODATE FUTURE WIDENING AND EXTENDING OF THE ROADWAY TO A NEW DEVELOPMENT

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve an extension of the Maintenance Bond for an additional 2-year period for Transportation Way off of Posey Rd., replacing the current Maintenance Bond expiring June 3, 2016, to accommodate future widening and extending of the roadway to a new development. All voting “Aye”. MOTION PASSED

31588 SUB-110 STUDIO ESTATES SECTION 2B (95 LOTS) ACCEPT FISCAL SURETY FOR STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$25,000 (CHECK #7373): APPROVE FINAL PLAT

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept Fiscal Surety for street and drainage improvements in the amount of \$25,000 (check #7373): approve final plat for SUB-110 Studio Estates Section 2B (95 Lots). All voting “Aye”. MOTION PASSED

31589 AUTHORIZE THE SHERIFF’S OFFICE TO HIRE ONE NEW DEPUTY SRO POSITION FOR THE HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT (HCISD) EFFECTIVE AUGUST 1ST USING SALARY SAVINGS FOR THE 25% COST SHARE; AND TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE A 2ND LETTER AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT BETWEEN HAYS COUNTY AND HCISD

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Sheriff’s Office to hire one new Deputy SRO position for the Hays Consolidated Independent School District (HCISD) effective August 1st using Salary Savings for the 25% cost share; and to authorize the County Judge to execute a 2nd Letter Amendment to the Interlocal Cooperation Agreement between Hays County and HCISD. All voting “Aye”. MOTION PASSED

31590 APPROVE AN ORDER BY THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS, AUTHORIZING THE ISSUANCE OF “HAYS COUNTY, TEXAS PASS-THROUGH TOLL REVENUE AND LIMITED TAX BONDS;” LEVYING AN ANNUAL AD VALOREM TAX, WITHIN LIMITATIONS PRESCRIBED BY LAW, FOR THE PAYMENT OF THE BONDS AND FURTHER SECURING SAID BONDS BY A LIEN ON AND PLEDGE OF CERTAIN PLEDGED REVENUES; PRESCRIBING THE FORM, TERMS, CONDITIONS, AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, AND DELIVERY OF THE BONDS; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE CONTRACT; DELEGATING THE AUTHORITY TO CERTAIN MEMBERS OF THE COMMISSIONERS COURT AND COUNTY STAFF TO EXECUTE CERTAIN DOCUMENTS RELATING TO THE SALE OF THE BONDS



A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve an Order by the Commissioners Court of Hays County, Texas, authorizing the issuance of "Hays County, Texas Pass-Through Toll Revenue and Limited Tax Bonds;" Levying an annual ad valorem tax, within limitations prescribed by law, for the payment of the Bonds and further securing said bonds by a Lien on and pledge of certain pledged revenues; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the bonds; authorizing the execution of a paying agent/Registrar Agreement and a Purchase Contract; delegating the authority to certain members of the Commissioner Court and County Staff to execute certain documents relating to the sale of the Bonds. All voting "Aye". MOTION PASSED

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 FM 110 IN PCT. 1 - was pulled

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'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 291 and peak was 326 on May 23rd for the week of May 22 to May 28, 2016. The maximum female capacity is 76 inmates. Last week's average was 62 and peak was 65 on 5/25/2016. The maximum male capacity is 256 inmates. Last week's average was 229 and peak was 264 on 5/23/2016. Inmate at Guadalupe County: 93 Inmate at Caldwell County: 31 Inmate at Bastrop County: 0 Inmate at Walker County: 1

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index: 21. The Burn Ban will remain lifted.

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 - was pulled

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 9:50 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 MAY 31, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 7TH DAY OF JUNE 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. 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

Kate Shaw – San Marcos resident made a public comment on more low-cost spay and neuter services for pets.

31591 ADOPT A PROCLAMATION DECLARING JUNE 2016 AS JUNETEENTH MONTH IN HAYS COUNTY

Rose Brooks, Ollie Giles, Loraine Bureson, and Constable Pct. 1 David Peterson spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to adopt a Proclamation declaring June 2016 as Juneteenth Month in Hays County. All voting "Aye". MOTION PASSED

31592 ADOPT A PROCLAMATION DECLARING JUNE 15, 2016 AS ELDER ABUSE AWARENESS DAY IN HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a proclamation declaring June 15, 2016 as Elder Abuse Awareness Day in Hays County. All voting "Aye". MOTION PASSED

31593 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 \$1,000,569.27 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31594 APPROVE COMMISSIONERS COURT MINUTES OF MAY 31, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of May 31, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31595 ACCEPT VARIOUS DONATIONS FOR THE KYLE DEPOT PROJECT AND AMEND THE BUDGET ACCORDINGLY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept various donations for the Kyle Depot Project and amend the budget accordingly. All voting "Aye". MOTION PASSED

31596 AUTHORIZE THE COUNTY JUDGE TO ACCEPT A GRANT AWARD FROM THE TEXAS VETERANS COMMISSION IN THE AMOUNT OF \$15,000.00 AND AMEND THE BUDGET ACCORDINGLY

On November 17, 2015 the Commissioners Court approved submission of a grant application to the Texas Veterans Commission. The funds will be used to pay court fees associated with the expunction of the veteran defendants' criminal records upon successful completion of the Veteran's treatment court. The term of the grant is July 1, 2016 to June 30, 2017. Attached is the award and the notice of grant award will be mailed to the agency directly to execute contract. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to accept a grant award from the Texas Veterans Commission in the amount of \$15,000.00 and amend the budget accordingly. All voting "Aye". MOTION PASSED

**31597 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Utility Permit #981 on Sawyer Ranch Road issued to Texas Gas Service as submitted by the Transportation Department. All voting "Aye". MOTION PASSED

Clerk's Note Agenda Item #8 RE: APPROVE AWARD OF IFB 2016-B04 A/C & HEATING COUNTYWIDE TO COMFORT BOYS AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE CONTRACT – **was pulled**

31598 APPROVE SPECIFICATIONS FOR IFB 2016-B06 REGULATORY WARNING & OTHER ROAD SIGNS AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve specifications for IFB 2016-B06 Regulatory Warning & Other Road Signs and authorize Purchasing Manager to solicit for bid and advertise. All voting "Aye". MOTION PASSED

31599 APPROVE A TRANSFER REQUEST OF TWO VEHICLES FROM THE SHERIFF'S OFFICE FLEET TO THE DISTRICT ATTORNEY'S OFFICE

The following vehicles are being requested for transfer from the Sheriff's Office Fleet to the District Attorney's Office. Equipment Transfer 2007 Dodge Charger - Fixed Asset #: 16112 2007 Dodge Charger - Fixed Asset #: 15614. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve a transfer request of two vehicles from the Sheriff's Office Fleet to the District Attorney's Office. All voting "Aye". MOTION PASSED

31600 AUTHORIZE COMMERCIAL OSSF PERMIT AT 131 COACHMAN DRIVE, SAN MARCOS, TEXAS, 78666

Kutsher Holdings is proposing an OSSF to serve a new veterinarian clinic at 131 Coachman Drive. This design will accommodate up to 60 animals and 8 employees. This property is Lot 1B of the Resubdivision of Lot 1 of the Coachman Subdivision. The building will be served by a public water supply. The system designer, Andy Grubbs, R.S., has designed a treatment system, which consists of a pretreatment tank, a flow equalization tank, an aerobic treatment unit, and a pump tank. After treatment, the effluent will be dispersed to a drip irrigation field. The system is designed for a daily usage rate of 600 gallons. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 131 Coachman Drive, San Marcos, Texas, 78666. All voting "Aye". MOTION PASSED

31601 AUTHORIZE COMMERCIAL OSSF PERMIT AT 211 DARDEN HILL, DRIFTWOOD, TEXAS, 78619

RMRB Properties is proposing an OSSF to serve two office/warehouse buildings. This design will accommodate up to 12 employees and 8 visitors daily. This property is a 10.02 acre tract of land and will be served by a private well. The system designer, Hugo Elizondo, P.E., has designed a treatment system, which consists of a pump tank, a flow equalization tank, and an aerobic treatment unit. After treatment, the effluent will be dispersed to a drip irrigation field. The system is designed for a daily usage rate of 280 gallons. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 211 Darden Hill, Driftwood, Texas, 78619. All voting "Aye". MOTION PASSED

31602 APPROVE BID AWARD FOR IFB TO TOTAL DEMOLITION/A-1 DEMOLITION, AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR AND OFFICE OF GENERAL COUNSEL TO NEGOTIATE A CONTRACT AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE CONTRACT AND AMEND THE BUDGET ACCORDINGLY

Work will be performed at County owned properties located off of Civic Center loop and Clovis Barker in Precinct 1. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve bid award for IFB to Total Demolition/A-1 Demolition, authorize the Development and Community Services Director and Office of General Counsel to negotiate a contract and authorize the County Judge to execute the contract and amend the budget accordingly. All voting "Aye". MOTION PASSED



31603 AUTHORIZE THE COUNTY JUDGE TO SIGN A GRANT ADJUSTMENT NOTICE (GAN) FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, 2014 HOMELAND SECURITY GRANT PROGRAM (HSGP) TO ADJUST THE BUDGET AND CLOSE OUT THE GRANT

The grant adjustment notice is to reduce the final grant amount from \$23,396.78 to \$23,316.63 and to close the project effective May 31, 2016. All necessary items have been purchased. The grant funds support the Hays County Community Emergency Response Teams (CERT) as well as regional CERT needs. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to sign a Grant Adjustment Notice (GAN) from the Texas Department of Public Safety, 2014 Homeland Security Grant Program (HSGP) to adjust the budget and close out the grant. All voting "Aye". MOTION PASSED**

31604 ACCEPT BOND NO.76122809 FOR STREET AND DRAINAGE IMPROVEMENTS FOR BELTERRA SUBDIVISION SECTION 15 IN THE AMOUNT OF \$529,175.62

The final plat for the Belterra Subdivision Section 15 has been reviewed under the Interlocal Cooperation Agreement with the City of Dripping Springs and has been approved by County staff. While the plat has been approved administratively, formal acceptance of fiscal surety is required by Commissioners Court action. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept Bond No.76122809 for street and drainage improvements for Belterra Subdivision Section 15 in the amount of \$529,175.62. All voting "Aye". MOTION PASSED**

31605 NAME A PRIVATE ROAD LOCATED AT 1240 ELDER HILL ROAD AS BRONCO LANE

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to name a private road located at 1240 Elder Hill Road as Bronco Lane. All voting "Aye". **MOTION PASSED**

HOLD A PUBLIC HEARING RELATED TO THE IMPROVEMENTS OF ROADWAYS WITHIN THE RIVER MOUNTAIN RANCH SUBDIVISION (SECTIONS 1-7) AND THE HERMOSA PALOMA SUBDIVISION, WHICH HAS BEEN INCORPORATED INTO THE RIVER MOUNTAIN RANCH SUBDIVISION, IN PRECINCTS 3 AND 4 OF HAYS COUNTY, PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE

Judge Cobb opened public hearing. Input was received from: James McNeal Kellar, William M. Brown, Estelle Murchison, Patricia Krov, Kirby Hicks, Bart Behrhorst, and Marvin Bottera. Judge Cobb closed public hearing. The HOA of River Mountain Ranch appointed a roads committee that has been working on the Chapter 253 proposal for some time. The subdivision(s) propose improvement and adoption of all or a portion of approximately 11 roads within the subdivision(s). The attached map reflects the affected area, under the proposal. The Director of Transportation will be providing an updated estimate of cost for the improvements needed to bring the roadways up to County road standards. This will be brought back at a later date.

Clerk's Note Court took a break at 10:59 a.m. and reconvened into open session at 11:13 a.m.

31606 CLARIFY AND ADOPT A PROCEDURE FOR ESTABLISHING A LIST OF APPROVED FIRMS TO PERFORM PROFESSIONAL SERVICES FOR HAYS COUNTY, ON A PER PROJECT BASIS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to adopt a procedure for establishing a list of approved firms to perform Professional Services for Hays County, on a per project basis. All voting "Aye". **MOTION PASSED**

31607 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD FOR FUNDING TO SUPPORT THE FLOOD MONITORING SYSTEM PROJECT

Hays County Commissioners Court recently approved a contract with Halff and Associates to draft the grant application to the Texas Water Development Board for Low Water Crossing Sensors and the infrastructure to support the system. This system will allow emergency services personnel to monitor weather events more closely through low water crossing sensors and detention basin gauges, provide data to the National Weather Service to provide more timely and accurate predictions, and overall improve the safety of the citizens and visitors of Hays County. This resolution demonstrates the support that Hays County Commissioners Court have for the implementation of this project. This will be a 50/50 matching grant. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Resolution and submit a grant application to the Texas Water Development Board for funding to support the Flood Monitoring System Project. All voting "Aye". MOTION PASSED**



Clerk's Note Agenda Item #20 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**

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 RENEW

Court convened into Executive Session at 11:34 A.M. and reconvened into open court at 11:37 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, Intern Kasey Bruce, Victor Garza from GSMP (Economic Development), and Diana Blank from the City of Kyle. No action taken.

31608 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING THE PROPOSED AGREEMENT BETWEEN HAYS COUNTY AND CONSTRUCTION MANAGER AT RISK RELATED TO THE PROPOSED JAIL, 911 CENTER, AND LAW ENFORCEMENT CENTER

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute an agreement between Hays County and Turner Construction Company, as modified by General Counsel and approved by Chief of Staff and Commissioner for Precinct 1. 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

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 260 and peak was 270 on June 2nd for the week of May 29 to June 4, 2016. The maximum female capacity is 76 inmates. Last week's average was 59 and peak was 68 on 6/4/2016. The maximum male capacity is 256 inmates. Last week's average was 201 and peak was 213 on 6/2/2016. Inmate at Guadalupe County: 117; Inmate at Bastrop County: 0; Inmate at Caldwell County: 29; Inmate at Walker County: 0

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Burn Ban will remain lifted.

County Clerk's Note Agenda Item #25 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 12:23 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 June 7, 2016.



Liz Q Gonzalez

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





JUNE 21, 2016

VOLUME V PG 871

STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 21ST DAY OF JUNE A.D., 2016, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MARK JONES	COMMISSIONER, PCT. 2
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
ROXANNE SANCHEZ	DEPUTY COUNTY CLERK

WITH COUNTY JUDGE, ALBERT H. COBB, JR., BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Pastor Merlin Starr, Chaplin at the Central Texas Medical Center gave the invocation and Commissioner Ingalsbe led the court in the Pledge of Allegiance to the United States and Texas flags. Commissioner Ingalsbe called the meeting to order.

31609 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$1,640,852.90 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

31610 APPROVE COMMISSIONERS COURT MINUTES OF JUNE 7, 2016

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of June 7, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

31611 AUTHORIZE MISCELLANEOUS IMPROVEMENTS AT THE TRANSFER STATIONS, WIMBERLEY RECYCLING AND SOLID WASTE CENTER OFFICE AND AMEND THE BUDGET ACCORDINGLY

The new office building at the Wimberley Transfer Station site needs electrical work due to PEC requirements. A new meter and riser is required to complete the utility connection. The modular office building will also be tied down to secure the facility in place. Savings within the Transfer Stations operating budget have been identified to fund this request. Amount required \$ 1,358; Increase Expense 001-716-00.5741 Misc. Capital Improvements; Decrease Expense 001-716-00.5551 Continuing Ed (\$434.00); Decrease Expense 001-716-00.5714_700 Heavy Eqpt (\$924.00). **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize miscellaneous improvements at the Transfer Stations, Wimberley Recycling and Solid Waste Center office and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31612 AUTHORIZE THE CONSTABLE PRECINCT 1 TO UTILIZE VEHICLE SAVINGS FOR GRAPHICS ON A TRANSFERRED 2008 DODGE CHARGER AND AMEND THE BUDGET ACCORDINGLY

The Constable Precinct 1 office has received a Dodge Charger from the Sheriff's Office that was approved via the Asset Transfer Form and Commissioner's Court on 4/5/2016. This vehicle is in need of graphics to identify as a Constable Pct. 1 vehicle. Savings within the operating budget have been identified to fund this request. Amount required \$650.00; Increase .5413; Decrease .5713_700. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Constable Precinct 1 to utilize vehicle savings for graphics on a transferred 2008 Dodge Charger and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31613 APPROVE A TRANSFER REQUEST OF ONE VEHICLE FROM THE SHERIFF'S OFFICE FLEET TO THE JUVENILE PROBATION OFFICE

The following vehicle is being requested for transfer from the Sheriff's Office Fleet to the Juvenile Probation Office. Equipment Transfer; 2007 Dodge Charger - Fixed Asset #: 15613. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve a transfer request of one vehicle from the Sheriff's Office Fleet to the Juvenile Probation Office. All present voting "Aye". MOTION PASSED**



31614 APPROVE SPECIFICATIONS FOR RFP 2016-P12 RESTORATION OF BUCK WINN MURALS AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR PROPOSAL AND ADVERTISE

Funds are being provided thru contributions, fund raisers, donations etc. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve specifications for RFP 2016-P12 Restoration of Buck Winn Murals and authorize Purchasing Manager to solicit for proposal and advertise. All present voting "Aye". MOTION PASSED**

31615 APPROVE OUT OF STATE TRAVEL FOR DETECTIVE MARK OPIELA TO ATTEND THE BASIC COMPUTER EVIDENCE RECOVERY COURSE IN HOOVER, ALABAMA

Out of state travel is needed to send Detective Mark Opiela to attend the Basic Computer Evidence Recovery Training in Hoover, Alabama on July 17-August 19, 2016. This course is a five week course designed to train Law Enforcement officers how to process a computer crime scene in a home or business environment. Detective Opiela will receive hands on training with computer hardware and forensic analysis tools and will also become familiar with techniques for search and seizures, evidence processing and handling and media imaging. Having Detective Opiela attend this training will also provide the Sheriff's Office with an additional person to investigate these types of crimes that occur in Hays County. All fees (registration, hotel and per diem) with the exception of fuel will be funded by the US Secret Service. Line item number 001-618-00.5551 Continuing Ed. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve out of state travel for Detective Mark Opiela to attend the Basic Computer Evidence Recovery Course in Hoover, Alabama. All present voting "Aye". MOTION PASSED**

31616 AUTHORIZE THE COUNTY JUDGE TO EXECUTE ASSIGNMENTS OF EASEMENTS AND SPECIAL WARRANTY DEEDS FROM HAYS COUNTY TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR RIGHT OF WAY ACQUIRED ALONG THE FM 1626 PROJECTS

General Counsel Mark Kennedy spoke. It has always been contemplated that Hays County would convey the rights it has acquired in new ROW to TXDOT, at the appropriate time. Since the time for conveyance on the Northern project has drawn near, staff recommends granting the County Judge authority to begin making these transfers. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute Assignments of Easements and Special Warranty Deeds from Hays County to the Texas Department of Transportation (TXDOT) for Right of Way acquired along the FM 1626 projects. All present voting "Aye". MOTION PASSED**

31617 AUTHORIZE PAYMENT FOR ELECTRICAL WORK PERFORMED AND FOLDING GUEST CHAIRS PURCHASED FOR THE HISTORICAL COMMISSION'S KYLE DEPOT PROJECT IN WHICH NO PURCHASE ORDER WAS ISSUED OR QUOTES OBTAINED AS PER THE COUNTY PURCHASING POLICY AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission had electrical work performed by Verde Electric (\$3,310.30) and purchased folding guest chairs (\$2,903.84) for the Kyle Depot Project prior to obtaining the required quotes and purchase orders. Project donations already received will cover these costs. Amount required \$6,215; Increase - General Supplies - \$2,904; Increase - Misc Improvements - \$3,311; Decrease - Contract Services - (\$6,215). **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize payment for electrical work performed and folding guest chairs purchased for the Historical Commission's Kyle Depot Project in which no purchase order was issued or quotes obtained as per the County Purchasing Policy and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31618 AMEND THE HISTORICAL COMMISSION BUDGET FOR TRAVEL EXPENSES RELATED TO THE PRESERVATION TEXAS WORKSHOP HELD IN LUBBOCK TEXAS

The Historical Commission director and four members attended the Preservation Texas workshop held in May and need additional funds to cover associated hotel and travel costs. Funds are available in the Historical Commission Publication Fund to cover this amendment. Amount required \$1,750; Increase - Cont Ed - \$1,750 Decrease - Contract Services - (\$1,750). **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the Historical Commission budget for travel expenses related to the Preservation Texas workshop held in Lubbock Texas. All present voting "Aye". MOTION PASSED**



31619 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. Amount required \$ 25.00; Increase - General Supplies - \$25; Increase - Contributions - \$25. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept various donations for the Kyle Depot Project and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

Agenda Item #12 RE: AUTHORIZE THE COUNTY JUDGE TO SIGN A CONTRACT WITH ARGYLE SECURITY FOR INSTALLATION OF SECURITY SYSTEM COMPONENTS IN THE TRANSPORTATION DEPARTMENT BUILDING ON YARRINGTON ROAD AND AMEND THE BUDGET ACCORDINGLY - was pulled

31620 RATIFY THE OFFICE OF EMERGENCY SERVICES PURCHASE OF A HIGH PROFILE VEHICLE FROM THE TEXAS FACILITIES COMMISSION FEDERAL SURPLUS PROGRAM AND AMEND THE BUDGET ACCORDINGLY

On May 10, 2016 the court authorized the OES department to execute a bailment agreement with the Wimberley Fire & ESD #4 and to research options for a High Profile Vehicle to be maintained by the Wimberley Fire & ESD #4 and used throughout the County for emergency situations. The OES Director has researched options and found a 5 Ton 6x6 Military Cargo Truck through the Federal Surplus Program. Funds were encumbered and the purchase order sent to the Texas Facilities Commission on 6/14 in order to hold the vehicle until court approval could be obtained. This equipment will be beneficial during search and rescue/recovery as well as natural disasters such as fire/flooding events. Amount required \$7,500.00. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify the Office of Emergency Services purchase of a High Profile Vehicle from the Texas Facilities Commission Federal Surplus Program and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31621 AUTHORIZE COMMERCIAL OSSF PERMIT AT 7400 MCGREGOR (LOWER SYSTEM), DRIPPING SPRINGS, TEXAS, 78737

Hill Country Casitas is proposing an OSSF to serve 5 short-term rental cabins and a pavilion. This OSSF will be the lower system on the property. This 13.00 acre tract of land is Lot 15B1 in the Hurlbut Ranch Subdivision. The lot will be served by a public well. The system designer, Danny Gonzales, R.S., has designed a treatment system which consists of a pretreatment tank, a flow equalization tank, an aerobic treatment unit, and a pump tank. After treatment, the effluent will be dispersed to a drip irrigation field with a maximum daily usage rate of 1000 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 7400 McGregor (lower system), Dripping Springs, Texas, 78737. All present voting "Aye". MOTION PASSED**

31622 AUTHORIZE COMMERCIAL OSSF PERMIT AT 7400 MCGREGOR (UPPER SYSTEM), DRIPPING SPRINGS, TEXAS, 78737

Hill Country Casitas is proposing an OSSF to serve 10 short-term rental cabins. This OSSF will be the upper system. This 13.00 acre tract of land is Lot 15B1 in the Hurlbut Ranch Subdivision. The lot will be served by a public well. The system designer, Danny Gonzales, R.S., has designed a treatment system which consists of a pretreatment tank, a flow equalization tank, an aerobic treatment unit, and a pump tank. After treatment, the effluent will be dispersed to a drip irrigation field with a maximum daily usage rate of 1000 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 7400 McGregor (upper system), Dripping Springs, Texas, 78737. All present voting "Aye". MOTION PASSED**

31623 AUTHORIZE THE LOCAL HEALTH DEPARTMENT TO PURCHASE A 12,000 BTU MINI SPLIT AC UNIT AND AMEND THE BUDGET ACCORDINGLY

The AC unit will be utilized to control the climate inside an existing storage shelter located at 2171 Yarrington Road. The requested amount will also cover the expense of electrical hookup to the shelter. Funds from the DSHS, CPS/OT- Unique grant will be utilized to make this purchase. Amount required \$3,200.00; Decrease Expense 120-675-99-095.5391 Miscellaneous (\$1600.00); Increase Expense 120-675-99-095.5719_400; Capital Equipment \$1600.00; Decrease Expense 120-675-99-095.5211; Office Supplies (\$1600.00); Increase Expense 120-675-99-095.5719_400; Capital Equipment \$1600.00. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Local Health Department to purchase a 12,000 BTU mini split AC unit and amend the budget accordingly. All present voting "Aye". MOTION PASSED**



31624 RATIFY PLUMBING REPAIRS NEEDED IN THE JAIL FACILITY BONDING AREA AND AMEND THE BUDGET ACCORDINGLY

Emergency repairs were needed to address a water leak in the lavatory drain in the Jail Bonding Area. These repairs needed to be completed in order to maintain a safe and clean environment. Funds were budgeted during the FY 2016 budget process in County Wide (\$250k) for miscellaneous capital improvements for the Jail as needed. To date a total of \$245,531 has been used for security panel upgrades, a replacement dishwasher (upgraded) and Kitchen Drain Line repairs, leaving an available balance of \$4,469 for this repair. Salary savings within the Jail Operating budget will fund the difference needed. Amount required \$7,243.00; Decrease Co Wide - 001-645-00.5399 - (\$4,469); Decrease Jail Salaries - 001-618-03.5021 - (\$2,774); Increase Jail Improvements - 001-618-03.5741 - \$7,243. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify plumbing repairs needed in the Jail Facility Bonding area and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

31625 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA/CONTRACT WITH DANNENBAUM ENGINEERING FOR A CORRIDOR STUDY AND PRELIMINARY DESIGN OF POSEY ROAD AND AMEND THE BUDGET ACCORDINGLY

General Counsel Mark Kennedy spoke. This project will recommend specific improvements to Posey Road between Hunter Road and IH35 and will investigate the need for an extension to Centerpoint Road and beyond to Hwy 123. Amount required \$547,353.68; Increase Contract Services Consultant 020-710-00.5448_008 - \$547,353.68; Decrease Salary Savings - (\$300,000); Decrease Road Material and Supplies 020-710-00.5351 - (\$247,353.68). **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to sign a PSA/Contract with Dannenbaum Engineering for a Corridor Study and preliminary design of Posey Road and amend the Budget Accordingly. All present voting "Aye". MOTION PASSED**

31626 APPROVE A RESOLUTION REGARDING A LOCAL PROJECT ADVANCE FUNDING AGREEMENT WITH TXDOT FOR THE RM 12 AND FM 3237 INTERSECTION IMPROVEMENTS

This resolution is necessary to secure an advance funding agreement with TxDOT so that the County may proceed in hiring an Engineer to begin on the design of the intersection improvements at RM 12 and FM 3237 at the behest of the City of Wimberley. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve a resolution regarding a Local Project Advance Funding Agreement with TxDOT for the RM 12 and FM 3237 Intersection Improvements. All present voting "Aye". MOTION PASSED**

31627 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE BOND FOR A 2-YEAR PERIOD FOR THE MEADOWS AT BUDA SUBDIVISION, SEC. 4B

Transportation Director Jerry Borcharding spoke and gave staff recommendation and acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. There was not a construction bond issued for this section. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept road construction and drainage improvements and acceptance of the maintenance bond for a 2-year period for The Meadows at Buda subdivision, Sec. 4B. All present voting "Aye". MOTION PASSED**

Agenda Item # 21 RE: DISCUSS AND POSSIBLE ACTION TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 2 TO THE PROFESSIONAL SERVICE AGREEMENT WITH K FRIESE & ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING SERVICES ON THE FM 150 PROJECT – was pulled

31628 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA/CONTRACT WITH LAN, INC. FOR A STUDY AND PRELIMINARY DESIGN OF IMPROVEMENTS TO THE HOG CREEK DRAINAGE BASIN. AMEND THE BUDGET ACCORDINGLY

This project will recommend specific improvements to the Hog Creek drainage basin with the goal of reducing the downstream flooding potential. Amount required \$52,740.00; Increase Contract Services Consultant 020-710-00.5448_008 - \$52,740; Decrease Road Material and Supplies 020-710-00.5351 - (\$52,740). **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to sign a PSA/Contract with LAN, Inc. for a study and preliminary design of improvements to the Hog Creek drainage basin. Amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**31629 SUB-526 BREAKWATER SUBDIVISION (21 LOTS) APPROVE FINAL PLAT**

Caitlyn Hairell, County Planner spoke. The proposed Breakwater Subdivision is a 21 lot subdivision located off of Rim Rock Trail in Precinct 4. This proposed subdivision spans across both Hays and Travis County. Only 2.575 acres, which will be 4 lots, will be within Hays County. The subdivision will be served by the West Travis County Public Utility Agency. Wastewater service will be provided by individual on-site sewage facilities. All the roads being constructed in Breakwater Subdivision will be solely within and maintained by Travis County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve SUB-526 Breakwater Subdivision (21 Lots). All present voting "Aye". MOTION PASSED**

31630 GRANT A VARIANCE FROM SECTION 10 C-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES AND GRANT A DEVELOPMENT AUTHORIZATION TO RONALD HUNKA, OWNER OF PORTIONS OF LOTS 19 & 20 IN THE BIG COUNTRY, SECTION 1 SUBDIVISION

Caitlyn Hairell, County Planner spoke. Mr. Hunka is the owner of portion of lots 19 & 20 in the Big Country Section 1 Subdivision in Precinct 4. The house and original septic system was built on the two portions of lots in 1978, 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. Hunka 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 Whisenant, seconded by Commissioner Conley to grant a variance from Section 10 C-1 of the Hays County Rules for On-Site Sewage Facilities and grant a development authorization to Ronald Hunka, owner of portions of lots 19 & 20 in the Big Country, Section 1 Subdivision. All present voting "Aye". MOTION PASSED**

31631 APPROVE THE APPOINTMENT OF DONNIE TORRES AS RESERVE DEPUTY CONSTABLE IN PRECINCT 3 TO FILL A VACANT RESERVE DEPUTY CONSTABLE POSITION

Constable Darrell Ayers spoke. This is a non-paid Reserve position. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant approve the appointment of Donnie Torres as Reserve Deputy Constable in Precinct 3 to fill a vacant Reserve Deputy Constable position. All present 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 PROPOSED FM110 IN PCT 1

Court convened into Executive Session at 9:34 a.m. and reconvened into open court at 10:20 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Transportation Director Jerry Borcharding, Tammy Crumley, Kaycee Bruce and David Baylor. No Action Taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING ONGOING OR PROSPECTIVE LITIGATION INVOLVING HAYS COUNTY

Court convened into Executive Session at 10:32 a.m. and reconvened into open court at 11:04 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Transportation Director Jerry Borcharding, Kaycee Bruce and David Baylor. No Action Taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN HAYS COUNTY AND THE HAYS COUNTY LAW ENFORCEMENT ASSOCIATION

Court convened into Executive Session at 11:04 a.m. and reconvened into open court at 11:35 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Tammy Crumley and Kaycee Bruce. No Action Taken.



31632 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 FM1626 IN PCT 2. POSSIBLE ACTION TO FOLLOW IN OPEN COURT, INCLUDING BUT NOT LIMITED TO CONSIDERATION OF A RESOLUTION DETERMINING THE NECESSITY AND AUTHORIZING THE USE OF THE COUNTY'S POWER OF EMINENT DOMAIN TO ACQUIRE APPROXIMATELY 0.960 ACRES IN FEE SIMPLE AND 0.032 ACRES FOR A TEMPORARY CONSTRUCTION EASEMENT FROM PROPERTY LOCATED AT 1480 S. FM 1626 OWNED BY JERRY V. KAHLBAU AND WHICH IS REQUIRED FOR THE CONSTRUCTION OF THE PROPOSED FM 1626 ROADWAY IMPROVEMENTS

Court convened into Executive Session at 10:20 a.m. and reconvened into open court at 10:25 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Transportation Director Jerry Borcherding, Kaycee Bruce and David Baylor. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve a resolution determining the necessity and authorizing the use of the County's power of eminent domain to acquire approximately 0.960 ac of land in fee simple, and 0.032 acre temporary construction easement from property located at 1480 S. FM 1626 owned by Jerry V. Kahlbau, and which is required for the public purpose of construction proposed improvements to FM 1626 and any related facilities. All present 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

Commissioner Ingalsbe gave the Jail Report Population. 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 260 and peak was 272 on June 18th for the week of June 12 to June 18, 2016. The maximum female capacity is 76 inmates. Last week's average was 63 and peak was 65 on 6/18/2016. The maximum male capacity is 256 inmates. Last week's average was 194 and peak was 207 on 6/18/2016. Inmate at Guadalupe County: 105; Inmate at Caldwell County: 25; Inmate at Bastrop County: 0; Inmate at Walker County: 13.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Commissioner Ingalsbe gave today's drought index: 257. The outlook for the next week is hot and dry with lowering humidities. Last Wednesday the 15th was the cutoff date for the enacting any form of fireworks ban for the Fourth of July Holiday. The requirements to enact a ban were not in place and do not appear to be an issue between now and the 4th. The Burn Ban will remain lifted.

Agenda Item #32 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 11:38 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 June 21, 2016.

Liz Q Gonzalez

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 28TH DAY OF JUNE 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
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
OSCAR MEJIA	DEPUTY COUNTY CLERK

WITH COUNTY COMMISSIONER WILL CONLEY, COMMISSIONER, PCT 3 BEING ABSENT; AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Father Will Straten of Our Lady of Wisdom Catholic Church 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: Five Years: Sheriff - Corrections Officer – Lisa Stoutamire, District Court - District Court Administrator - Katherine P. Whitney, Sheriff - Detective – Property Crimes – Kyle - Ryan Hayden, Sheriff - Deputy - Kyri B. Lysek; Sheriff - Corrections Officer – John Little, Sheriff - Corrections Officer - Ryan Wightman, Ten Years: District - Attorney Attorney III – Christopher Johnson, Fire Marshal – Fire- Investigator/Inspector – Carroll Czichos, Fifteen Years; Sheriff – Sergeant - Michael Alan Briggs.

31633 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$1,417,817.10 as submitted by the County Auditor. All present voting “Aye”. MOTION PASSED

31634 APPROVE COMMISSIONERS COURT MINUTES OF JUNE 21, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of June 21, 2016 as presented by the County Clerk. All present voting “Aye”. MOTION PASSED

31635 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT TWO (2) TO THE GRANT AGREEMENT WITH THE TEXAS PARKS & WILDLIFE DEPARTMENT FOR THE JACOB'S WELL NATURAL AREA TO EXTEND THE GRANT TERM

On October 1, 2013 the Commissioners Court approved acceptance of a grant from the Texas Parks & Wildlife Department (TPWD), Recreation Grants Branch for development of the Jacob's Well Natural Area, in the amount of \$100,000.00. The original grant period was extended per Amendment 1 to July 15, 2016 due to various issues including recent flooding in Hays County. TPWD has approved an additional extension of the project term to December 1, 2016 and execution of Amendment Two (2) will formalize the change. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Amendment Two (2) to the grant agreement with the Texas Parks & Wildlife Department for the Jacob's Well Natural Area to extend the grant term. All present voting “Aye”. MOTION PASSED**

31636 APPROVE A TRANSFER REQUEST OF ONE VEHICLE FROM THE SHERIFF'S OFFICE TO THE GOVERNMENT CENTER BUILDING MAINTENANCE OFFICE

The following vehicle is being requested for transfer from the Sheriff's Office fleet to the Juvenile Probation Office. Equipment Transfer; 2007 Dodge Charger - Fixed Asset #: 15217. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve a transfer request of one vehicle from the Sheriff's Office to the Government Center Building Maintenance Office. All present voting “Aye”. MOTION PASSED**

**31637 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Permit #982 for Fischer Store Rd to PEC and Permit #983 for Redwood Rd to PEC. All present voting "Aye". MOTION PASSED

31638 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AND EXECUTE A PRE-DISASTER MITIGATION (PDM) PROGRAM SUBGRANT AGREEMENT AWARDED BY THE TEXAS DIVISION OF EMERGENCY MANAGEMENT TO UPDATE THE HAYS COUNTY HAZARD MITIGATION PLAN

On July 21, 2015 the Commissioners Court authorized submission of a grant application to the FEMA Pre-Disaster Mitigation (PDM) program - through the Texas Division of Emergency Management - for the purpose of updating the Hays County Hazard Mitigation Plan. The current plan was approved and adopted in 2012 and must be revised every five years to maintain eligibility for various federal mitigation funding programs and compliance with requirements for emergency management functions. The existing plan will expire in November, 2017. The PDM program funding award will allow the County and eleven community partners to engage a consultant to help facilitate and prepare an updated Hazard Mitigation Plan. Federal funding in the amount of \$93,750 has been awarded, with a required match of 25% (\$31,250) from the County for a total project amount of \$125,000. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to accept and execute a Pre-Disaster Mitigation (PDM) Program Subgrant Agreement awarded by the Texas Division of Emergency Management to update the Hays County Hazard Mitigation Plan. All present voting "Aye". MOTION PASSED

31639 AUTHORIZE COMMERCIAL OSSF PERMIT AT 9770 FM 967, BUDA, TEXAS

Shon and Jani Saliga are proposing to upgrade their residential on-site sewage facility to serve the Garden Grove Wedding and Event Venue. They are proposing to add a 4000 gallon equalization tank and two 1000 GPD aerobic treatment units. This property is 12.3 acres in size. This property will be served by private water well. The system designer, Hoyt Seidensticker, R.S., designed the system so that the weekend flows will be metered out to the treatment system at a rate of 600 GPD. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 9770 FM 967, Buda, Texas. All present voting "Aye". MOTION PASSED

31640 AUTHORIZE COMMERCIAL OSSF PERMIT AT 141 DOS LAGOS DRIVE, DRIPPING SPRINGS, TEXAS

David Tindol of 1521 Holdings, LLC is proposing an OSSF to serve a warehouse that will serve as a distillery tasting venue. This 4.16 acre property is Lot 2 of Block C in the Dos Lagos Subdivision. The water supply is in the process of being converted to a public water system. The system designer, Jon Maass, R.S. has designed a treatment system which consists of a pretreatment tank, a flow equalization tank, and 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 Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 141 Dos Lagos Drive, Dripping Springs, Texas. All present voting "Aye". MOTION PASSED

AUTHORIZE HAYS COUNTY CONSTABLE, PCT. 4 TO PURCHASE AN IPHONE 6+ TO REPLACE A MALFUNCTIONING COUNTY CELLULAR PHONE (SAMSUNG NOTE 4)

A motion was made by Commissioner Whisenant to authorize Hays County Constable, Pct. 4 to purchase an iPhone 6+ to replace a malfunctioning county cellular phone (Samsung Note 4). Motion Died for lack of second. MOTION FAILED

31641 APPROVE THE INTERGOVERNMENTAL TRANSFER (IGT) OF HEALTHCARE PROGRAM FUNDS FOR DY5 DELIVERY SYSTEM REFORM INCENTIVE POOL (DSRIP) MONITORING PAYMENTS AS PART OF THE TEXAS HEALTHCARE TRANSFORMATION AND QUALITY IMPROVEMENT PROGRAM (1115 WAIVER)

A date for transfer of DY5 DSRIP Round 1, 1115 waiver funds was announced on June 17th. The transfer date is June 30th for a settlement date of July 1st for: \$7,562.30 DY5 DSRIP Round 1 Monitoring funds IGT. Though the IGT of these funds do not require specific Court approval, having them approved (If sufficient notice is given by the State) or ratified (if sufficient notice is not provided by the State) ensures the Court and the public are informed of the process. The following funds have been budgeted and transferred during FY 2016: Healthcare Program funds budgeted=\$2,395,000.00; \$215,064.92 DY4 DSRIP Healthcare Program funds IGT for CTMC authorized for settlement date of 1/4/2016. The following LPPF funds have been collected and transferred for FY 2016: LPPF funds collected: CTMC=\$4,934,458.02, Seton=\$6,163,271.16, Warm Springs=\$122,066.04;



\$1,516,471.41 LPPF funds IGT for CTMC authorized for settlement date of 10/7/2015; \$2,020,509.16 LPPF funds IGT for Seton authorized for settlement date of 10/7/2015; \$939,048.17 LPPF funds IGT for CTMC authorized for a settlement date of 2/5/2016; \$1,336,864.81 LPPF funds IGT for Seton authorized for a settlement date of 2/5/2016; \$1,016,992.19 LPPF funds IGT for CTMC authorized for a settlement date of 4/8/2016; \$1,296,775.93 LPPF funds IGT for Seton authorized for a settlement date of 4/8/16. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the Intergovernmental Transfer (IGT) of Healthcare Program Funds for DY5 Delivery System Reform Incentive Pool (DSRIP) Monitoring payments as part of the Texas Healthcare Transformation and Quality Improvement Program (1115 Waiver). All present voting "Aye". MOTION PASSED**

31642 CALL FOR A PUBLIC HEARING ON JULY 12, 2016 TO ESTABLISH A "NO DUMPING" AREA ON DACY LANE

This action will be to establish a "No Dumping" area on Dacy Lane near address #4991. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to call for a public hearing on July 12, 2016 to establish a "No Dumping" area on Dacy Lane. All present voting "Aye". MOTION PASSED**

31643 AUTHORIZE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT (ILA) ON BEHALF OF HAYS COUNTY WITH THE CITY OF KYLE FOR THE REIMBURSEMENT OF CITY-RELATED BRIDGE AESTHETICS ON THE YARRINGTON AT IH 35 PASS THROUGH FINANCING PROJECT

Mark Kennedy, General Counsel spoke. During design, the County agreed to incorporate Bridge Aesthetics desired by the City of Kyle to replicate a portion of the aesthetics on the over IH 35 bridges within the City limits, including bridge obelisks at the corners of all 3 bridges (Yarrington, Northbound to Southbound (NBSB) Turnaround, and Southbound to Northbound (SBNB) Turnaround); decorative panels on the bridge beams and columns in the Kyle Brick pattern; precision formed recessed letters on the outside bridge beams; and ranch brands on the outside bridge beams. Total estimated cost of these aesthetic elements to be reimbursed by the City is \$53,018.88. The City of Kyle's participation will be 100% of the actual construction costs for these elements which will be invoiced to the City upon completion of construction of the elements. The ILA was approved by the City of Kyle's City Council at their June 7, 2016 meeting and has been partially executed by the Mayor. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize County Judge to execute an Interlocal Agreement (ILA) on behalf of Hays County with the City of Kyle for the reimbursement of City-related Bridge Aesthetics on the Yarrington at IH 35 Pass Through Financing Project. All present voting "Aye". MOTION PASSED**

31644 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 1 TO THE PROFESSIONAL SERVICE AGREEMENT WITH K FRIESE & ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING SERVICES ON THE FM 150 WEST (KYLE) ALIGNMENT (ARROYO RANCH ROAD TO IH-35) PROJECT

Commissioner Whisenant and Joe Cantalupo from K Friese and Associates spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute Supplemental No. 1 to the Professional Service Agreement with K Friese & Associates, Inc. for professional engineering services on the FM 150 West (Kyle) Alignment (Arroyo Ranch Road to IH-35) project. All present voting "Aye". MOTION PASSED**

31645 SUB-584 GATLIN CREEK RANCH SUBDIVISION (3 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell, County Planner gave staff recommendation. The proposed Gatlin Creek Ranch Subdivision is a 3 lot subdivision located off of Gatlin Creek Road in Precinct 4. The subdivision will be served by the private wells and rainwater collection facilities. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve preliminary plan of Sub-584 Gatlin Creek Ranch Subdivision (3Lots). All present voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #16 RE: SUB-409; BELTERRA 15 (87 LOTS) GRANT A VARIANCE TO SECTION 721.4.02 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS – was pulled

31646 SUB-596 HILL TOP ACRES SUBDIVISION (1 LOT) APPROVE PRELIMINARY PLAN

Caitlyn Hairell, County Planner gave staff recommendation. The proposed Hill Top Acres Subdivision is a 1 lot subdivision located off of Hugo Road in Precinct 3. The subdivision will be served by the private well. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve SUB-596 Hill Top Acres Subdivision (1 Lot). All present voting "Aye". MOTION PASSED**



31647 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A STATEMENT OF WORK RELATED TO THE MASTER SERVICES AGREEMENT WITH TASER INTERNATIONAL, INC. FOR THE SHERIFF'S OFFICE IN-CAR CAMERA PROGRAM AND AMEND THE BUDGET ACCORDINGLY

Corporal Kent Carpenter of the Hays County Sheriff's Office spoke. On April 12, 2016 the Court authorized a Master Services Agreement with Taser, International for a taser/body camera program with an Evidence Management System. Taser, Intl. also has an In-Car Camera System available that would streamline all equipment and integrate with the Evidence Management System. The Sheriff's Office would like the Court to add a five year commitment with Taser International, Inc. for the In-Car Camera Program as outlined. The Axon Fleet cameras have HD video with a wide-angle lens for quality recording. They also feature a front and rear facing camera to record critical situations happening in or out of the vehicle. Other features include wireless activation, which will trigger the camera on when the vehicles light bar is activated as well as encrypted recordings to ensure that the data is protected at all times. As with the body camera program, the in-car camera system will upload to Evidence.com with unlimited cloud storage which is a secure infrastructure that is CJIS compliant. Once evidence is stored end users will have the ability to, transfer, manage, retrieve or share evidence in a secure environment the program also includes equipment and software discounts as well as software upgrades during the five year term. Taser International, Inc. is on the Texas Buy Board #500-15. The Sheriff's Office was approved 15 replacement laptop/camera systems during the FY16 budget process. Those were provided through another vendor at a considerable higher price and have been returned unused. The funds have been credited back to the SO Operating budget (\$78,489) to cover the majority of the cost of this program with the remaining \$729 budgeted in FY17. Year 1 software storage and maintenance cost will begin 10/1; however the equipment will be shipped prior to that in order to begin installation and training. Year 1: Utilize \$78,489 savings for returned equipment as follows; \$33,330 - FY16 - Purchase cameras for 66 Patrol Vehicles; \$45,159 - FY17 - Roll remaining savings to FY17 budget for software/training; \$729 - FY17 - Budget additional funds needed for software/training; \$30,888 annually for Years 2-5 will be budgeted during the budget process, total commitment is \$202,770. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Statement of Work related to the Master Services Agreement with Taser International, Inc. for the Sheriff's Office In-Car Camera Program and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #19 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**

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 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 279 and peak was 285 on June 21st for the week of June 19 to June 25, 2016. The maximum female capacity is 76 inmates. Last week's average was 60 and peak was 65 on 6/21/2016. The maximum male capacity is 256 inmates. Last week's average was 218 and peak was 226 on 6/24/2016. Inmate at Guadalupe County: 99; Inmate at Bastrop County: 0; Inmate at Caldwell County: 22; Inmate at Walker County: 13.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave today's drought index: 345

County Clerk's Note Agenda Item # 22 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 9:42 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 June 28, 2016.



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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 12TH DAY OF JULY 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
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COMMISSIONER PCT. 2, MARK JOHNES BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

President Nate Currit, Church of Jesus Christ of Latter-Day Saints, 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.

PRESENTATION AND UPDATE ON THE HAYS COUNTY PRIORITY ROAD BOND PROGRAM, THE HAYS COUNTY-TXDOT PASS-THROUGH FINANCE PROGRAM, AND THE HAYS COUNTY-TXDOT PARTNERSHIP PROGRAM

Commissioner Conley explained about the Hays County Priority Road Bond Program, the Hays County-TxDOT Pass-Through Finance Program, and the Hays County-TxDOT Partnership Program. Mike Weaver of Prime Strategies gave a Powerpoint Presentation.

31648 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 \$782,504.57 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

An amended motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to include an invoice in the amount of \$65,865.00 to Corridor Title for ROW on Bell Springs Road. All present voting "Aye". MOTION PASSED

31649 APPROVE COMMISSIONERS COURT MINUTES OF JUNE 28, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of June 28, 2016 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

31650 APPROVE BID ON PROPERTY LOCATED AT LOT 16, BLOCK 1, ME MOORE, KYLE, HAYS COUNTY WHICH HAS BEEN HELD IN TRUST SINCE 12/1/09

A bid of \$694.00 was received on Lot 16, Block 1, ME Moore, Hays County. This property has been held in trust since 12/1/09 and we would have a 0% recovery of the taxes due. This bid was approved by the City of Kyle on 6/7/16 and the Hays CISD on 6/27/16. Although this bid would not result in recovery of taxes due, it would get this property back on the tax roll in a taxable state. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve bid on property located at Lot 16, Block 1, ME Moore, Kyle, Hays County which has been held in trust since 12/1/09. All present voting "Aye". MOTION PASSED

31651 APPROVE THE TRANSFER OF FIVE TASERS FROM THE SHERIFF'S OFFICE TO THE COUNTY COURT AT LAW OFFICE

The following list of Tasers are being requested for transfer from the Sheriff's Office Inventory to County Court at Law to be utilized by the Bailiff's Taxer X26 - Serial #'s - x00-751872, 730620, 730600, 730611, 730612. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the transfer of five Tasers from the Sheriff's Office to the County Court at Law Office. All present voting "Aye". MOTION PASSED



31652 APPROVE OUT OF STATE TRAVEL FOR ERICA CARPENTER TO CHICAGO, IL TO FINALIZE PROGRAMMING OF THE NEW CIS CAD SYSTEM

At this time the Sheriff's Office is requesting court approval for out of state travel for Erica Carpenter to Chicago, IL. Erica will assist in the finalization of the programming of the CIS CAD system. During this week Erica will meet with the CIS programmers at their facility and approve data and make final decisions on how the CAD will operate for Hays County in order to expedite the implementation process of this new system. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve out of state travel for Erica Carpenter to Chicago, IL to finalize programming of the new CIS CAD system. All present voting "Aye". MOTION PASSED**

31653 APPROVE AWARD OF IFB 2016-B04 A/C & HEATING COUNTYWIDE TO COMFORT BOYS AIR & HEATING AND AUTHORIZE COUNTY JUDGE TO EXECUTE SAME

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe Approve award of IFB 2016-B04 A/C & Heating Countywide to Comfort Boys Air & Heating and authorize County Judge to execute same. All present voting "Aye". **MOTION PASSED**

31654 APPROVE AWARD OF IFB 2016-B06 REGULATORY ROADS SIGNS AND AUTHORIZE COUNTY JUDGE TO EXECUTE SAME

Award will be made to multiple vendors in order to cover all signs that are required by the Road Department. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve award of IFB 2016-B06 Regulatory Roads Signs and authorize County Judge to execute same. All present voting "Aye". MOTION PASSED**

31655 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT NUMBER 2 TO SUBAWARD AGREEMENT 14012-82073-1 WITH TEXAS STATE UNIVERSITY FOR PROJECT FUNDING IN THE AMOUNT OF \$70,789.00 THROUGH THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS IN SUPPORT OF THE ADVANCED LAW ENFORCEMENT RAPID RESPONSE TRAINING (ALERRT) VALOR PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Texas State University, Advanced Law Enforcement Rapid Response Training (ALERRT) Program has received project funding through the U.S. Department of Justice, Office of Justice Programs and is distributing funds as a Subaward to the Hays County Sheriff's Office that will provide training and support to the ALERRT, "Preventing Violence Against Law Enforcement & Ensuring Officer Resilience & Survivability (VALOR)"project. The amendment is to revise the term of agreement through September 30, 2017 and to increase funding by \$70,789. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Amendment Number 2 to Subaward Agreement 14012-82073-1 with Texas State University for project funding in the amount of \$70,789.00 through the U.S. Department of Justice, Office of Justice Programs in support of the Advanced Law Enforcement Rapid Response Training (ALERRT) Valor Project and amend the budget accordingly. All voting "Aye". MOTION PASSED** An amended motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to exclude "and amend the budget accordingly" – no budget amendment needed. All present voting "Aye". **MOTION PASSED**

31656 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AND EXECUTE A GRANT AWARD FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) FY16 IN THE AMOUNT OF \$42,007.52

On February 2, 2016 the Commissioners Court authorized submission of the FY16 Emergency Management Performance Grant (EMPG) for funding to support a portion of the salary and benefits for the Hays County Emergency Management Coordinator. Funding in the amount of \$42,007.52 has been awarded and will cover costs incurred from the period October 1, 2015 to September 30, 2016. The Notice of Subrecipient Grant Award also reflects a six (6) month Programmatic extension only to complete and close out the FY16 EMGP grant. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to accept and execute a grant award from the Texas Department of Public Safety, Emergency Management Performance Grant (EMPG) FY16 in the amount of \$42,007.52. All present voting "Aye". MOTION PASSED**



- 31657 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT CONTRACT (2) TWO FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR THE PUBLIC EMERGENCY PREPAREDNESS (PHEP) PROGRAM IN THE AMOUNT OF \$122,790.00**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute Amendment Contract (2) two from the Texas Department of State Health Services (DSHS) for the Public Emergency Preparedness (PHEP) program in the amount of \$122,790.00. All present voting "Aye". MOTION PASSED

- 31658 APPROVE THE APRIL - MAY 2016 TREASURER'S REPORTS AND INVESTMENT REPORTS**

Approve the April and May Treasurer's Reports and Investment Reports. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the April - May 2016 Treasurer's Reports and Investment Reports. All present voting "Aye". MOTION PASSED

- 31659 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Permit #984 on Sunset Canyon Drive issued to PEC as submitted by the Transportation Department. All present voting "Aye". MOTION PASSED

- 31660 AUTHORIZE HAYS COUNTY CONSTABLE, PCT. 4 TO USE FUNDS REFUNDED TO THE CONSTABLE'S OFFICE TO PURCHASE 5-SURFACEPRO-COMPUTER SYSTEMS, 5-AXON IN-CAR-CAMERA SYSTEMS, AND 4-AXON BODY CAMERAS AND AMEND THE BUDGET ACCORDINGLY**

Funds refunded from the return of three (3) Coban In-Car Computer Systems will be used to purchase five (5) Surface Pro I-Car Computer Systems, to include the purchase of five (5) Axon In-Car Camera Systems and four (4) Axon Body Camera Systems (to include accessories) from Taser International and amend the budget accordingly. Amount required \$21,651.70; Line Item Number 001-639-00-5712-700. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Hays County Constable, Pct. 4 to use funds refunded to the Constable's Office to purchase 5-SurfacePro-Computer Systems, 5-Axon In-Car-Camera Systems, and 4-Axon Body Cameras and amend the budget accordingly. All present voting "Aye". MOTION PASSED

- 31661 AUTHORIZE THE COUNTY JUDGE TO EXECUTE APPLICATIONS FOR PARTICIPATION IN THE TEXAS 1033 SURPLUS PROPERTY PROGRAM BY THE SHERIFF'S OFFICE AND CONSTABLE OFFICES. COBB/WHISENANT**

The Sheriff's or Constable's Office will complete forms specific to their agency as needed. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute applications for participation in the Texas 1033 Surplus Property Program by the Sheriff's Office and Constable Offices. All present voting "Aye". MOTION PASSED

- 31662 HOLD A PUBLIC HEARING TO ESTABLISH A "NO DUMPING" AREA ON DACY LANE**

Judge Cobb opened public hearing. No public input was received. Judge Cobb closed public hearing. Jerry Borcharding, Transportation Director spoke. This action will be to establish a "No Dumping" area on Dacy Lane near address #4991. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to establish a "No Dumping" area on Dacy Lane. All present voting "Aye". MOTION PASSED

- 31663 ACCEPT OF THE ROADS INTO THE COUNTY ROAD SYSTEM FOR SUNFIELD SUBD., PHASE 2, SECTION 2**

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 of repairs. Roads include segments of: Razzmatazz Trail (231 ft.), Hazy Sunshine Way (200 ft.) and Orchard Hill Trail (740 ft.). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept the roads into the county road system for Sunfield Subd., Phase 2, Section 2. All present voting "Aye". MOTION PASSED



31664 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH REYNOLDS, SMITH AND HILLS CS, INC. FOR THE FM 1626 SOUTH (FM2770 TO RM967) CONSTRUCTION MANAGEMENT PROJECT AS PART OF THE PASS-THROUGH FINANCE PROGRAM IN HAYS COUNTY

Contract allows for RS&H to provide professional construction engineering services and oversight for the FM 1626 South project. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Professional Services Agreement with Reynolds, Smith and Hills CS, Inc. for the FM 1626 South (FM2770 to RM967) construction management project as part of the Pass-Through Finance Program in Hays County. All present voting “Aye”. MOTION PASSED**

31665 SUB-409; BELTERRA 15 (87 LOTS) GRANT A VARIANCE TO SECTION 721.4.02 OF THE HAYS COUNTY DEVELOPMENT REGULATIONS

Caitlyn Hairell spoke. This section includes 81 single family residential lots, 4 open space lots, 1 signature park lot, and private roadway. All lots will be served by the Hays County WCID for water and wastewater service. Section 721.4.02 of the Hays County Development Regulations establishes criteria for determining private roadway status. This section states that only developments which have an average lot size of five or more acres or for which the Commissioners Court has entered into a development agreement for a master-planned community of 50 or more lots shall be permitted to utilize private roadways. The developer entered into a Development Agreement with City of Dripping Springs, which allows for a portion of Mendocino Lane to be privately maintained. The final plat for the Belterra Subdivision Section 15 has been reviewed under the Interlocal Cooperation Agreement with the City of Dripping Springs and has been approved by County staff. While the plat has been approved administratively, approval of the requested variance is required by Commissioners Court action. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to grant a variance to Section 721.4.02 of the Hays County Development Regulations for SUB-409; Belterra 15 (87 lots). All present voting “Aye”. MOTION PASSED**

31666 SUB-584 GATLIN CREEK RANCH SUBDIVISION (3 LOTS) APPROVE FINAL PLAT

Caitlyn Hairell, County Planner gave staff recommendation. The proposed Gatlin Creek Ranch Subdivision is a 3 lot subdivision located off of Gatlin Creek Road in Precinct 4. The subdivision will be served by the private wells and rainwater collection facilities. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve SUB-584 Gatlin Creek Ranch Subdivision (3 Lots). All present voting “Aye”. MOTION PASSED**

31667 SUB-596 HILL TOP ACRES SUBDIVISION (1 LOT) APPROVE FINAL PLAT

Caitlyn Hairell, County Planner gave staff recommendation. The proposed Hill Top Acres Subdivision is a 1 lot subdivision located off of Hugo Road in Precinct 3. The subdivision will be served by the private well. Wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve SUB-596 Hill Top Acres Subdivision (1 Lot). All present voting “Aye”. MOTION PASSED**

31668 APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH TREEFOLKS, INC., CONTINUING THE ASSESSMENT AND IMPLEMENTATION PROGRAM FOR RIPARIAN REVEGETATION AND RESTORATION ALONG THE BLANCO RIVER

In September of 2015, Hays County entered in an agreement with TreeFolks, Inc. to begin restoration programs for areas along the Blanco River affected by the Memorial Day 2015 Flood. The first year of the project was a success with significant local and regional support as well as landowner participation over and above original goals. A proposed agreement that would allow TreeFolks to: Assess interests of landowners and site conditions of land in Hays County along the Blanco River damaged by the Memorial Day Flood of 2015; Determine program characteristics required to provide comprehensive reforestation services to landowners; Perform test reforestation on private properties during the 2016-2017 planting season to test methods and refine program characteristics for potential implementation in 2016-2019 across Hays County. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve a professional services agreement with TreeFolks, Inc., continuing the assessment and implementation program for riparian revegetation and restoration along the Blanco River. All present voting “Aye”. MOTION PASSED**



31669 APPROVE TEXAS A&M AGRILIFE EXTENSION SERVICE'S HIRING OF JASON MANGOLD AS THE AGRICULTURE AND NATURAL RESOURCES (ANR) EXTENSION AGENT FOR HAYS COUNTY

Jason Mangold was introduced to the Court by Kathleen Greer District 10. Jason Mangold is coming to us from Bastrop County. His estimated start date in Hays County is August 1, 2016. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Texas A&M AgriLife Extension Service's hiring of Jason Mangold as the Agriculture and Natural Resources (ANR) Extension Agent for Hays County. All present voting "Aye". MOTION PASSED**

31670 APPROVE AN INTERLOCAL AGREEMENT BETWEEN THE GUADALUPE BLANCO RIVER AUTHORITY (GBRA) AND HAYS COUNTY REGARDING AN EMERGENCY WATERSHED PROTECTION (EWP) PROGRAM GRANT AWARD FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE NATURAL RESOURCES CONSERVATION SERVICE (NRCS) FOR THE REMOVAL OF HAZARDOUS DEBRIS FROM STREAM CHANNELS, ROAD CULVERTS, AND BRIDGES ALONG THE BLANCO RIVER IN HAYS COUNTY

Bill West, General Manager of GBRA spoke. Hays County has worked closely with GBRA through GBRA's application process for EWP funds from NRCS for debris removal along the Blanco River. GBRA has been awarded the reimbursement of up to \$1,787,709 minus the 25% local match for approved on-the-ground project costs (FA costs) associated with debris removal. An additional \$134,078.18 has been awarded for reimbursement of technical and administrative costs (TA costs). If approved, the ILA specifies GBRA and Hays County agree to share the 25% local match at 50% each for FA costs up to a total project cost of \$838,500. Hays County agrees to provide the complete 25% local match for FA costs in excess of \$838,500 up to the total project cost of 1,787,709. Per the ILA, GBRA and Hays County also agree to share the \$134,078.18 for TA costs at 50% each. The attached ILA further describes the responsibilities for each entity. Costs associated with obtaining Rights of Entry (ROE) are not included in the Grant Award. Hays County will bear the responsibility for obtaining ROE's and for any TA and FA costs in excess of the allotted amounts. A Damage Survey Report (DSR) conducted by Hays County and GBRA identified all potential sites of debris along the Blanco River. This DSR was used to estimate the amount of work needed to remove all of the debris. The DSR was amended following the October 2015 flood in order to identify changes in debris location or amounts. NRCS awarded funds based on the estimate provided by Hays County and GBRA to accomplish the removal of the debris as represented shortly after the October 2015 flood. It is possible some of the identified debris has been removed by land owners or that it has moved further down the river to due to subsequent flooding or increased river flows. Depending on the participation of land owners along the Blanco River in Hays County and the current amount of debris in the river, it is estimated Hays County will expend between \$150K and \$400K for the completion of the efforts outlined in the ILA. Costs associated with these efforts prior to 9/30/16 will be paid for with (County Wide contingencies/LCRA Funds) with remaining matching funds to be budgeted during the FY 2017 budget process. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve an Interlocal Agreement between the Guadalupe Blanco River Authority (GBRA) and Hays County regarding an Emergency Watershed Protection (EWP) Program Grant Award from the United States Department of Agriculture Natural Resources Conservation Service (NRCS) for the removal of hazardous debris from stream channels, road culverts, and bridges along the Blanco River in Hays County. All present voting "Aye". MOTION PASSED**

31671 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING AND AUTHORIZATION BETWEEN HAYS COUNTY AND PERFORMANCES SERVICES (PSI) FOR A TECHNICAL ENERGY AUDIT AND PROJECT DEVELOPMENT PROPOSAL – WAS TABLED UNTIL JULY 19, 2016

Clint Garza, Director of Development Services spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to table this item until next week July 19, 2016. All present voting "Aye". MOTION PASSED**

31672 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH ERECORDING PARTNERS NETWORK, LLC (EPN) FOR ERECORDING IN THE COUNTY CLERK'S OFFICE

The County Clerk's Office acquired a new software vendor and needs to have a new MOU with each provider. EPN is a provider of eRecording services for qualified entities. General Counsel, Mark Kennedy, and Liz Gonzalez, County Clerk made a few changes to the MOU. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Memorandum of Understanding with eRecording Partners Network, LLC (EPN) for eRecording in the County Clerk's office. All present voting "Aye". MOTION PASSED**

An amended motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute the MOU with ePN contingent on ePN's approval of changes made. All present voting "Aye". MOTION PASSED



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 RENEW, PROJECT TEXAS, AND PROJECT BOURBON

Court convened into Executive Session at 10:40 a.m. and reconvened into open court at 11:00 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell, ECON Development – Hector, Tammy Crumley. No action taken.

31673 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 GW HASCHKE LANE IN PCT 3

Court convened into Executive Session at 11:01 a.m. and reconvened into open court at 11:04 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell and Tammy Crumley. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve a Resolution of Commissioners Court to authorize General Counsel and contractors to negotiate acquisition of Right of Way along and including G.W Haschke Lane in Precinct 3. All present 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 PROPOSED FM110 IN PCT 1

Court convened into Executive Session at 11:05 a.m. and reconvened into open court at 11:25 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell and Tammy Crumley. No action taken.

Clerk's Note Agenda Item #30 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 – was pulled*

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's drought index is: 483. The Burn Ban will remain lifted. Judge Cobb urged the citizens to use extreme caution when conducting outdoor burning.

County Clerks' Note Agenda Item #32 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 Whisenant, seconded by Commissioner Ingalsbe to adjourn court at 11:28 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 July 12, 2016.

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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 19TH DAY OF JULY 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. 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

Tim Miller – Kyle resident made public comment.

PRESENTATION AND UPDATE ON THE 2007 PARK BOND PROJECTS

Jeff Hauff, Grants Administrator, gave a presentation and provided an update and information on projects completed as a result of the 2007 Park Bond Initiative.

31674 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$584,346.63 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31675 APPROVE COMMISSIONERS COURT MINUTES OF JULY 12, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of July 12, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31676 APPROVE SPECIFICATIONS FOR IFB 2016-B05 ROAD BUILDING MATERIALS- CONCRETE AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Specifications for IFB 2016-B05 Road Building Materials-Concrete and authorize Purchasing Manager to solicit for bid and advertise. All voting "Aye". MOTION PASSED

31677 APPROVE RENEWAL OF IFB 2015-B07 CONCRETE CONTRACTOR WITH MYERS CONSTRUCTION FOR ONE (1) ADDITIONAL YEAR AS PROVIDED IN ORIGINAL BID

All terms and conditions remain unchanged and in full force and effect as stated in original bid. The Road Department uses this contract whenever concrete work is needed for various projects. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve renewal of IFB 2015-B07 Concrete Contractor with Myers Construction for one (1) additional year as provided in original bid. All voting "Aye". MOTION PASSED

31678 AUTHORIZE COMMERCIAL OSSF PERMIT AT 18992 W FM 150, DRIFTWOOD, TEXAS 78619

Cameron Cos is proposing an OSSF to serve 6 – 360 square foot short term rental cabins. This property is 10.00 acres of Lot 4 in the J V Ash Jr Subdivision. The property will be served by a private well. The system designer, Daniel Balboa, R.S., has designed a treatment system which consists of a septic tank and a pump tank. After treatment, the effluent will be dispersed to a low-pressure dosed drainfield with a maximum daily usage rate of 360 gallons. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 18992 W FM 150, Driftwood, Texas 78619. All voting "Aye". MOTION PASSED



31679 APPROVE THE TRANSFER OF 2012 TAHOE FROM THE SHERIFF'S OFFICE TO THE OFFICE OF EMERGENCY MANAGEMENT - FIRE MARSHAL

The follow lists of assets are being requested for transfer from the Sheriff's Office Inventory to be utilized by the Office of Emergency Management – Fire Marshal. 2012 Chevy Tahoe VID #1GNLC2E07CR204469, Prisoner Cage Fixed Asset Tag Number 17919, Overhead Lights Serial Number 105535. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 18992 W FM 150, Driftwood, Texas 78619. All voting "Aye". MOTION PASSED**

31680 APPROVE SPECIFICATIONS FOR RFQ 2016-P13 PROFESSIONAL ENGINEERING SERVICES ON AN AS NEEDED BASIS

This RFQ is being sent out per the Resolution that was approved in Commissioners Court June 7, 2016 defining the process that will be used to place or remove vendors on/from the current list of Professional Engineering firms. The Commissioners Court finds that defining a process for establishing a list of pre-qualified professional services providers will achieve an equitable approach to procurement of professional services. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve specifications for RFQ 2016-P13 Professional Engineering Services on an as needed basis. All voting "Aye". MOTION PASSED**

31681 AUTHORIZE THE JUVENILE PROBATION, TEXAS JUVENILE JUSTICE DEPARTMENT (TJJD) GRANT A TO UTILIZE OVER-TIME SAVINGS FOR CONTRACT DETENTION AND AMEND THE BUDGET ACCORDINGLY

TJJD Grant A provides overtime funds for JPO's to host outreach and education programs to juvenile detainees. The programs scheduled for this fiscal year have been identified and the remaining overtime budget can be used to pay for contract detention. No County matching funds required, Budget Amendment: Increase Contract Detention: 001-686-99-027.5361; Decrease Overtime: 001-686-99-027.5031. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Juvenile Probation, Texas Juvenile Justice Department (TJJD) Grant A to utilize over-time savings for contract detention and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31682 AUTHORIZE THE BUILDING MAINTENANCE DEPARTMENT TO CONTRACT WITH SEGUIN CANVAS & AWNING, LLC TO INSTALL AN AWNING AT THE GOVERNMENT CENTER AND AMEND THE BUDGET ACCORDINGLY

The District Court has requested an awning to be installed at the Government Center for the Judge's Entrance. The Facilities Manager has secured three quotes, with Sequin Canvas & Awning being the lowest bidder. Potential Funding Source: County Wide Contingencies. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Building Maintenance Department to contract with Sequin Canvas & Awning, LLC to install an awning at the Government Center and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31683 APPROVE THE TRANSFER OF 2007 DODGE CHARGER FROM THE SHERIFF'S OFFICE TO DEVELOPMENT SERVICES

The following asset is being requested from transfer from the Sheriff's Office Inventory to be utilized by Development Services. 2007 Dodge Charger VID #2B3KA43R97H714594. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the transfer of 2007 Dodge Charger from the Sheriff's Office to Development Services. All voting "Aye". MOTION PASSED**

31684 AUTHORIZE A BUDGET AMENDMENT FOR THE PARKS DEPARTMENT TO COVER OPERATING EXPENSES FOR REMAINDER OF THE FISCAL YEAR

Funds from Miscellaneous Equipment and Continuing Education are needed in order to cover the anticipated operating expenses for the remainder of the fiscal year. Budget Amendment: Decrease Expense – 001-700-00.5551 Continuing Education (\$1,400.00); Increase Expense – 001-700-00.5448 Contract Services \$1,400.00; Decrease Expense - 001-700-00.5719_400 Misc. Equipment – Operating (\$3,000.00); Increase Expense – 001-700-00.5448 Contract Services - \$3,000.00; Decrease Expense – 001-700-00.5719_400 Misc. Equipment – Operating (\$10,000.00); Increase Expense – 001-700-00.5452 Trash Hauling \$10,000.00; Decrease Expense – 001-700-00.5719_400 Misc. Equipment – Operating \$1,700.00; Increase Expense – 001-700-00.5489 Telephone and Data Lines (\$1,700.00). **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant Authorize a budget amendment for the Parks Department to cover operating expenses for remainder of the fiscal year. All voting "Aye". MOTION PASSED**



31685 APPROVE UTILITY PERMITS

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Utility Permit #985 on Centerpoint Rd. issued to Zayo Group, Utility Permit #986 on Old Bastrop Hwy. issued to Zayo Group, Utility Permit #987 on Dacy Lane issued to Crosswinds MUD as submitted by the Transportation Department. All voting "Aye". MOTION PASSED

31686 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING AND AUTHORIZATION BETWEEN HAYS COUNTY AND PERFORMANCES SERVICES (PSI) FOR A TECHNICAL ENERGY AUDIT AND PROJECT DEVELOPMENT PROPOSAL

Under RFQ 2016-P01, Performance Services (PSI) was selected for the Energy Services Performance Contracting work in Hays County. Approval of the recommendation and selection of PSI was approved by Commissioners Court on May 17, 2016. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a Memorandum of Understanding and Authorization between Hays County and Performances Services (PSI) for a Technical Energy Audit and Project Development. All voting "Aye". MOTION PASSED

31687 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE BOND #1036862 IN THE AMOUNT OF \$858,565.00 FOR A 2-YEAR PERIOD FOR SUNFIELD SUBDIVISION, PHASE 2, SEC. 5

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. There was not a construction bond issued for this section. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept road construction and drainage improvements and acceptance of the Maintenance Bond #1036862 in the amount of \$858,565.00 for a 2-year period for Sunfield Subdivision, Phase 2, Sec. 5. All voting "Aye". MOTION PASSED

31688 AUTHORIZE COUNTY JUDGE TO SIGN AN ADVANCED FUNDING AGREEMENT WITH TXDOT FOR THE DESIGN AND ENGINEERING OF IMPROVEMENTS TO THE INTERSECTION OF RM12 AND FM 3237

This is a preliminary AFA with TxDOT to Design and Acquire ROW for the intersection of RM 12 and FM 3237 using CAMPO funding that was awarded to the City of Wimberley, The Court passed a resolution to undertake the design of improvements on June 21, 2016. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize County Judge to sign an Advanced Funding Agreement with TxDOT for the design and engineering of improvements to the intersection of RM12 and FM 3237. All voting "Aye". MOTION PASSED

31689 SUB-377 THE PRESERVE AT LA VENTANA, PHASE 3 (67 LOTS) APPROVE FINAL PLAT; ACCEPT CHECK NO. 7180M-00028046 FOR THE CONSTRUCTION OF REMAINING STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$665,769.31 CONTINGENT ON COUNTY SIGNATURE AND THE JUDGE ON RECEIVING THIS LETTER FROM THE WATER SUPPLY COMPANY

Caitlyn Harrell, County Planner gave staff recommendation and Clint Garza, Director of Development & Community Services spoke. Public Comments were made by: George Hansen – against, Stacy Bass – for, David Nair – for, Brian O’Toole – Attorney for Pacesetter Homes, Tom Lynch – Pacesetter Homes, Ken Wymore – for, David Christian – for, Rudolph Rosen – for, Bill McCoy – against, Edward Watt – Attorney for some residents, Mark A. Miller – against. The Preserve at La Ventana, Phase 3 is a 67 lot subdivision located off of Covered Bridge Drive in Precinct 4. The subdivision will be served by the La Ventana Water Company LP. Wastewater service will be provided by individual advanced on-site sewage facilities. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve SUB-377 final plat of The Preserve at La Ventana, Phase 3 (67 Lots) ; accept Check No. 7180M-00028046 for the construction of remaining street and drainage improvements in the amount of \$665,769.31 contingent on County signature and the Judge on receiving this letter from the water supply company. All voting "Aye". MOTION PASSED



DISCUSSION 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

John Carlton, Attorney for the proposed ESD #9, and Chief Smitty, spoke.

31690 AUTHORIZE THE COUNTY JUDGE TO SIGN A PROFESSIONAL SERVICES AGREEMENT FOR GIS SUPPORT SERVICES FOR ASSISTANCE WITH PREPARATIONS FOR THE ESD #9 ELECTION

Roxie McInnis with Development Services and Joyce Cowan Elections Administrator. Due to the nature of the election standards for emergency services districts as well as the complex boundary of the proposed ESD #9, the scope of work and associated time constraints to prepare for the November election exceed what can be accomplished with the current resources available to the Department and GIS Program. In order to maintain the highest possible level of service to the public as well as other County office, the Development and Community Services Department is proposing a PSA with Waypoint Mapping for professional GIS support services. The contractor will coordinate with the Department to perform the services necessary to prepare for the election. Savings within the Development Services operating budget will fund this request. Budget Amendment: Decrease - .5271; Increase 0 .5448. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to sign a Professional Services Agreement for GIS support services for assistance with preparations for the ESD #9 election. All voting "Aye". MOTION PASSED**

31691 APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH PIDWORKS, LLC., FOR PUBLIC IMPROVEMENT DISTRICT ADMINISTRATION SERVICES FOR THE LA CIMA PUBLIC IMPROVEMENT DISTRICT AND AMEND THE BUDGET ACCORDINGLY

Director of Development and Community Services, Clint Garza, spoke. In September of 2014, the La Cima Public Improvement District was created and the La Cima Subdivision development process began. Portions of the development, known as "major public improvements" are paid from Special Assessment Revenue Bonds, issued by Hays County. As a condition of bond issuance, Hays County has oversight of the expenditure of bond funds and the development in general. Going forward, Hays County will also be responsible for collection of special assessments from all owners of property within the boundaries of the La Cima PID. Staff would utilize PIDWorks services to set up administration procedures as the district grows in population and the development matures, review of payment and bond reimbursement requests, and maintenance of the annual assessment rolls. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve a professional services agreement with PIDWorks, LLC., for Public Improvement District Administration Services for the La Cima Public Improvement District and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31692 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH SIMPLIFILE LC FOR ERECORDING IN THE COUNTY CLERK'S OFFICE

The County Clerk's office acquired a new software vendor and needs to have a new MOU with each eRecording provider. Simplifile is a provider of eRecording services for qualified entities. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Memorandum of Understanding with Simplifile LC for eRecording in the County Clerk's Office. All voting "Aye". MOTION PASSED**

31693 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH CORPORATION SERVICE COMPANY ("CSC") FOR ERECORDING IN THE COUNTY CLERK'S OFFICE

The County Clerk's office acquired a new software vendor and needs to have a new MOU with each eRecording provider. Corporation Service Company (CSC) is a provider of eRecording services for qualified entities. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Memorandum of Understanding with Corporation Service Company ("CSC") for eRecording in the County Clerk's Office. All voting "Aye". MOTION PASSED**



31694 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A HAYS COUNTY REGIONAL HABITAT CONSERVATION PLAN PARTICIPATION AGREEMENT BETWEEN HAYS COUNTY AND BROOKFIELD RESIDENTIAL RELATED TO THE PURCHASE OF REGIONAL HABITAT CONSERVATION PLAN CREDITS FOR ENDANGERED SPECIES HABITAT MITIGATION WITHIN HAYS COUNTY

General Counsel Mark Kennedy spoke. Brookfield has agreed to purchase its mitigation credits from Hays County, even though, due to Brookfield's independent permitting, it had the option to acquire credits outside of Hays County. In order to compete with outside sources of mitigation credits, Hays County has offered to allow Brookfield to pay for the credits over a period of time, as described in the contract, which may be found in backup. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Hays County Regional Habitat Conservation Plan Participation Agreement between Hays County and Brookfield Residential related to the purchase of Regional Habitat Conservation Plan credits for endangered species habitat mitigation within Hays County. All voting "Aye". MOTION PASSED**

10:00 AM WORKSHOP ON THE DEVELOPMENT OF A TRANSPORTATION PROJECT LIST AND DISCUSSION OF POTENTIAL TRANSPORTATION PROJECTS IN HAYS COUNTY

Commissioner Pct. 2, Mark Jones spoke of the projects were proposed when Hays County had a population of 60,000 and we are currently at 200,000. Commissioner Jones also spoke of this presentation is part 1 of 2 and will bring part 2 next week. Mike Weaver of Prime Strategies gave a PowerPoint Presentation. The workshop included a discussion of potential road projects for Hays County.

31695 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 1:28 p.m. and reconvened into open court at 1:37 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell and David Baylor with Lockwood, Andrews and Newnam. **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 the Meador Family, as presented in Executive Session, for the purchase of parcel 1 (1.092 acres) and parcel 2 (2.103 ac) along FM 1626 South, in Precinct 2. 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 PROPOSED FM110 IN PCT 1

Court convened into Executive Session at 1:37 p.m. and reconvened into open court at 1:38 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb and General Counsel Mark Kennedy. No action taken.

31696 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 OR NEAR HWY. 290 WEST IN PRECINCT 4

Court convened into Executive Session at 1:43 p.m. and reconvened into open court at 1:53 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant and Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon Shell and Tammy Crumley. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept a dedication of Right of Way to Hays County from the Episcopal Church Corporation in West, Texas a Texas Non-Profit Corporation, as presented in Executive Session, granting approximately 0.2109 acres of land along Hays Country Acres Road for a turn lane onto Hwy. 290 West in Precinct 4 of Hays County. All voting "Aye". MOTION PASSED**



31697 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 FM1626 IN PCT 2. POSSIBLE ACTION TO FOLLOW IN OPEN COURT, INCLUDING BUT NOT LIMITED TO CONSIDERATION OF A RESOLUTION DETERMINING THE NECESSITY AND AUTHORIZING THE USE OF THE COUNTY'S POWER OF EMINENT DOMAIN TO ACQUIRE APPROXIMATELY 0.533 ACRES IN FEE SIMPLE AND 0.193 ACRES FOR A TEMPORARY CONSTRUCTION EASEMENT FROM PROPERTY LOCATED AT 1750 S. FM 1626 OWNED BY ROBERT J. AND SHERRY LOWDEN AND WHICH IS REQUIRED FOR THE CONSTRUCTION OF THE PROPOSED FM 1626 ROADWAY IMPROVEMENTS

Court convened into Executive Session at 11:37 a.m. and reconvened into open court at 1:42 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb and David Baylor with Lockwood, Andrews & Newnam. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adopt a Resolution, as presented in Executive Session, determining the necessity and authorizing the use of the County's power of Eminent Domain to acquire approximately 0.533 acres in fee simple and 0.193 acres for a temporary construction Easement from property located at 1750 S. FM 1626 in Precinct 2, which is owned by Robert J. and Sherry Lowden and which is required for the construction of the proposed FM 1626 roadway improvements. Commissioner Whisenant recused himself from this agenda item. Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley and Judge Cobb voting "Aye". MOTION PASSED**

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 RENEW, PROJECT TEXAS, AND PROJECT BOURBON

Court convened into Executive Session at 12:43 p.m. and reconvened into open court at 1:25 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, General Counsel Mark Kennedy, Chief of Staff Lon Shell, Tammy Crumley, Adriana Cruz with Economic Development, and Annie Miller with Econ Development Buda. 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 268 and peak was 285 on July 13th for the week of July 10 to July 16, 2016. The maximum female capacity is 76 inmates. Last week's average was 70 and peak was 74 on 7/11/2016. The maximum male capacity is 256 inmates. Last week's average was 198 and peak was 215 on 7/13/2016. Inmate at Guadalupe County: 109; Inmate at Bastrop County: 18; Inmate at Caldwell County: 31; Inmate at Walker County: 1.

31698 ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Hays County Fire Marshal, Clint Browning spoke of the predicted forecast for the coming week. It will be dry and hot with no expected rain. Today's Drought Index is 559. Clint Browning requested the Burn Ban be implemented. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to implement the 90-day Burn Ban. All voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item #32 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 1:53 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 July 19, 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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 26TH DAY OF JULY 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:

President Nate Currit, Church of Jesus Christ of Latter-Day Saints 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

Five Years: Local Health Epidemiologist - Eric Schneider; Ten Years: Tax - Customer Service Representative; Debra Rodriguez; Sheriff Corrections Officer - Jennifer Stamm-Zachary; Sheriff Deputy; Amber Loraine Stock; Fifteen Years: Constable 2 Deputy Constable; Clemente Verastegui; Transportation - Road Maintenance Worker Senior - Antonio Barron; Twenty Years: Sheriff - Sergeant – Property Crimes/Evidence - Attila Charles Farkas.

31699 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 \$1,854,466.35 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31700 APPROVE COMMISSIONERS COURT MINUTES OF JULY 19, 2016

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

31701 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT CONTRACT (6) SIX TO THE FY16 IMMUNIZATION PROGRAM WITH THE DEPARTMENT STATE HEALTH SERVICES (DSHS) TO INCREASE AMOUNT BY \$192,341.00

On April 26, 2016 the Commissioners Court authorized submission of a grant application to the Department of State Health Services (DSHS) Immunization Program .The funding provides support of the salary and benefits of the staff involved in this program. The amendment will modify grant number 2013-041402-003 (contract) and parties agree to amend section number 2 of this contract to increase the amount by \$192,341 for the FY2017 period and extend the contract to August 31, 2017. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute Amendment Contract (6) six to the FY16 Immunization Program with the Department State Health Services (DSHS) to increase amount by \$192,341.00. All voting "Aye". MOTION PASSED

31702 APPROVE THE TRANSFER OF 2007 DODGE CHARGER FROM THE SHERIFF'S OFFICE TO GOVERNMENT CENTER MAINTENANCE

The following asset is being requested for transfer from the Sheriff's Office Inventory to be utilized by Government Center Maintenance; 2007 Dodge Charger VID#2B3KA43R67H714603 County Asset Tag #15618. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the transfer of 2007 Dodge Charger from the Sheriff's Office to Government Center Maintenance. All voting "Aye". MOTION PASSED

31703 AUTHORIZE THE CONSTABLE PRECINCT 3 OFFICE TO ACCEPT A \$5,000 DONATION FROM A PRIVATE CITIZEN TO BE USED FOR LAW ENFORCEMENT EQUIPMENT AND AMEND THE BUDGET ACCORDINGLY

Constable Pct. 3 Deputy Ray Helm spoke. This donation will be used for six (6) new patrol rifles built by Armadillo Armory a Licensed FFL and Class 3 dealer. Amount required \$5,000; Increase Contributions .4610; Increase LE Equipment .5717_400.



A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Constable Precinct 3 office to accept a \$5,000 donation from a private citizen to be used for Law Enforcement Equipment and amend the budget accordingly. All voting "Aye". MOTION PASSED

31704 AUTHORIZE THE CONSTABLE PRECINCT 3 OFFICE TO UTILIZE EQUIPMENT SAVINGS FOR VEHICLE MAINTENANCE NEEDS AND AMEND THE BUDGET ACCORDINGLY

The Constable Precinct 3 would like to utilize identified savings in computer equipment for needed vehicle maintenance for existing fleet. No additional county funds required. Amount required \$256.00; line item 001-637-00.5413. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Constable Precinct 3 Office to utilize equipment savings for vehicle maintenance needs and amend the budget accordingly. All voting "Aye". MOTION PASSED

31705 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT ADDITIONAL GRANT FUNDING FROM THE UNITED STATES SECRET SERVICE FOR CONTINUING EDUCATION AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office has received an additional award from the USSS Central Texas Financial Crime Task Force to be used for Cyber Training. No additional matching county funds required. Amount required \$1,600.00; Increase Intergovernmental Revenue .4301; Increase Continuing Education .5551. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Sheriff's Office to accept additional grant funding from the United States Secret Service for continuing education and amend the budget accordingly. All voting "Aye". MOTION PASSED

31706 APPROVE OUT OF STATE TRAVEL FOR THE EPIDEMIOLOGIST, SLOT 2, TO ATTEND THE 2016 AMERICAN PUBLIC HEALTH ASSOCIATION CONFERENCE IN DENVER, COLORADO AND AMEND THE BUDGET ACCORDINGLY

The American Public Health Association champions the health of all people and all communities; their annual conference will cover a wide variety of topics that pertain to maintaining the health of the public and will be greatly beneficial for the Hays County Epidemiologist to attend. Funds from the DSHS Infectious Disease Control grant will be utilized to cover travel expenses Travel Dates are from 10-29-16 to 11-2-16. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve out of state travel for the Epidemiologist, Slot 2, to attend the 2016 American Public Health Association conference in Denver, Colorado and amend the budget accordingly. All voting "Aye". MOTION PASSED

31707 APPROVE OUT OF STATE TRAVEL FOR THE TB RN SUPERVISOR TO ATTEND THE 2016 CENTER FOR DISEASE CONTROL BIENNIAL TB CONFERENCE IN ATLANTA, GA AND AMEND THE BUDGET ACCORDINGLY

The biennial TB ETN conference emphasizes the steps of the systematic health education process: needs assessment, development, pilot-testing, implementation, and assessing effectiveness. It will be greatly beneficial for the Hays County TB nurse case manager to attend. Funds from the DSHS TB Program (Federal) grant have been identified and budget will be amended accordingly. Travel Dates are from 09-19-16 to 09-22-16 Amount required \$2,400; Decrease Expense 120-675-99-087.5448 Contract Services (2,400.00); Increase Expense 120-675-99-087.5551 Continuing Education (2,400.00). A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve out of state travel for the TB RN Supervisor to attend the 2016 Center For Disease Control Biennial TB conference in Atlanta, Ga and amend the budget accordingly. All voting "Aye". MOTION PASSED

31708 REVISE THE HAYS COUNTY BUDGET CALENDAR FOR FISCAL YEAR 2017

Due to a record number of protests and disaster/flood reappraisals being requested, the Hays Central Appraisal District will not deliver certified values to the Auditor's Office until August 5, 2016. Due to this delay, the budget calendar will be revised in order to deliver a balanced Judge's recommended budget that will reflect the most accurate revenue projections. Hays County FY 2017 BUDGET CALENDAR: April 11th - Budget notification sent to all departments; April 11th - May 6th Departments meet with IT for all data equipment requests & HR for all personnel changes as needed; May 13th - Deadline for entering Requested Budget into NWS financial software; May 16th - June 17th - Auditor's Office will review all request, import all salary data and create personnel and capital equipment schedules; June 20th - County Judge prepares recommended budget and meets with department heads as needed; August 5th - Chief appraiser certifies approved appraisal roll; August 9th - County Judge presents recommended budget to Commissioners' Court and files a copy with the County Clerk and on website; August 9th - 23rd - Budget workshops begin – TBD; August 23rd - Vote on proposed tax rate and proposed budget; schedule public hearings on the tax rate and budget (prior to Sept 1st); August 28th - Publish notice of public hearings on tax increase; budget notices emailed to Elected Officials'; Publish Elected Officials' salaries and summary of budget; Publish notice of hearing on budget; September 6th - Public hearing



on tax rate (at least 7 days after public notice); September 13th - Second public hearing on tax rate (at least 3 days after the 1st tax rate hearing); September 20th - Public Hearing on the FY 2017 budget; Set salaries of Elected Officials; Adopt budget after making final changes; Set tax rate and levy taxes (at least 3 days but no more than 14 days after 2nd public hearing); September 30th File final approved budget with County Clerk. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to revise the Hays County budget calendar for Fiscal Year 2017. All voting "Aye". MOTION PASSED**

31709 ESTABLISH NO LITTERING SIGNS ON LIME KILN AND HILLIARD RD

This action, if approved will allow the Transportation department to place "no littering up to a \$500 fine" regulatory signs on Lime Kiln and Hilliard Rd. One front and back sign will be placed on Lime Kiln Road and Two Front and back signs will be placed on Hilliard Rd. Signs will be purchased and placed by the Transportation department. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to establish no littering signs on Lime Kiln and Hilliard Rd. All voting "Aye". MOTION PASSED**

31710 APPROVE THE PURCHASE OF A SECURE PRINTER FOR THE PRINTING OF BIRTH AND DEATH RECORDS FOR THE COUNTY CLERK'S OFFICE AND AMEND THE BUDGET ACCORDINGLY

County Clerk Liz Gonzalez spoke of the Bureau of Vital Statistics is requiring the Local Registrars to print Birth and Death Records with a secure printer, using secured toner on secured paper. County Clerk has available funds in Records Management Fund savings due to changing land and vitals vendor. Amount required \$1,244; Decrease - 101-617-10.5448 Contract Services (\$1,244); Increase - 101-617-10.5202 Data Supplies \$570; Increase - 101-617-10.5712_400 Computer Eqpt \$674. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the purchase of a secure printer for the printing of birth and death records for the County Clerk's office and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31711 AUTHORIZE RENOVATIONS TO THE HAYS COUNTY OWNED BUILDING AT 200 STILLWATER CIRCLE IN WIMBERLEY; APPROVE SPECIFICATIONS FOR IFB 2016-B08 CONSTRUCTION SERVICES FOR RENOVATIONS OF THE HAYS COUNTY PRECINCT 3 OFFICES AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

General Counsel Mark Kennedy spoke. The court previously approved the purchase of space at 200 Stillwater in Wimberley for the relocation of the Precinct 3 County Offices. Additionally, space will be made for the Hays County Extension Office, County Clerk, and Tax Assessor/Collector. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize renovations to the Hays County owned building at 200 Stillwater Circle in Wimberley; approve specifications for IFB 2016-B08 Construction Services for Renovations of the Hays County Precinct 3 Offices and authorize Purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED**

31712 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT FOR COUNTY JAIL FUNCTIONS BETWEEN HAYS COUNTY AND BURNET COUNTY

Captain Mike Davenport spoke. Caldwell County has indicated it can no longer receive inmates from Hays County, the Sheriff's Office is now seeking to add an additional facility to its lineup of possible hosts for inmate overflow at the Hays County Corrections Facility. This contract is in the form of other contracts already considered and executed by Hays County. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Cooperation Agreement for County Jail Functions between Hays County and Burnet County. All voting "Aye". MOTION PASSED**

Clerk's Note: Court took a break at 9:38 a.m. and reconvened back into open session at 9:50 a.m.

WORKSHOP ON THE DEVELOPMENT OF A TRANSPORTATION PROJECT LIST AND DISCUSSION OF POTENTIAL TRANSPORTATION PROJECTS IN HAYS COUNTY

Mike Weaver of Prime Strategies gave a PowerPoint presentation. Hays County Candidate Projects – Proposed Road Bond Program Work session. Potential Projects List – SH 21 Corridor, SH 21 @ Bogie Rd/Arnold Ave, SH 21 @ FM 1966, Posey Road Expansion and Extension, Harris Hill Extension, Centerpoint Rd. Reconstruction, SH 80 @ Military, FM 621 @ River Hills Dr., FM 621 @ Crystal River, Beback Inn Rd., Beebee road safety improvements & ROW, FM 2001 Gap, Robert S. Light Ext/Buda Truck Bypass ROW, Dacy Lane, RM 967, SH 21 @ Grist Mill Rd., SH 21 @ Cotton Gin Rd., Kyle/Mountain City Loop, RM 967 Safety Turn Lanes, Windy Hill Rd., Hillside Terrace safety improvements & ROW, South Turnersville Rd., FM 2770 @ Hays Youth Baseball/Softball/Soccer & 4H barns, Lois Lane, Centerpoint Rd., extension & expansion, FM 3237 safety



improvements, McCarty expansion, Winters Mill @ RM 3237, Winters Mill @ RM 12, FM 150 west realignment ROW & utilities, FM 150 Far West extension, US 290 west safety improvements, Darden Hill widening turn lanes, Old Stagecoach Rd. widening, Post Rd. high bridge. County-wide Buckets – Drainage/low water crossings, Environmental mitigation, Non-motorized transportation.

Agenda Item # 17 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

31713 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 11:05 a.m. and reconvened into open court at 11:08 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon and Tammy Crumley. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Purchase/Sale Agreement between Hays County and the Episcopal Church Corporation in West Texas, related to the purchase of 0.4781 acres of Right of Way along RM 12 in Precinct 3, as presented in Executive Session. All voting “Aye”. MOTION PASSED**

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 RENEW, PROJECT TEXAS, AND PROJECT BOURBON

Court convened into Executive Session at 10:56 a.m. and reconvened into open court at 11:05 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon, Tammy Crumley and Mike with Econ Development. No Action Taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN HAYS COUNTY AND THE HAYS COUNTY LAW ENFORCEMENT ASSOCIATION

Court convened into Executive Session at 11:08 a.m. and reconvened into open court at 12:12 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Chief of Staff Lon, Tammy Crumley, Captain Mike Davenport. 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 269 and peak was 279 on July 21st for the week of July 17 to July 23, 2016. The maximum female capacity is 76 inmates. Last week's average was 68 and peak was 73 on 7/21/2016. The maximum male capacity is 256 inmates. Last week's average was 201 and peak was 211 on 7/23/2016. Inmate at Guadalupe County: 101; Inmate at Bastrop County: 35; Inmate at Caldwell County: 0; Inmate at Walker County: 0; Inmate at Blanco County: 8.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave today's drought index: 603. Burn ban remains in effect.

County Clerk's Note Agenda Item #23 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 12:19 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 July 26, 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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 2ND 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:

Rev. Rodriguez – Chaplain of the Seton Hospital in Kyle 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.

31714 PROCLAMATION DECLARING AUGUST, 2016 AS NATIONAL IMMUNIZATION AWARENESS MONTH

Eric Schneider Hays County Health Epidemiologist spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a Proclamation declaring August, 2016 as National Immunization Awareness Month. All voting "Aye". MOTION PASSED

PRESENTATION BY JAMES CLEMENTS, PRESIDENT OF CENTRAL TEXAS RETURNING HEROES, REGARDING CAPES DAM IN SAN MARCOS

James Clements, President of Central Texas Returning Heroes, gave a brief presentation. Mr. Clements presented Katy Quamley who read a letter from Kelly Allen a quadriplegic competing in the Paralympics in Rio, who trained in the San Marcos River. Mr. Clements also introduced Brian Olson, who gave a brief presentation. Colten & Travis Kilpatrick – Kyle residents, Diane Wassenich – San Marcos resident, Brad Bowen – San Marcos resident, Daniel B. Carroll – Canyon Lake resident, Duane TeGrotenhuis – San Marcos resident, and Sara Lee Underwood Myers – San Marcos resident spoke.

31715 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 \$678,162.95 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31716 APPROVE COMMISSIONERS COURT MINUTES OF JULY 26, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of July 26, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31717 AUTHORIZE COMMERCIAL OSSF PERMIT AT 1635 COTTON GIN ROAD, KYLE, TEXAS 78640

Armando Garcia is proposing an OSSF to serve a 1200 square foot kitchen/concession stand that will accommodate 3 recreational soccer fields to be used on weekends and holidays. This 20.67 acre tract of land will be served by a public water system. The system designer, Stan Burrier, P.E., has designed a treatment system which consists of a grease tank, a septic tank, a flow equalization tank, and an aerobic treatment unit. After treatment, the effluent will be dispersed by gravity into two evapotranspiration beds for a maximum daily usage rate of 500 gallons. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 1635 Cotton Gin Road, Kyle, Texas 78640. All voting "Aye". MOTION PASSED



31718 RATIFY EXECUTION OF A CONSTRUCTION NOTICE OF INTENT RELATED TO A TCEQ STORMWATER PERMIT (REFERENCE NO. 135153), SIGNED BY THE DIRECTOR OF DEVELOPMENT AND COMMUNITY SERVICES, AND REQUIRED FOR DEMOLITION OF THE CIVIC CENTER BUILDING ON CLOVIS BARKER ROAD IN PRECINCT 1

The Commissioners Court already approved the contract for demolition of the Civic Center building. At the time that was approved, Staff did not ask for authority to execute incidental permit applications. Because of the timeline associated with the project, Staff went forward with executing the permit application, and is now asking for ratification. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify execution of a Construction Notice of Intent related to a TCEQ Stormwater permit (Reference No. 135153), signed by the Director of Development and Community Services, and required for demolition of the Civic Center building on Clovis Barker Road in Precinct 1. All voting "Aye". MOTION PASSED**

31719 APPROVE UTILITY PERMITS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Utility Permit #988 issued to West Travis County Public Utility Agency on Heritage Oaks Drive in Pct. 4 as submitted by the Transportation Department. All voting "Aye". MOTION PASSED

Clerk's Note Agenda Item #8 RE: *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 - was pulled*

31720 AUTHORIZE THE CONSTABLE PRECINCT 4 TO PURCHASE ONE NEW STORAGE CARGO BOX FOR A 2015 CHEVROLET TAHOE AND AMEND THE BUDGET ACCORDINGLY

The Constable Precinct 4 Office would like to utilize capital vehicle savings to purchase a storage box for a 2015 Tahoe currently in their fleet. The additional storage is needed to allow Deputy Constables to carry needed tools and supplies to assist the public as needed. No additional county funds required. Amount required \$872.00; Decrease Vehicles_Capital .5713_700; Increase LE Eqpt .5717_400. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Constable Precinct 4 to purchase one new Storage Cargo Box for a 2015 Chevrolet Tahoe and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31721 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT ONE (1) CONTRACT TO THE FY16 TUBERCULOSIS PREVENTION AND CONTROL (TB) STATE PROGRAM WITH THE DEPARTMENT STATE HEALTH SERVICES (DSHS) TO INCREASE AMOUNT BY \$25,875.00

On May 16, 2016 Development Services Department prepared and submitted the budget summary to DSHS for the FY17 TB Program and the application would follow at a later date. We recently received the application and will be submitting the application along with the amendment to DSHS for processing. The funding is provided to local health departments for the identification and treatment of those persons with, or exposed to, tuberculosis (TB). The available funding for the State portion of the grant is \$25,875, with a 20% match (\$5,175) required of the County for participation in the program, for a total of \$31,050. The match will be budgeted within the Health Department for fiscal year 2017 from existing salaries, benefits, and operating expenses. The funding period for this program is extended to August 31, 2017. Attached is the Amendment One (1) Contract and acceptance is done. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute Amendment One (1) Contract to the FY16 Tuberculosis Prevention and Control (TB) State program with the Department State Health Services (DSHS) to increase amount by \$25,875.00. All voting "Aye". MOTION PASSED**

31722 AMEND THE RESOLUTION OF THE HAYS COUNTY COMMISSIONERS COURT REGARDING EX OFFICIO ROAD COMMISSIONERS AND RIGHT OF WAY ACQUISITION

2 items to be added to the Ex Officio Resolution are: 1) Authorizing Counsel to sign documents incidental to Closing in transactions that don't come through Court, and 2) Adding authority to execute Early PUAs. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend the resolution of the Hays County Commissioners Court regarding ex officio Road Commissioners and Right of Way acquisition. All voting "Aye". MOTION PASSED**



31723 AUTHORIZE GENERAL COUNSEL TO TERMINATE CONTRACT(S) AND UNFILLED PURCHASE ORDERS BETWEEN HAYS COUNTY AND ENVIROSOPH TECHNOLOGIES, AND AUTHORIZE COUNTY STAFF TO WITHDRAW THE PROJECT WORKSHEET FOR FEMA REIMBURSEMENT THAT RELATES TO EXPENSES RELATED TO ENVIROSOPH TECHNOLOGIES

Company has been unresponsive and P.O.s that was issued in October of 2015 remains unfilled. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize General Counsel to terminate contract(s) and unfilled Purchase Orders between Hays County and Envirosoph Technologies, and authorize County Staff to withdraw the Project Worksheet for FEMA reimbursement that relates to expenses related to Envirosoph Technologies. All voting "Aye". MOTION PASSED**

31724 AUTHORIZE A BUDGET AMENDMENT FOR DEVELOPMENT AND COMMUNITY SERVICES FOR CONTINUING EDUCATION EXPENSES AND OFFICE SUPPLIES

Funds from fuel have been identified and are needed to cover various expenses related to continuing education and cost of office supplies for remainder of fiscal year. In order to satisfy the licensing requirements, two of the environmental health specialist will need to attend the 2016 Fall Texas Flood Plain Management Association conference in Lost Pines on September 7th through September 9th. We would also like for three additional environmental health specialist to attend a Basic and Intermediate Environmental Law Training course to further their knowledge base and receive continuing education hours as well. This particular course will be held in Austin on August 23rd and 24th. Amount required \$3,950; Decrease Expense 001-657-00.5271 Fuel (\$2,500.00); Increase Expense 001-657-00.5551 Continuing Education \$2,500.00; Decrease Expense 001-657-00.5271 Fuel (\$1,450.00); Increase Expense 001-657-00.5211 Office Supplies \$1,450.00. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize a budget amendment for Development and Community Services for continuing education expenses and office supplies. All voting "Aye". MOTION PASSED**

31725 AUTHORIZE THE HAYS COUNTY JUVENILE CENTER TO INCREASE THE PART-TIME LICENSED VOCATIONAL NURSE, SLOT 1140-005 HOURS FROM 1,164 ANNUALLY TO 1,284 ANNUALLY FOR THE REMAINDER OF FISCAL YEAR 2016

The Juvenile Center part-time nursing staff is currently budgeted at 1,164 hours annually and has maxed her budgeted hours due to staffing coverage needs. The Center has one full time LVN that is active military duty and has been on leave throughout the year, requiring the part-time LVN to cover additional shifts. The additional 120 hours requested will cover other planned military leave as well as medication oversight during peak times at the facility when needed for the remainder of fiscal year 2016. Amount required \$2,534; line item 070-685-00. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Hays County Juvenile Center to increase the part-time Licensed Vocational Nurse, slot 1140-005 hours from 1,164 annually to 1,284 annually for the remainder of fiscal year 2016. All voting "Aye". MOTION PASSED**

31726 APPROVE THE APPOINTMENT OF TIM VON KENNEL TO REPLACE BOB LOVE AS A REPRESENTATIVE ON THE HAYS COUNTY ESD #6

Mr. Von Kennel has agreed to take the place of Bob Love who has resigned from the ESD #6. Tim Von Kennel's term will be effective immediately and end on December 31, 2016. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the appointment of Tim Von Kennel to replace Bob Love as a representative on the Hays County ESD #6. All voting "Aye". MOTION PASSED**

Clerk's Note: Court took lunch break at 12:05 p.m. and reconvened into open session at 1:02 p.m.

31727 REMOVE FROM THE HAYS COUNTY TRANSPORTATION PLAN NF8 (CRADDOCK ST. EXTENSION TO LIME KILN ROAD/HILLIARD ROAD) AND NF12 (FM1826 EXTENSION TO ELDER HILL ROAD) AND INSTRUCT STAFF TO INFORM CAMPO, MAKING APPROPRIATE CHANGES TO THE REGIONAL TRANSPORTATION PLAN

Since the adoption of the County Transportation Plan (Plan) in January of 2013 the County has moved toward and continues implementation of the Plan with the construction of various projects throughout the County and has initiated more specifically targeted studies such as the FM 150 West Corridor Character and Nature Plan and the FM 150 West Realignment Study. In response to these efforts the County has and continues to receive input on the County transportation system and how it should evolve to address future travel demand resulting from continued growth and development The County has further thought through how some of the projects recommended and contemplated in the Plan should proceed, if at all. While there are likely to be more changes



to the County Transportation Plan as the County continue to grow and develop, there are currently two projects County staff believes can and should be removed. The extension of FM 1826 from FM 150 at FM 1826 west to some point on Elder Hill Road. This is shown as New Facility (NF) 12 on the Hays County Transportation Plan Map, last revised on June 25, 2013; and, the extension of Craddock Avenue from SH 80 to Hilliard Road. This is shown as New Facility (NF) 8 on the Hays County Transportation Plan Map last revised June 25, 2013. Therefore this is to request Court approval that instructs County Transportation Department staff to: Remove the extension of FM 1826 from FM 150 at FM 1826 west to some point on Elder Hill Road from the Hays County Transportation Plan Map and Plan; Remove the extension of Craddock Avenue from SH 80 to Hilliard Road from the Hays County Transportation Plan Map and Plan; Amend the Hays County Transportation Plan Map and Plan accordingly and publish amended versions to the County website; and, Create and file an amendment to the Capital Area Metropolitan Planning Organization (CAMPO) for its next regular plan amendment cycle to amend the CAMPO 2040 Regional Transportation Plan to remove both projects from the CAMPO 2040 Regional Transportation Plan. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to remove from the Hays County Transportation Plan NF8 (Craddock St. extension to Lime Kiln Road/Hilliard Road) and NF12 (FM1826 extension to Elder Hill Road) and instruct staff to inform CAMPO, making appropriate changes to the Regional Transportation Plan. All voting "Aye". MOTION PASSED**

31728 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT WITH COBB FINDLEY AND ASSOCIATES FOR THE DESIGN OF INTERSECTION IMPROVEMENTS FOR WINTERS MILL PARKWAY AND AMEND THE BUDGET ACCORDINGLY

This project will design necessary safety improvements for the intersections of FM3237 and RR12 at Winters Mill Parkway. Amount required \$225,755.00. Increase Contract Services Consultant 020-710-00.5448_008 - \$225,755; Decrease Salary Savings - (\$53,425); Decrease Road Material and Supplies 020-710-00.5351 - (\$172,330). **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Professional Service Agreement with Cobb Findley and Associates for the design of intersection improvements for Winters Mill Parkway and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31729 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RESOLUTION AND ADVANCED FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO THE CR 266/SH 80 INTERSECTION

This Advanced Funding Agreement is for the Design and Construction of improvements to the intersection of SH 80 and CR 266. Hays County's contribution to the project in the form of providing engineering, environmental clearance, and ROW acquisition is limited to \$300,000. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Resolution and Advanced Funding Agreement with the Texas Department of Transportation for improvements to the CR 266/SH 80 intersection. All voting "Aye". MOTION PASSED**

31730 SUB-562 SHADOW CREEK REVISED PRELIMINARY PLAN (1656 LOTS) APPROVE PRELIMINARY PLAN

Caitlyn Hairell, County Planner spoke. The original preliminary plan for the Shadow Creek subdivision was approved in February 2003 with a total of 1541 lots. Since that time, 19 sections with a total of 1054 lots have received final plat approval. The revised preliminary plan includes a new configuration for the remaining acreage within the 5-1 portion of Shadow Creek. The lots will go from 50' to 40' width, which will result in an additional 21 lots being created. All residential lots will be served by the GoForth Special Utility District for water service and North Hays County MUD #1 for wastewater service. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve preliminary plan of Sub-562 Shadow Creek Revised Preliminary Plan. All voting "Aye". MOTION PASSED**

31731 APPROVE THE 2017 SHERIFF AND CONSTABLE FEES

Pursuant to Texas Local Government Code Section 118. The Sheriff's and Constable's Fee Schedule will need to be reviewed and/or updated yearly. The fees need to be approved before the end of September yearly. There were a few changes made this year. Notice of Trustee Sale \$75 to \$150; Posting Public Notice (each location) \$30 to \$50; COMMISSION for collecting money on an Execution or Order of Sale when the same is made by a sale. Total Judgment amount to be broken down as follows: For the first \$ 10,000.00= 10%; \$ 10,001.00 And UP = 5%; When the money is collected without a sale, the fee shall be ½ of the above rates. **A motion was made by Commissioner Conely, seconded by Commissioner Whisenant to approve the 2017 Sheriff and Constable Fees. All voting "Aye". MOTION PASSED**



31732 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SECURITY INSTALLATION AGREEMENT BETWEEN HAYS COUNTY AND ARGYLE SECURITY RELATED TO A SECURITY SYSTEM AT 2171 YARRINGTON ROAD, SAN MARCOS, TEXAS AND AMENDED THE BUDGET ACCORDINGLY

Director of Development & Community Services Clint Garza, General Counsel Mark Kennedy and Transportation Director Jerry Borchering spoke. Argyle Security has priced the installation of cameras and card access devices for the Yarrington site. Since Argyle Security had already (by way of competitive procurement) installed the security devices at the Hays County Government Center, Hays County Building Maintenance is requesting that the Court waive the 3-quote requirement and recognize that, even if the contract cost had exceeded \$50,000, it would have been subject to a discretionary exemption from Purchasing requirements under 262.024(a) (7) (D), which identifies Argyle as the sole-source for a county-wide system. Road Materials Savings has been identified to fund this request. Reduce .5351 Road Materials; Increase .5719_700 Misc Capital Equipment. NTE \$35,807. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Security Installation Agreement between Hays County and Argyle Security related to a security system at 2171 Yarrington Road, San Marcos, Texas and amended the budget accordingly. All voting "Aye". MOTION PASSED**

31733 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE BARTON SPRINGS EDWARDS AQUIFER CONSERVATION DISTRICT (BSEACD) RELATED TO MONITORING WITHIN THE TRINITY AND EDWARDS AQUIFERS AND THE DEVELOPMENT OF A REVISED GROUNDWATER AVAILABILITY MODEL (GAM) FOR HAYS COUNTY

John Dupnik General Manager of the Edwards Springs Edwards Aquifer Conservation District, Richard Beggs – Driftwood resident, Linda Kay Rodgers – Driftwood resident, Michael Aulick – Driftwood resident, Jimmy Skipton – Henly resident, Jon Cobb – Dripping Springs resident, William B. Davis – Driftwood resident, Dianne Wassenich – San Marcos resident, Virginia Flemming – Buda resident, Carl Urban – Buda resident, David Glenn – Wimberley resident, Andrew Backus – Hays County resident, and Mary Stone, Pct 1 Director of BSEACD made public comments. Hays County has budgeted monies to participate in monitoring that would lead to a revised GAM. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute an Interlocal Agreement between Hays County and the Barton Springs Edwards Aquifer Conservation District (BSEACD) related to monitoring within the Trinity and Edwards Aquifers and the development of a revised Groundwater Availability Model (GAM) for Hays County. 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 PROPOSED FM1626 IN PCT. 2

Court convened into Executive Session at 12:12 p.m. and reconvened into open court at 12:12 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. 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, LEASE OR VALUE OF REAL PROPERTY OWNED BY HAYS COUNTY

Court convened into Executive Session at 12:12 p.m. and reconvened into open court at 2:30 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. No Action Taken.

County Clerk's Note Agenda Item #25 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



County Clerk's Note Item #26 was opened with Standing Agenda Item #28:

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 and Dan Wegmiller of Specialized Public Finance Inc. spoke an update. 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 256 and peak was 268 on July 24th for the week of July 24 to July 30, 2016. The maximum female capacity is 76 inmates. Last week's average was 65 and peak was 67 on 7/26/2016. The maximum male capacity is 256 inmates. Last week's average was 191 and peak was 202 on 7/24/2016. Inmate at Guadalupe County: 97; Inmate at Bastrop County: 34; Inmate at Caldwell County: 0; Inmate at Walker County: 0; Inmate at Blanco County: 6; Inmate at Gillespie County: 15.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's drought index: 499. Burn Ban will remain effect.

County Clerk's Note Item #28 was opened with Standing Agenda Item #26:

DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, LAURA HARRIS, HNTB AND ALLEN CROZIER, HDR

Dan Wegmiller of Specialized Public Finance Inc. spoke of the Hays County Projected I & S Tax Rate vs Realized I & S Tax Rate.

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 2:32 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 2, 2016.





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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 9TH 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:

Bishop Gene Massey 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.

31734 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 \$1,130,208.48 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31735 APPROVE COMMISSIONERS COURT MINUTES OF AUGUST 2, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioner Court Minutes of August 2, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31736 APPROVE SPECIFICATIONS FOR RFP #2016-P15 HAYS COUNTY HAZARD MITIGATION ACTION PLAN AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR PROPOSALS AND ADVERTISE

The proposed RFP will solicit for proposals for a consultant to help facilitate and prepare an updated Hazard Mitigation Plan for Hays County and its 11 community partners to replace the current Plan that expires in November, 2017. Funding is provided in part by a grant from the FEMA Pre-Disaster Mitigation program. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Specifications for RFP #2016-P15 Hays County Hazard Mitigation Action Plan and authorize Purchasing Manager to solicit for proposals and advertise. All voting "Aye". MOTION PASSED

31737 AUTHORIZE THE HISTORICAL COMMISSION TO ACCEPT A DONATION FROM THE BURDINE JOHNSON FOUNDATION FOR THE HISTORICAL JAIL RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Burdine Johnson Foundation has generously donated funds to complete phase III of the Historical Jail Restoration Project. No additional county funds required. Amount required \$150,000.00; line item 144-676-00.5741; Increase .4614 - Capital Donations; Increase .5741 – Misc. Capital Improvements. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Historical Commission to accept a donation from the Burdine Johnson Foundation for the Historical Jail Restoration Project and amend the budget accordingly. All voting "Aye". MOTION PASSED

31738 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A FY17 INTERLOCAL ASSISTANCE AGREEMENT REGIONAL AUTO THEFT ENFORCEMENT TASK FORCE FOR THE TEXAS AUTOMOBILE BURGLARY AND THEFT PREVENTION AUTHORITY PROJECT (ABTPA)

The Travis County Sheriff's Office is requesting approval of the annual agreement with the Texas Automobile Burglary and Theft Prevention Authority (ABTPA) to continue the Sheriff's combined Auto Theft Task Force Grant. Funding for the program includes Travis County and other counties with the Sheriff of each county forming the Advisory Board of the program. The grant award provides funding for the Hays County Field Agent's salary in the amount of \$66,097. The term of the grant is from September 1, 2016 to August 31, 2017. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a FY17 Interlocal Assistance Agreement Regional Auto Theft Enforcement Task Force for the Texas Automobile Burglary and Theft Prevention Authority Project (ABTPA). All voting "Aye". MOTION PASSED



31739 AUTHORIZE COMMERCIAL OSSF PERMIT AT 302 COUNTRY ESTATES DRIVE, SAN MARCOS, TX

Jimmy R. and Tammy West Fife are proposing to replace a failing OSSF that serves the north half of their Wonderland School Building. This property is 2 acres in the Thomas W. Forsythe Survey. The property is served by an on-site public water well. The system designer, C.J. (Jim) Conner, R.S., has designed a treatment system which consists of standard treatment and a pump tank. After treatment, the effluent will be dispersed to a low-pressure dosed drainfield with a maximum daily usage rate of 522 gallons. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 302 Country Estates Drive, San Marcos, TX. All voting "Aye". MOTION PASSED**

31740 APPROVE REVISIONS AND ADDITIONAL COURSES TO THE EXISTING SHERIFF'S OFFICE, TRAINING ACADEMY FEE SCHEDULE

In 2011, the Sheriff's Office with Commissioner's Court approval was authorized to accept revenue for continuing education courses. At this time, the S.O. would like to revise current fees and add additional courses to the schedule. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve revisions and additional courses to the existing Sheriff's Office, Training Academy Fee schedule. All voting "Aye". MOTION PASSED**

31741 APPROVE SPECIFICATIONS FOR IFB 2016-B09 METAL PIPE AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve specifications for IFB 2016-B09 Metal Pipe and authorize Purchasing Manager to solicit for bid and advertise. All voting "Aye". MOTION PASSED

31742 AUTHORIZE THE COMMUNICATIONS SPECIALIST TO CREATE AND MAINTAIN A FACEBOOK PAGE FOR THE HAYS COUNTY LOCAL HEALTH DEPARTMENT PURSUANT TO THE HAYS COUNTY SOCIAL MEDIA POLICY

The Local Health Department staff would like a mechanism to communicate more directly with citizens about Public Health related topics. Staff feels only including the information on the County official page, limits exposure to these important messages. The wide variety of content on the Hays County main page is often times unrelated to public health issues. Additionally, the frequency in which the page is updated results in pertinent health information being "pushed" to the bottom of the feed. The Department will not have access to making page changes, updates, or comments. All communication will be approved by the Hays County Communications Specialist in collaboration with the Information Technology Department. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Communications Specialist to create and maintain a Facebook Page for the Hays County Local Health Department pursuant to the Hays County Social Media Policy. All voting "Aye". MOTION PASSED**

31743 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT AS WELL AS SUPPLEMENTAL NO. 5 TO WORK AUTHORIZATION NO. 1 WITH HDR ENGINEERING, INC. FOR PROFESSIONAL ENGINEERING SERVICES ON THE PRIORITY ROAD BOND PROGRAM

Allen Crozier of HDR gave a brief overview on this project. Additional funds are for continued coordination between the Priority Road Bond Program with the Pass-Through Program and Partnership Program as well as changes in scope related to additional management activities related coordination with HCISD and utility companies related to right of way acquisition and design for the interim improvements to Dacy Lane made necessary by the construction of McCormick MS, as well as performing ROW acquisition services on RM 1826 @ Darden Hill, and work related to transfer of ROW purchased by the County along TxDOT facilities to TxDOT. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute Supplement No. 3 to the Professional Services Agreement as well as Supplemental No. 5 to Work Authorization No. 1 with HDR Engineering, Inc. for professional engineering services on the Priority Road Bond Program. All voting "Aye". MOTION PASSED**



- 31744 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 2 TO THE PROFESSIONAL SERVICE AGREEMENT WITH K FRIESE & ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING SERVICES ON THE FM 150 WEST CORRIDOR PLAN (ARROYO RAND ROAD NORTHWEST TO RR 12) PROJECT IN HAYS COUNTY AS PART OF THE PARTNERSHIP PROGRAM**

Joe Cantaloupo gave a brief overview on this project. The additional authorized money will allow for the execution of Work Authorization #2 for Phase II of the FM 150 West Character Plan and the development of a preliminary schematic. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute a Supplemental Agreement No. 2 to the Professional Service Agreement with K Friese & Associates, Inc. for professional engineering services on the FM 150 West Corridor Plan (Arroyo Rand Road northwest to RR 12) project in Hays County as part of the Partnership Program. All voting "Aye". MOTION PASSED**

- 31745 CALL FOR A PUBLIC HEARING ON AUGUST 23, 2016 TO DISCUSS POSSIBLE VACATE AND REPLAT OF LOTS 63 AND 64 IN MEDLIN CREEK SUBDIVISION AND LOT 3 IN RAISCH SUBDIVISION**

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 call for a public hearing on August 23, 2016 to discuss possible vacate and replat of Lots 63 and 64 in Medlin Creek Subdivision and Lot 3 in Raisch Subdivision. Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Judge Cobb voting "Aye". Commissioner Conley not present for vote. MOTION PASSED**

- 31746 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AGREEMENT WITH SWCA ENVIRONMENTAL CONSULTANTS FOR ASSISTANCE WITH US ARMY CORPS OF ENGINEERS PERMIT SUBMITTAL FOR WORK RELATED TO THE NRCS EMERGENCY WATERSHED PROTECTION PROGRAM; AUTHORIZE THE COUNTY JUDGE TO EXECUTE ALL RELATED APPLICATION DOCUMENTS. AMEND THE BUDGET ACCORDINGLY**

Hays County has entered an Interlocal Agreement with the Guadalupe-Blanco River Authority (GBRA) to participate in the Natural Resources Conservation Service (NRCS) Emergency Watershed Protection Program (EWP). The program goal is to remove debris from the Guadalupe-Blanco River basin from within Hays County. In order to work in the river, a permit from the U.S. Army Corps of Engineers is required. SWCA has been retained to assist the GBRA with permitting in the lower portions of the river basin. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County judge to execute an agreement with SWCA Environmental Consultants for assistance with US Army Corps of Engineers permit submittal for work related to the NRCS Emergency Watershed Protection Program; authorize the County Judge to execute all related application documents. Amend the budget accordingly. All voting "Aye". MOTION PASSED**

- 31747 HOLD A PUBLIC HEARING AND CALL FOR A VOTE RELATED TO THE IMPROVEMENTS NECESSARY FOR PUBLIC HEALTH, SAFETY, OR WELFARE OF RESIDENTS OF THE COUNTY FOR RIVER MOUNTAIN ROAD FROM RM 3237 TO THE CATTLE GUARD AT THE ENTRANCE OF THE RIVER MOUNTAIN RANCH SUBDIVISION (TOTAL OF 6,130 LINEAL FEET), WHICH SERVES THE FOX HOLE SUBDIVISION, THE WHITE WINGS SUBDIVISION, THE RIVER MOUNTAIN RANCH SUBDIVISION, AND THE HERMOSA PALOMA SUBDIVISION (NOW INCORPORATED INTO THE RIVER MOUNTAIN RANCH SUBDIVISION) IN PRECINCTS 3 AND 4 OF HAYS COUNTY, PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE**

Judge Cobb opened public hearing. Public input was received from Greg Germer – Hermosa Paloma Subd. Resident, Kirby Hicks – River Mountain Ranch POA spoke. Judge Cobb closed public hearing. General Counsel and the Director of Transportation will be in attendance to answer any questions of the Court or the public. The HOA of River Mountain Ranch appointed a roads committee that has been working on Chapter 253 proposals for some time. The Court held a public hearing on a more comprehensive proposal in June of this year. The proposal being considered in this Public Hearing (River Mountain Road only) has been refined to accommodate concerns over equity (as well as other legal concerns voiced by some residents). The Director of Transportation will be providing an updated estimate of cost for the improvements needed to bring the roadways up to County road standards. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to call for a vote related to the improvements necessary for public health, safety, or welfare of residents of the county for River Mountain Road from RM 3237 to the cattle guard at the entrance of the River Mountain Ranch subdivision (total of 6,130 lineal feet), which serves the Fox Hole Subdivision,**



the White Wings Subdivision, the River Mountain Ranch Subdivision, and the Hermosa Paloma Subdivision (now incorporated into the River Mountain Ranch Subdivision) in Precincts 3 and 4 of Hays County, pursuant to Chapter 253 of the Texas Transportation Code. All voting "Aye". MOTION PASSED

Clerk's Note – Court took a break at 9:48 a.m. and reconvened into open session at 10:01 a.m.

ACTION REGARDING THE FY 2017 BUDGET INCLUDING A PRESENTATION OF THE JUDGE'S RECOMMENDED BUDGET AND THE SELECTION OF DATES FOR BUDGET WORKSHOPS

Judge Cobb presented the recommended Budget for October 1, 2016 to September 30, 2017. Balanced budget to current Tax Rate - .4670; Capital Projects: \$500k Misc Jail Improvements; \$1M Civic Center Improvements; \$1.5M Pct.3 Building Renovations; Capital Assets: \$900k replacement Law Enforcement vehicles; \$106k to upgrade District Court Room #7 to full functionality for Jury Trials; \$222k for Capital Software to address Financial Transparency, County Wide custom reporting and electronic storage options; Personnel (includes fringe) \$1.7M Market Placement for eligible Law Enforcement positions per Collective Bargaining Agreement (in negotiations); \$587k for 3% Employee Merit Pool; \$18k for Department Heads Merit Pool (-0- for Elected Officials); \$969k for 24 new Full time positions and personnel changes; Average Home Values; General Fund & Road and Bridge Fund. The next Budget Workshops are schedule for August 16th & August 23, 2016 at 1:30 p.m. in the Hays County Commissioners Courtroom.

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 of ECM International, Inc. and Sheriff Gary Cutler spoke of Jail/Law Enforcement/Emergency Operations Center/Training Facility needs, Shannon Herklotz, Assistant Director Inspections and Jail Management with the Texas Commission of Jail Standards, District Attorney Wes Mau, and Chase Stapp, San Marcos Police Chief, all spoke in favor of a new Criminal Justice/Public Safety Facilities. Terry Whitman, Sr. Project Manager at ECM International, Jeff Brad of Turner Construction gave a PowerPoint presentation. The group presented 3 options for the Court's consideration. The Court will bring this item back next week for the Court's consideration.

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

Barbara Hopson – Wimberley resident spoke. Adam Leach, Assistant Director of Transportation and Laura Harris of HNTB spoke of proposed transportation improvements throughout Hays County. He spoke of proposed safety improvements, and bucket projects needed in each precinct. There were 3 options for the Court's consideration. Proposed Priority Projects Options: Option 1 - \$119.6 Million; Option 2 - \$143.2 Million; Option 3 - \$150 Million. This item will be brought back next week for the Court's consideration.

County Clerk's Note Agenda Item #18 RE: 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 – **was pulled**

County Clerk's Note Agenda Item #19 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 GW HASCHKE LANE IN PCT 3 – **was pulled**

County Clerk's Note Agenda Item #20 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**

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 262 and peak was 275 on August 3rd for the week of July 31 to August 6, 2016. The maximum female capacity is 76 inmates. Last week's average was 69 and peak was 77 on 8/3/2016. The maximum male capacity is 256 inmates. Last week's average was 193 and peak was 198 on 8/3/2016. Inmate at Guadalupe County: 96; Inmate at Bastrop County: 30; Inmate at Caldwell County: 0; Inmate at Blanco County: 6; Inmate at Gillespie County: 15.



ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave today's Drought Index: 563. The Burn Ban will remain in effect.

County Clerk's Note Agenda Item #23 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 1:08 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 9, 2016.





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





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





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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 30TH 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 Matt Behrens of Cornerstone Church in Buda 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, of Human Resources presented the Hays County Service Awards. Five Years; Sheriff Human Resources Coordinator - Rebecca Mullen; Ten Years - Sheriff Corrections Officer - Louis King Jones; Sheriff Mechanic Martin Gonzales, Jr.; District Attorney Investigator - Joe Lopez Constable 5 Justice Clerk - Sandra Lopez; Sheriff Detective-Property Crimes - Ronny Walter Torres; Sheriff Administrative Assistant II - Irene Hernandez; Transportation Mechanic - Adam Pendergrass; Fifteen years Tax Lead Customer Service Representative - Gloria Mendoza and she is also retiring at the end of this month; Twenty years - Sheriff Lieutenant -Marshall Todd Riffe; Twenty five years; Sheriff Lieutenant Julie Villalpando; Juvenile Center Juvenile Facility Adminstrator - James Brett Littlejohn; Retirement - Tax Lead Customer Service Representative - Gloria Mendoza.

31784 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$1,092,457.39. All voting "Aye". MOTION PASSED

31785 APPROVE COMMISSIONERS COURT MINUTES OF AUGUST 23, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of August 23, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31786 AUTHORIZE INSTITUTIONAL OSSF PERMIT 619 SUMMIT DRIVE, KYLE, TX

Richardo Osorio is proposing an OSSF to serve a small church at 619 Summit Drive in Precinct 2. This property is a 1.1 acre tract in the Green Pastures Subdivision and water will be supplied by public water supply. The system is designed by Stan Burrier, P.E. to treat a maximum flow of 800 GPD on Sundays. The system consists of a grease trap and standard treatment tank that discharge to an equalization tank which will meter dose to a low pressure dosed drainfield at a daily rate of 200 gallons per day. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Institutional OSSF Permit 619 Summit Drive, Kyle, TX. All voting "Aye". MOTION PASSED**

31787 APPROVE UTILITY PERMITS

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant approve Permit #989 on Mathias Lane issued to Goforth SUD as submitted by the Transportation Department. All voting "Aye". MOTION PASSED

31788 AUTHORIZE COMMERCIAL OSSF PERMIT AT 17301 SUFFIELD DRIVE, BUDA, TEXAS

ATX Fence Supply is proposing an OSSF to serve an office building containing 6 rental spaces and the office/warehouse for their own business. This property is a 7.4 acre tract in the city of Buda known as the ATX Subdivision. This property will be served by a public water supply. The system designer, John Fox, R.S. has designed a system which consists of standard treatment with dispersal by a low pressure pipe drainfield at a daily usage rate of 700 gallons The system on-site sewage facility was oversized in case of future growth. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 17301 Suffield Drive, Buda, Texas. All voting "Aye". MOTION PASSED**



31789 AUTHORIZE THE COUNTY JUDGE TO ACCEPT THE GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FY16 LOCAL SOLICITATION IN THE AMOUNT OF \$11,215.00

On May 31, 2016, the Commissioners' Court authorized submission of a grant with the U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG) program FY16 Local Solicitation. This year Hays County will receive a funding allocation and will be used to purchase 14 Bulletproof Vests in the amount of \$11,515.00 for Law Enforcement Officers. Additional \$300 of local county funds are necessary to complete the purchase. Acceptance is done electronically. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to accept the grant award from the U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG) program FY16 Local Solicitation in the amount of \$11,215.00. All voting "Aye". MOTION PASSED**

31790 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A GRANT APPLICATION TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ), LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) GRANT PROGRAM FOR UP TO \$444,612.00

The TCEQ has announced funding availability to support Local Emergency Planning Committees in establishing, maintaining, and/or improving their implementation of Emergency Planning and Community Right-to-Know Act (EPCRA) provisions. The Act is mainly concerned with the release of hazardous toxic chemicals that potentially can have a detrimental impact on surrounding populations. Hays County maintains an LEPC currently chaired by the Hays County Emergency Services Department Director with membership of numerous local jurisdictions and organizations, and will serve as the lead agency in the grant application. The grant request includes funding for four (4) Remote Automated Weather Station (RAWS) sites capable of monitoring and telemetry reporting of current local weather conditions and a broadcast/emergency alert system to warn the public of potential hazards. The costs total \$444,612.00 and include \$84,612 for the 4 RAWS locations, \$245,000 for Alert FM broadcast capabilities, and \$115,000 for Alert FM Receivers, and these are listed in descending priority order for funding in the application. No matching funds are required for the grant. The application is due to the TCEQ by electronic transmittal on or before August 31, 2016. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to submit a grant application to the Texas Commission on Environmental Quality (TCEQ), Local Emergency Planning Committee (LEPC) Grant Program for up to \$444,612.00. All voting "Aye". MOTION PASSED**

31791 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE FY17 INTERLOCAL CONTRACT FOR THE PUBLIC SAFETY ANSWERING POINT MAINTENANCE, EQUIPMENT AND TRAINING PROGRAM WITH THE CAPITAL AREA EMERGENCY COMMUNICATIONS DISTRICT (CAECD) IN THE AMOUNT OF \$3,000.00

The Capital Area Emergency Communications District (CAECD) is a regional emergency communications district and political subdivision of the State of Texas organized and operating under Chapter 772, subchapter G of the Health & Safety code. This contract is between CAECD and Hays County under chapter 791 of the Health and Safety code so that Hays County can maintain its PSAP(s), upgrade 9-1-1 equipment and train its personnel to participate in the Next Generation 9-1-1 emergency communications service within the District. CAECD will compensate the County a total amount of \$3,000.00 for its performance of this contract. The contract period is from October 1, 2016 through September 30, 2017. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute the FY17 Interlocal Contract for the Public Safety Answering Point Maintenance, Equipment and Training Program with the Capital Area Emergency Communications District (CAECD) in the amount of \$3,000.00. All voting "Aye". MOTION PASSED**

31792 AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE FY17 INTERLOCAL CONTRACT FOR THE NEXT GENERATION 9-1-1 DATABASE PROGRAM WITH THE CAPITAL AREA EMERGENCY COMMUNICATIONS DISTRICT (CAECD) FOR EMERGENCY COMMUNICATIONS GEOGRAPHIC INFORMATION SYSTEM (GIS) SERVICES TO BE PROVIDED BY THE COUNTY IN THE AMOUNT OF \$156,607.00

The Capital Area Emergency Communications District (CAECD) is a regional emergency communications district and political subdivision of the State of Texas organized and operating under Chapter 772, subchapter G of the Health & Safety code. CAECD has developed a Strategic Plan to establish & maintain Next Generation 9-1-1 emergency communications service within the District. Hays County has agreed to participate with CAECD in implementing the Next Generation 9-1-1 emergency communications system in the district. CAECD will compensate the County a total amount of \$156,607.00 for its performance of this contract. The contract period is from October 1, 2016 through September 30, 2017. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute the FY17 Interlocal Contract for the Next Generation 9-1-1 Database Program with the Capital Area Emergency Communications District (CAECD) for emergency communications Geographic Information System (GIS) services to be provided by the County in the amount of \$156,607.00. All voting "Aye". MOTION PASSED**



31793 AMEND THE HISTORICAL COMMISSION BUDGET FOR CONTINUING EDUCATION EXPENSES RELATED TO THE PRESERVATION TEXAS WORKSHOP HELD IN MARSHALL, TEXAS

The Historical Commission director and three members attended the Preservation Texas workshop held on August 11th and need additional funds to cover associated hotel and travel costs. Funds are available in the Historical Commission Publication Fund to cover this amendment. Amount required \$ 439.00; Line Item 141-676-00.5551; Increase - Cont Ed - \$439; Decrease - Contract Services - (\$439). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend the Historical Commission budget for continuing education expenses related to the Preservation Texas workshop held in Marshall, Texas. All voting "Aye". MOTION PASSED**

31794 AUTHORIZE THE CONSTABLE PRECINCT 2 TO PURCHASE ONE NEW RADAR SYSTEM FOR A DEPUTY CONSTABLE VEHICLE AND AMEND THE BUDGET ACCORDINGLY

The Constable Precinct 2 Office would like to utilize fuel savings to purchase new radar for a replacement vehicle that is approved in the FY17 budget. The replacement vehicle is included in the Judge's recommended budget; however the radar was not requested due to an oversight. This equipment will be needed for the vehicle to be fully functional for the Constable's office. Savings within the fuel operating budget will fund this request. No additional county funds required. Amount required \$2,100; Decrease Fuel .5271; Increase LE Eqpt .5717_400. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Constable Precinct 2 to purchase one new Radar System for a Deputy Constable vehicle and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31795 AUTHORIZE THE CONSTABLE PRECINCT 1 TO PURCHASE TWO NEW BULLET PROOF VESTS FOR NEW DEPUTY CONSTABLES AND AMEND THE BUDGET ACCORDINGLY

The Constable Precinct 1 has two new hires filling vacant slots that require fitted Bullet Proof Vests for officer safety. Bullet Proof Vests are fitted per specific measurements of the officer, therefore, previous employee's vests are not usable for the new hires. Savings within the Constable's operating budget have been identified to fund this request. Amount required \$1,800.00; Decrease Constable Fuel .5271; Increase DOJ BPV Grant LE Eqpt .5717_400. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Constable Precinct 1 to purchase two new Bullet Proof Vests for new Deputy Constables and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31796 AUTHORIZE THE PURCHASE OF OFFICE EQUIPMENT FOR THE CJD VETERAN'S COURT GRANT PROGRAM AND AMEND THE BUDGET ACCORDINGLY

The granting agency has authorized a budget adjustment utilizing their treatment savings for a scanner, computer, monitors and a printer to be used for the Veteran's Program. Other budget adjustments are needed to line up the county's financial software with the grant budget. Amount required \$3,218.00; Line item number 001-612-99-083]. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the purchase of office equipment for the CJD Veteran's Court Grant program and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31797 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CHANGE ORDER #01 WITH ARC DOCUMENT SOLUTIONS FOR OFF-SITE SCANNING SERVICES FOR THE DEVELOPMENT SERVICES DIVISION'S PERMIT RECORDS

On May 24, 2016, the Commissioners Court authorized a contract with ARC Document Solutions for digitization of the Development Services Division's permit records. The original document count estimated both by the Division staff as well as the contractor has proven to be much less than the actual amount. This change order is proposed to allow ARC to continue with the project in excess of the originally estimated \$31,650 with a new not to exceed amount of \$48,000. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Change Order #01 with ARC Document Solutions for off-site scanning services for the Development Services Division's permit records. All voting "Aye". MOTION PASSED**

31798 AMEND THE COUNTY CLERK'S OPERATING BUDGET FOR ADDITIONAL OFFICE SUPPLIES AND REPLACEMENT PUBLIC NOTICE BOARDS

The County Clerk needs additional supplies and would like to replace the public notice boards located at the government center. Savings within their operating budget will fund this request. Amount required \$2,700.00; 001-617-00.5211; Decrease Computer Equipment; Increase Office Supplies.



A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend the County Clerk's operating budget for additional office supplies and replacement public notice boards. All voting "Aye". MOTION PASSED

31799 APPROVE THE TRANSFER OF 2006 FORD EXPEDITION FROM OFFICE OF EMERGENCY MANAGEMENT TO DEVELOPMENT SERVICES

The following asset is being requested for transfer from Office of Emergency Management to Development Services. 2006 Ford Expedition - 1FMPU165X6LA79014 - Asset tag - 15662. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve the transfer of 2006 Ford Expedition from Office of Emergency Management to Development Services. All voting "Aye". MOTION PASSED**

31800 AUTHORIZE THE SHERIFF'S JAIL DIVISION TO ESTABLISH TWO NEW CORRECTION SPECIALISTS (CIVILIAN) POSITIONS, GRADE 109 EFFECTIVE SEPTEMBER 1, 2016

The Sheriff has submitted a request to establish this new position within their organizational structure in the FY17 budget. These will be civilian positions that will relieve administrative duties from licensed correction officers allowing the CO's to focus on supervision and movement of inmates as required by Texas Commission on Jail Standards. There are currently four (4) Correction Specialists positions approved in the Judge's Recommended Budget to begin on October 1, 2016. The Sheriff requests the Court's consideration to approve two (2) of the positions with a start date of September 1, 2016. This would allow the Sheriff to move existing personnel into these slots, set up processes and begin transitioning administrative duties. The remaining two positions would be added as recommended on October 1, 2016 allowing for full coverage with rotating shift. The fiscal impact for these two positions to begin effective September 1st will be \$8,034. Salary savings within the departments operating budget is available to fund this request. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Sheriff's Jail Division to establish two new Correction Specialists (civilian) positions, grade 109 effective September 1, 2016. All voting "Aye". MOTION PASSED**

31801 AUTHORIZE THE TREASURER'S OFFICE TO PURCHASE A REPLACEMENT PAYROLL PRINTER AND AMEND THE BUDGET ACCORDINGLY

The Treasurer is requesting to replace the current payroll printer due to ongoing maintenance and repair issues. The payroll printer also requires dual signatures from the Treasurer and Auditor. The new printer will need new signature chips to be replaced beginning October 1st with a new County Auditor taking office. It will be beneficial to have the printer received and new signature chips installed prior to 10/1 in order to seamlessly transition to the new signature lines for payroll processing. The Auditor's Office has savings in contract services and has agreed to make this purchase. If approved, this can be removed from the FY17 Judge's recommended budget. Amount required \$3,983.00; Line Item Number 001-620-00.5712_400; Decrease Auditor's Contract Services .5448; Increase Treasurer's Computer Eqpt .5712_400. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Treasurer's Office to purchase a replacement payroll printer and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31802 ACCEPT ROADS INTO THE COUNTY ROAD SYSTEM, AND RELEASE OF THE MAINTENANCE BOND #PRF9118488MNT-2 IN THE AMOUNT OF \$90,859.05 FOR RIM ROCK SUBDIVISION PH.1, SEC. 5

Jerry Borcharding, Director of Transportation gave staff recommendation of acceptance of roads into the county road system. The Transportation Department has inspected and approved the punch list repairs. Roads include: Magnolia Blossom Cove (863 ft.), Calm Water Cove (775 ft.), Sapling Drive (510 ft.), and the remainder of Rutherford Drive (2,972 ft.) which totals 4,269 linear feet. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept of roads into the county road system, and release of the maintenance bond #PRF9118488MNT-2 in the amount of \$90,859.05 for Rim Rock subdivision. Ph.1, Sec. 5. All voting "Aye". MOTION PASSED**

31803 SUB-625 SANTIAGO SUBDIVISION (2 LOTS) APPROVE FINAL PLAT

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 Whisenant to approve final plat of SUB-625 Santiago Subdivision (2 lots). All voting "Aye". MOTION PASSED**



31804 SUB-631 HEMPHILL SUBDIVISION (1 LOT) APPROVE PRELIMINARY PLAN

Hemphill Subdivision is a proposed 1 lot Subdivision across 3.5 acres. This proposed Subdivision is located off of Pauls Valley Road in Precinct 4. Water Service will be provided by private well and rainwater collection. Wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve preliminary plan of SUB-631 Hemphill Subdivision (1 lot). All voting "Aye". MOTION PASSED**

31805 SUB-592 REUNION RANCH PHASE 3, SECTION 1 (40 LOTS) APPROVE FINAL PLAT; ACCEPT FISCAL SURETY FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$1,283,689.25 (BOND # 1134599)

This section includes 38 single family residential lots, and 2 open space lots. All lots will be served by the Reunion Ranch Water Control and Improvement District. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve SUB-592 Reunion Ranch Phase 3, Section 1 (40 lots) approve final plat; accept Fiscal Surety for the construction of street and drainage improvements in the amount of \$1,283,689.25 (Bond # 1134599). All voting "Aye". MOTION PASSED**

31806 AUTHORIZE THE TREASURER'S OFFICE TO PAYOUT COMPENSATORY TIME FOR THE SHERIFF'S OFFICE EMERGENCY COMMUNICATIONS DIVISION UTILIZING SALARY SAVINGS

Erica Carpenter and Yvette Johnson of the Sheriff's Office spoke. The Emergency Communications Officers are civilian employees but are required to work 12 hour shifts since Dispatch is open 24 hours a day, 7 days a week. Due to this shift requirement and current staff shortages, these positions typically work over 40 hours a week resulting in comp accruals each month. Decreasing their comp hours will allow the ECOs to better manage their accrued time, cover shift shortages and maintain a high level of service to the public. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Treasurer's Office to payout compensatory time for the Sheriff's Office Emergency Communications Division Utilizing Salary Savings. All voting "Aye". MOTION PASSED**

31807 ACTION TO VOTE ON A PROPOSED BUDGET FOR FY 2017 AND SCHEDULE PUBLIC HEARINGS

September 1, 2016 Publish notice of public hearings on tax increase; budget notices emailed to Elected Officials; Publish Officials salaries and summary of budget; Public hearing on tax rate; September 8, 2016 – at 10:00 a.m. and September 13, 2016 at 1:30 p.m. at the Hays County Commissioners Courtroom; public hearing to adopt the FY17 Budget is scheduled for September 20, 2016 at 1:30 p.m. at the Hays County Commissioners Courtroom. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to vote on a proposed Budget for FY 2017. All voting "Aye". MOTION PASSED**

31808 BUDGET WORKSHOP REGARDING THE FY 2017 HAYS COUNTY BUDGET

FY 2017 CC Proposed Budget - Changes to Judge's Recommended Budget

Hays County - FY 2017 Budget Workshop		8/23/2016	Updated 8/30/2016
<u>Department</u>	<u>Request</u>	<u>Fiscal Impact</u>	<u>Fiscal Impact</u>
General Fund			CC Approved
County Wide	Retiree Committee Recommendations - no increase		Court approved
Constable Pct. 1	New Justice Clerk (50%) - eff 1/1/17	13,676	10,257
Constable Pct. 2	New Deputy Constable - eff 1/1/17	48,935	48,935
	Bullet Proof Vest for Deputy Constable	935	935
Constable Pct. 3	New Deputy Constable - eff 1/1/17	48,935	48,935
	Bullet Proof Vest for Deputy Constable	935	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)		

HAYS COUNTY COMMISSIONERS' COURT MINUTES -- AUGUST 30, 2016



		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	15,114
Building Maintenance	Software for Facility Manager	809	809
District Attorney	New Attorney II	89,831	89,831
	New Admin III instead of Admin II	6,950	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	64,433
	New LE Computer Specialist from grade 110 to 111	4,004	-
	Promote 4 Deputies to Corporal (grade as detective)	16,115	16,115
	New ACO Truck w/equipment	52,543	52,543
SO - Jail	New Correction Specialists 109 instead of 108	13,236	13,236
	Reduce Contract Detention to cover Deputy		(64,433)
SO - ACO	City of San Marcos contract for Animal Shelter Services	141,463	141,463
Social Service Agencies	Village of San Marcos - capital funding	250,000	250,000
	CASA - capital funding	325,000	250,000
	Greater San Marcos Youth Council - increase operating	5,000	5,000
County Wide	Budget Infographics transparency software	6,000	-
Elections	Double Fill start 10/1 instead of 11/1	6,502	6,502
Constable Pct. 5	Additional funds for vehicle	4,051	4,051
	Ticket Writer	4,760	4,760
County Wide	Decrease Transfer to JDC	(550,667)	(550,667)
OES	Software Maintenance	5,120	5,120
SO	CIS CAD Training and Software Maintenance	68,970	68,970
Various Depts	Adjust Computer Requests	(261,001)	(261,001)
	Remove Treasurer's Payroll Printer purchased in FY16	(3,983)	(3,983)
County Wide	Low Water Crossing Repairs	1,500,000	1,500,000
	Decrease M&O Tax Rate to .2986 cents	95,664	-
	Revenue from Wimberley for Deputy position	(10,000)	(10,000)
	Decrease M&O Tax Rate to .2916 cents		1,211,743
	Start date for JP 1-2 effective 10/1/16 instead of 11/8/16		11,344
	Addtl Use of Reserves for one time expenditures		(396,092)
	Addtl Use of Reserves for one time expenditures		(2,541,805)
Total General Fund		2,002,415	-

HAYS COUNTY COMMISSIONERS' COURT MINUTES -- AUGUST 30, 2016



Road & Bridge Fund			
	New Truck(reserves)-transfer replacement vehicle Extension	27,600	27,600
Juvenile Detention Fund			
	Revise budget to 1:12 ratio/Decrease GEN Transfer	(550,667)	(550,667)
	Increase Revenue	<u>550,667</u>	<u>550,667</u>
School Safety Zone Fund			
	Radar Signs - Pct 3/4 Radar Signs for School Zones		
	Roll Fund Balance	(32,000)	(32,000)
	4 Radar Signs	32,000	32,000
Family Health Services Fund			
	Roll IGT Transfer	<u>2,172,372</u>	<u>2,172,372</u>
Local Provider Participation			
	Roll Fund Balance (Increase Exp)	<u>12,000,000</u>	<u>12,000,000</u>
Habitat Conservation Fund			
	Roll Fund Balance (Increase Exp)	<u>99,000</u>	<u>99,000</u>
LCRA/WTPUA Fund			
	Roll Fund Balance (Increase Exp)	<u>160,000</u>	<u>160,000</u>
Debt Fund			
	Increase Debt Rate to .1246 cents	(95,805)	(95,805)
	Increase PTF/JDC Revenue	<u>(8,105,603)</u>	<u>(8,105,603)</u>

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a tax rate of 46.0¢ Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant and Commissioner Conley voting "Aye". Judge Cobb voting No. MOTION PASSED

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve the proposed list with the changes provided. 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, LEASE OR VALUE OF REAL PROPERTY OWNED BY HAYS COUNTY

Court convened into Executive Session at 9:58 a.m. and reconvened into open court at 10:15 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Jerry Borcharding - Director of Community and Development and Community Services, Clint Garza, Development Services Manager, Roxie McGinnis, 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 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, David Baylor ROW Agent, 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 9:50 a.m. and reconvened into open court at 9:52 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, David Baylor ROW Agent, 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 COLLECTIVE BARGAINING AGREEMENT BETWEEN HAYS COUNTY AND THE HAYS COUNTY LAW ENFORCEMENT ASSOCIATION

Court convened into Executive Session at 10:15 a.m. and reconvened into open court at 11:05 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. 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

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 272 and peak was 278 on August 25th for the week of August 21 to August 27, 2016. The maximum female capacity is 76 inmates. Last week's average was 73 and peak was 77 on 8/25/2016. The maximum male capacity is 256 inmates. Last week's average was 199 and peak was 201 on 8/25/2016. Inmate at Guadalupe County: 91; Inmate at Caldwell County: 0; Inmate at Bastrop County: 29; Inmate at Walker County: 10; Inmate at Gillespie County: 11; Inmate at Blanco County: 3; Inmate at Burnet County: 12.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index is 212. The Burn Ban will remain lifted

County Clerk's Note Agenda Item # 33 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 Whisenant to adjourn court at 2:09 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 30, 2016.



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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 6TH DAY OF SEPTEMBER 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. Ellen Debenport of the Unity of Wimberley Church 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.

31809 ADOPT A PROCLAMATION DECLARING SEPTEMBER 2016 AS HUNGER ACTION MONTH IN HAYS COUNTY

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to adopt a proclamation declaring September 2016 as Hunger Action Month in Hays County. All voting "Aye". MOTION PASSED

31810 ADOPT A PROCLAMATION DECLARING SEPTEMBER AS PREPAREDNESS MONTH IN HAYS COUNTY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a proclamation declaring September as Preparedness Month in Hays County. All voting "Aye". MOTION PASSED

31811 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 \$937,921.52 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31812 APPROVE COMMISSIONERS COURT MINUTES OF AUGUST 30, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of August 30, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31813 APPROVE UTILITY PERMITS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve utility permit #990 issued to Bluebonnet Electric Cooperative on Redwood Road in Pct. 1 and utility permit #991 issued to Pedernales Electric Cooperative on Deerfield Road in Pct. 4 as submitted by the Transportation Department. All voting "Aye". MOTION PASSED

31814 APPOINT CAITLYN HAIRELL TO REPLACE ROXIE MCINNIS ON THE SAN MARCOS MAIN STREET PROGRAM BOARD

Roxie McInnis has served as the Hays County representative on the Main Street Program Board since September 2014 after replacing Clint Garza. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to appoint Caitlyn Hairell to replace Roxie Mcinnis on the San Marcos Main Street Program Board. All voting "Aye". MOTION PASSED

31815 APPROVE SPECIFICATIONS FOR IFB 2016-B10 ROAD BUILDING MATERIALS AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve specifications for IFB 2016-B10 road building materials and authorize purchasing manager to solicit for bid and advertise. All voting "Aye". MOTION PASSED



31816 APPROVE AWARD OF IFB 2016-B09 METAL PIPE TO CONTECH ENGINEERED SOLUTIONS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve award of IFB 2016-B09 metal pipe to Contech Engineered Solutions. All voting "Aye". MOTION PASSED

31817 AUTHORIZE THE HISTORICAL COMMISSION TO PURCHASE HISTORICAL COTTON PLATFORMS FOR THE KYLE DEPOT RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission director would like to purchase historical cotton bale platforms to be displayed at the Kyle Depot project. These pieces are historically accurate for the time period of the 1920's. Funds are available in the operating budget to cover this amendment. Amount required \$2,000; Line Item number 001-676-00.5719_400; Increase - Misc Equipment; Decrease - Contract Services **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the historical commission to purchase historical cotton platforms for the Kyle depot restoration project and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31818 AUTHORIZE CONSTABLE PCT. 1 AND CONSTABLE PCT. 3 TO PURCHASE MICROSOFT SURFACE PRO TABLETS AND TASER INTERNATIONAL IN-CAR AND BODY CAMERA/TASER SYSTEMS FOR LAW ENFORCEMENT POSITIONS THROUGH OUR MASTER SERVICES AGREEMENTS AND AMEND THE BUDGET ACCORDINGLY

On April 12, 2016 the Court authorized a Master Services Agreement with Taser, International for a taser/body camera program and an In-Car Camera System with an Evidence Management System. The Constable's would like to purchase the complete system for LE positions within their departments. The Body Worn Camera and In-Car Camera Systems is a complete end to end solution for capturing, protecting and storing evidence. Body Worn Cameras feature a wireless activation that will trigger the camera when the taser is activated, will automatically record every 60 seconds activity with an over write for blank video and will upload to Evidence.com with unlimited cloud storage which is a secure infrastructure that is CJIS compliant. Once evidence is stored end users will have the ability to, transfer, manage, retrieve or share evidence in a secure environment. The Axon Fleet cameras have HD video with a wide-angle lens for quality recording. They also feature a front and rear facing camera to record critical situations happening in or out of the vehicle. Other features include wireless activation, which will trigger the camera on when the vehicles light bar is activated as well as encrypted recordings to ensure that the data is protected at all times. As with the body camera program, the in-car camera system uploads to Evidence.com. The program also includes equipment and software discounts as well as software upgrades during the five year term. Taser International, Inc.- Texas Buy Board #500-15.; Microsoft Corporation - DIR Contract # DIR-TSO-3373; Budget Amendment: The Constable's Offices were approved replacement laptop/camera systems during the FY16 budget process. Those were provided through another vendor at a considerable higher price and have been returned unused. The funds will be credited back to their Operating budget to cover the majority of cost of this program. The remaining funds will be covered with other offices returned equipment savings. Total credit \$47,713; Total used \$43,998.; Constable 1 - Total \$14,791.; 7 Body Camera's/Tasers = \$1,646 5 In-Car Camera Systems = \$2,495 5 Tablets w/stands = \$10,650; Constable 3 - Total \$14,392.; 5 Body Camera's/Tasers = \$1,247 5 In-Car Camera Systems = \$2,495 5 Tablets w/stands = \$10,650. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Constable Pct. 1 and Constable Pct. 3 to purchase Microsoft Surface Pro tablets and Taser International In-car and Body Camera/Taser Systems for Law Enforcement positions through our master services agreements and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31819 APPROVE THE JUNE - JULY 2016 TREASURER'S REPORTS AND INVESTMENT REPORTS

Approve the June and July Treasurer's Reports and Investment Reports. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the June - July 2016 Treasurer's reports and investment reports. All voting "Aye". MOTION PASSED**

31820 AUTHORIZE THE TREASURER'S OFFICE TO PURCHASE ONE ADDITIONAL NOVATIME NT7000 TIME KEEPING CLOCK AND AMEND THE BUDGET ACCORDINGLY

The Treasurer's Office would like to purchase a spare Time Keeping Clock in order to utilize when existing clocks are out of operation until repairs can be completed. Savings have been identified to fund this request. Amount required \$2,620.00; Decrease Printing Srvcs 001-620-00.5461 - (\$1,600); Decrease Continuing Ed 001-620-00.5551 - (\$1,020); Increase Misc Equipment 001-620-00.5719_400 - \$2,620. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Treasurer's office to purchase one additional NOVAtime NT7000 Time Keeping Clock and amend the budget accordingly. All voting "Aye". MOTION PASSED**



31821 AUTHORIZE THE HUMAN RESOURCES OFFICE TO UTILIZE SALARY SAVINGS FOR CONTINUING EDUCATION EXPENSES RELATED TO THE 3CMA (CITY-COUNTY COMMUNICATIONS & MARKETING ASSOCIATION) CONFERENCE AND AMEND THE BUDGET ACCORDINGLY

The Communications Manager will be attending the 3CMA conference in September held in San Antonio and needs additional funds to cover associated travel costs. This conference offers sessions on social media, video, citizen engagement, ethics, communications planning and advertising from some of the industry's top experts. Salary savings within the department budget have been identified to fund this request. Amount required \$463.00; Decrease Staff Salaries .5021; Increase Cont Ed .5551. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Human Resources Office to utilize salary savings for continuing education expenses related to the 3CMA (City-County Communications & Marketing Association) Conference and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31822 ACCEPTANCE OF ROADS INTO THE COUNTY ROAD SYSTEM, AND RELEASE OF THE MAINTENANCE BOND #1959443 IN THE AMOUNT OF \$114,876.06 FOR REUNION RANCH SUBDIVISION. PHASE 1B

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 Emma Loop (1,418 ft.), bringing the final total amount to 3,378 ft., and a segment of Reunion Blvd (3,369 ft.), bringing the current total amount to 5,159 ft. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the acceptance of roads into the county road system, and release of the Maintenance Bond #1959443 in the amount of \$114,876.06 for Reunion Ranch Subdivision. Phase 1B. All voting "Aye". MOTION PASSED**

31823 ACCEPTANCE OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, ACCEPTANCE OF THE MAINTENANCE BOND #EAIC881700004 IN THE AMOUNT OF \$42,158.17 FOR A 3-YEAR PERIOD ONLY FOR ADOQUIN TRAIL, AND ACCEPTANCE OF THE MAINTENANCE BOND #EAIC881700005 IN THE AMOUNT OF \$74,213.52 FOR ALL OTHER ROADS WITHIN STONEFIELD SUBDIVISION., SECTION 10

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW, and all regulatory signage as posted. The punch-list repairs have been completed. There was no construction bond issued to the County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the acceptance of road construction and drainage improvements, acceptance of the Maintenance Bond #EAIC881700004 in the amount of \$42,158.17 for a 3-year period only for Adoquin Trail, and acceptance of the Maintenance Bond #EAIC881700005 in the amount of \$74,213.52 for all other roads within Stonefield Subdivision, Section 10. All voting "Aye". MOTION PASSED**

31824 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT SUPPLEMENTAL NO. 2 WITH PRIME STRATEGIES, INC. FOR PROFESSIONAL PUBLIC EDUCATION EFFORTS RELATED TO THE HAYS COUNTY NOVEMBER 8, 2016 ROAD BOND ELECTION AS PART OF THEIR TXDOT/HAYS COUNTY PARTNERSHIP PROGRAM CONTRACT

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the county judge to execute a contract supplemental No. 2 with Prime Strategies, Inc. for professional public education efforts related to the Hays County November 8, 2016 Road Bond Election as part of their TxDOT/Hays County Partnership Program Contract. All voting "Aye". MOTION PASSED
An amended motion was made by Commissioner Conley, seconded by Commissioner Whisenant to fund in FY 2016 out of County-Wide and in FY 2017 out of Contract Services. All voting "Aye". MOTION PASSED

31825 SUB-631 HEMPHILL SUBDIVISION (1 LOT) APPROVE FINAL PLAT

Caitlyn Hairell gave staff recommendation. Hemphill Subdivision is a proposed 1 lot subdivision across 3.5 acres. This proposed subdivision is located off of Pauls Valley Road in Precinct 4. Water service will be provided by private well and rainwater collection. Wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve final plat for SUB-631 Hemphill subdivision (1 lot). All voting "Aye". MOTION PASSED**



31826 SUB-607 PEDERNALES VIEWS SUBDIVISION (5 LOTS) APPROVE PRELIMINARY PLAN

Pedernales Views Subdivision is a proposed 5 lot subdivision across 43.81 acres. This proposed subdivision is located off of Fitzhugh Road in Precinct 4. Water service will be provided by private wells. Wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve preliminary plan of SUB-607 Pedernales Views Subdivision (5 lots). All voting "Aye". MOTION PASSED**

AUTHORIZE THE HUMAN RESOURCES OFFICE TO UTILIZE SALARY AND SAFETY SAVINGS FOR A COUNTY-WIDE MASS NOTIFICATION SOFTWARE SYSTEM AND AMEND THE BUDGET ACCORDINGLY

The Alertus Unified Mass Notification System is designed to alert all or select individuals throughout your institution by leveraging all existing available infrastructure and IT assets, along with innovative appliances to serve gaps in coverage. The system follows a simple activation process that provides both comprehensive and immediate emergency alert notification across facilities and is a highly customizable product with flexible display modes and audio/image options. Salary savings/fringe and safety training within the department budget have been identified to fund this request. Dee Dee Baen, Human Resources Director spoke of a County-Wide Mass Notification Software System. Kharley Smith, Emergency Management Director and Lt. Joe Faulkner spoke of different scenarios and the hope that we may never need to use this notification system. Court discussed policy and procedures. Dee Dee Baen will get all the parties involved and come up with a policy and procedures plan and bring this back to the court for their consideration.

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 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 263 and peak was 272 on September 2nd for the week of August 28 to September 3, 2016. The maximum female capacity is 76 inmates. Last week's average was 68 and peak was 71 on 8/31/2016. The maximum male capacity is 256 inmates. Last week's average was 195 and peak was 206 on 9/2/2016. Inmate at Guadalupe County: 89; Inmate at Bastrop County: 27; Inmate at Burnet County: 21; Inmate at Blanco County: 3; Inmate at Gillespie County: 9.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index: 252. The Burn Ban will remain lifted.

Clerk's Note Agenda Item #22 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 10:08 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 September 6, 2016.



Liz Q Gonzalez

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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 8TH DAY OF SEPTEMBER A.D., 2016, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN SPECIAL MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ALBERT H. COBB JR	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
WILL CONLEY	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
LIZ Q. GONZALEZ	COUNTY CLERK

WITH COMMISSIONER PCT. 2, MARK JONES BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

HOLD A PUBLIC HEARING ON THE FY 2017 PROPOSED TAX INCREASE

Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. Court recognized Bill Herzog for his over 31 years of service as County Auditor. The next Budget Public Hearing will be on Tuesday September 13, 2016 at 1:30 p.m.

ITEMIZED TAX RATE
 Hays County - Fiscal Year 2017
 Commissioner's Court Proposed - 08/30/2016

PROPERTY		TAX	ESTIMATED
<u>VALUATION</u>	<u>FUNDS</u>	<u>RATE</u>	<u>TAX</u>
			<u>COLLECTION</u>
16,269,382,421 (1 cent = \$1,594,399 @ 98% collection)	General M&O	29.16 ¢	46,492,689
16,293,339,255 (1 cent = \$1,596,747 @ 98% collection)	General Debt	12.46 ¢	19,895,471
16,401,368,869 (1 cent = \$1,607,334 @ 98% collection)	Road & Bridge M&O	<u>4.38 ¢</u>	<u>7,040,124</u>
	Ad Valorem Tax Rate	<u>46.00 ¢</u>	<u>73,428,283</u>
			ASSESSED TAXES 74,926,819

Effective Tax Rate	44.65 ¢
Recommended Tax Rate	46.00 ¢
Rollback Tax Rate	49.16 ¢

TAX INCENTIVE PROGRAMS

417,513,819 (1 cent = \$41,751 @ 100% collection)	General M&O	29.16 ¢	1,217,470
393,556,985 (1 cent = \$39,356 @ 100% collection)	General Debt	12.46 ¢	490,372

HAYS COUNTY COMMISSIONERS' COURT MINUTES - SEPTEMBER 8, 2016



201,516,548	Road & Bridge M&O	4.38 ¢	88,264
(1 cent = \$20,152 @ 100% collection)			
	Ad Valorem Tax Rate	46.00 ¢	1,796,107
			<hr/>
		TOTAL ASSESSED TAXES	76,722,926

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to adjourn court at 10:08 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 September 8, 2016.

Handwritten signature of Liz Q. Gonzalez in cursive script.

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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 13TH DAY OF SEPTEMBER 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

David Crowell – Kyle resident made a public comment.

31827 ADOPT A PROCLAMATION DECLARING SEPTEMBER 17-23, 2016 AS CONSTITUTION WEEK

A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to adopt a Proclamation declaring September 17-23, 2016 as Constitution Week. All voting "Aye". MOTION PASSED

31828 ADOPT A PROCLAMATION DECLARING SEPTEMBER 19-25, 2016 AS THE KYLE RAILROAD DEPOT AND HERITAGE CENTER WEEK.

Kate Johnson, Chairman of the Hays County Historical Commission spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Proclamation declaring September 19-25, 2016 as the Kyle Railroad Depot and Heritage Center Week. All voting "Aye". MOTION PASSED

PRESENTATION BY TEXAS A & M FOREST SERVICE LEADERSHIP ENRICHMENT PROGRAM

The Leadership Enrichment Program explained their mission. Throughout the process they have been looking at examples of leadership across the state. One of the group's projects of interest was the Blanco River Recovery and the leadership exhibited by Judge Cobb and Commissioner Conley. They met with both during the recovery effort and would like to recognize Judge Cobb and Commissioner Conley formally during this presentation by awarding them each with a partnership medallion.

31829 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$1,483,949.77 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31830 APPROVE COMMISSIONER COURT MINUTES OF SEPTEMBER 6, 2016 AND SEPTEMBER 8, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of September 6, 2016 and September 8, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31831 AUTHORIZE COMMERCIAL OSSF PERMIT AT 12501 PAUL'S VALLEY RD, AUSTIN, TX, 78736

Scott Hemphill is proposing an OSSF to serve 5 office/warehouse buildings. Each building may have up to 2 offices per building and no more than 6 employees per building. This 3.50 acre property is Lot 1 of the Hemphill Subdivision. These buildings will be served by rainwater collection. The system designer, Hugo Elizondo, P.E., has designed a treatment system, which consists of a lift station, a flow equalization tank, and an aerobic treatment unit. After treatment, the effluent will be dispersed to a drip irrigation field. The system is designed for a daily usage rate of 300 gallons.



A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 12501 Paul's Valley Rd, Austin, TX, 78736. All voting "Aye". MOTION PASSED

31832 AUTHORIZE THE JUVENILE PROBATION DEPARTMENT TO ACCEPT ADDITIONAL GRANT FUNDING FROM THE TEXAS JUVENILE JUSTICE DEPARTMENT CONTRACT AMENDMENT NO. 8 EFFECTIVE AUGUST 31ST AND AMEND THE BUDGET ACCORDINGLY

The Texas Juvenile Justice Department awarded the Hays County Juvenile Probation Department an additional \$16,232.00 for expenses related to contract detention placement of juveniles in pre/post-adjudication facilities. This additional funding will be distributed through TJJD Grant A (State Aid) and is for expenses incurred between July 1 and August 31, 2016. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Juvenile Probation Department to accept additional grant funding from the Texas Juvenile Justice Department Contract Amendment No. 8 effective August 31st and amend the budget accordingly. All voting "Aye". MOTION PASSED

31833 AUTHORIZE COMMERCIAL OSSF PERMIT AT 13187 FITZHUGH ROAD, AUSTIN, TEXAS, 78736

Chad Nemecek of Blackstone Vineyard Development is proposing an OSSF to serve a 5000 square foot wedding barn that will serve up to 400 visitors every weekend. This property is 111 acres and will be served by a public water supply. The system designer, Jon Maass, R.S., has designed a treatment system which consists of a septic tank, a flow equalization tank, and an aerobic treatment unit. After treatment, the effluent will be dispersed by surface application with a maximum daily usage rate of 240 gallons. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 13187 Fitzhugh Road, Austin, Texas, 78736. All voting "Aye". MOTION PASSED

31834 RATIFY THE COUNTY JUDGE'S ACKNOWLEDGEMENT OF RECEIPT OF THE NRCS DAMAGE SUMMARY REPORTS FOR THE UPPER SAN MARCOS WATERSHED DAM SITES 1-5

NRCS conducted site evaluations of the five dam sites and provided Hays County a plan of action for repair. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify the County Judge's acknowledgement of receipt of the NRCS Damage Summary Reports for the Upper San Marcos Watershed dam sites 1-5. All voting "Aye". MOTION PASSED

31835 ACCEPT THE DELIVERY OF THE INTERNAL EXAMINATION REPORTS FOR THE CONSTABLE PRECINCT 3 AND CONSTABLE PRECINCT 5 OFFICES

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept the delivery of the Internal Examination Reports for the Constable Precinct 3 and Constable Precinct 5 Offices. All voting "Aye". MOTION PASSED

31836 RATIFY THE COUNTY JUDGE'S AUTHORIZATION TO EXECUTE BKM FLOOR PLAN AND QUOTES #177990 & 178257 FOR OFFICE FURNITURE FOR THE JUSTICE OF THE PEACE, PRECINCT 1-2 OFFICE AND AMEND THE BUDGET ACCORDINGLY

The Building Maintenance Department is currently working on a re-model at the Government Center for office space for the new Justice of the Peace, Precinct 1-2. The office furniture needed for the Judge's Chambers has been ordered so that the furniture will be received and the office space built out and functional when the new Justice of the Peace takes office. Amount Required \$17,852; Line item 001-645-00.5711_700; BKM Quote #177990 - \$10,808.66; BKM Quote #178257 - \$ 7,042.45; BKM Floor Plan; Possible funding source: County-Wide contingencies - 001-645-00.5399. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to ratify the County Judge's authorization to execute BKM Floor Plan and Quotes #177990 & 178257 for office furniture for the Justice of the Peace, Precinct 1-2 Office and amend the budget accordingly. All voting "Aye". MOTION PASSED

31837 APPROVE THE USE OF CERTIFIED PAYMENTS FOR CREDIT CARD USE IN THE COUNTY CLERK'S OFFICE

The County Clerk is requesting to continue using Certified Payments as their credit card provider. Certified Payments was charging a 3% convenience fee with a \$1.00 minimum for all credit card transactions. They recently lowered their convenience fee to 2.30% with a \$1.00 minimum. The convenience fee is passed on to customers. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to



approve the use of certified payments for credit card use in the County Clerk's office. All voting "Aye".
MOTION PASSED

31838 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUBSCRIPTION SERVICE AGREEMENT WITH ADVENTOS CORPORATION FOR THE SHERIFF'S OFFICE INTELLIGENCE COLLABORATION SOFTWARE

The Adventos (Smart Force) Software subscription is currently budgeted in the FY17 budget. The Sheriff's Office would like to execute the subscription agreement in order to begin the software build out and training process. There is no fee associated with the build out and training. Therefore, authorizing the vendor to begin this project now will allow for a quicker transition to begin using the product on 10/1. This product will enhance communication and delivery of intelligence as well as increasing accountability for crime reduction. Amount required \$9,950 - FY17; Line item number 001-618-00.5718_700. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Subscription Service Agreement with Adventos Corporation for the Sheriff's Office Intelligence Collaboration software. All voting "Aye". MOTION PASSED**

31839 APPROVE SPECIFICATIONS FOR SLURRY SEAL PAVEMENT TREATMENT AND TO ISSUE AN INVITATION FOR BID ON A CONTRACT TO APPLY SLURRY SEAL TO THE SIERRA WEST, HERITAGE WEST, AND THE WOODLANDS SUBDIVISIONS

The subdivisions of Sierra West, Heritage West, and The Woodlands have been identified by the County Transportation Department as being good candidates for the application of a slurry seal pavement treatment. Slurry Seal adds an additional layer of pavement similar to chip seal with better surface characteristics more suitable for subdivision roads, which will help preserve the road and lower maintenance costs. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve specifications for slurry seal pavement treatment and to issue an Invitation For Bid on a contract to apply slurry seal to the Sierra West, Heritage West, and The Woodlands Subdivisions. All voting "Aye". MOTION PASSED**

31840 HOLD A PUBLIC HEARING RELATED TO THE IMPROVEMENT OF BLUE CREEK ROAD IN PRECINCT 4 OF HAYS COUNTY, PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE

Judge Cobb opened public hearing. Public input was received by Connie Burman. Judge Cobb closed public hearing. General Counsel Mark Kennedy presented the proposed ballot for the Court's consideration. Transportation Director Jerry Borcharding spoke. The proposed estimated cost is \$394,968. The assessed amount per the 27 property owners is \$7,314 for 10 years, or \$732 yearly on 4,500 lineal feet. By statute there is 0% interest charged to the homeowners. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to call for a vote related to the improvements necessary for public health, safety, or welfare of residents of the county for Blue Creek Road in Precinct 4 of Hays County, pursuant to Chapter 253 of the Texas Transportation Code. All voting "Aye". MOTION PASSED**

31841 APPROVE THE RESULTS OF THE RETURNED BALLOTS OF THE PROPERTY OWNERS WHO VOTED ON THE PROPOSED IMPROVEMENTS OF RIVER MOUNTAIN ROAD FROM RM 3237 TO THE CATTLE GUARD AT THE ENTRANCE OF THE RIVER MOUNTAIN RANCH SUBDIVISION (TOTAL OF 6,130 LINEAL FEET), WHICH SERVES THE FOX HOLE SUBDIVISION, THE WHITE WINGS SUBDIVISION, THE RIVER MOUNTAIN RANCH SUBDIVISION, AND THE HERMOSA PALOMA SUBDIVISION (NOW INCORPORATED INTO THE RIVER MOUNTAIN RANCH SUBDIVISION) IN PRECINCTS 3 AND 4 OF HAYS COUNTY, PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE

The Commissioners' Court held a public hearing on August 9, 2016 and agreed to submit ballots to the property owners along River Mountain Road to vote on improving the roadway. The purpose of this request to present the tabulation results of said ballots. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve the results of the returned ballots of the property owners who voted on the proposed improvements of River Mountain Road from RM3237 to the cattle guard at the entrance of the River Mountain Ranch subdivision (total of 6,130 lineal feet), which serves the Fox Hole Subdivision, the White Wings Subdivision, the River Mountain Ranch Subdivision, and the Hermosa Paloma Subdivision (now incorporated into the River Mountain Ranch Subdivision) in Precincts 3 and 4 of Hays County, pursuant to Chapter 253 of the Texas Transportation Code. All voting "Aye". MOTION PASSED**



31842 SUB-607 PEDERNALES VIEWS SUBDIVISION (5 LOTS) APPROVE FINAL PLAT

Hays County Planner, Caitlyn Hairell gave staff recommendation. Pedernales Views Subdivision is a proposed 5 lot subdivision across 43.81 acres. This proposed subdivision is located off of Fitzhugh Road in Precinct 4. Water service will be provided by private wells. Wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to approve final plat SUB-607 Pedernales Views Subdivision (5 lots). All voting "Aye". MOTION PASSED**

31843 WAIVE COUNTY DEVELOPMENT FEES FOR THE WIMBERLEY VALLEY HABITAT FOR HUMANITY

This is a non-profit community assistance organization that utilizes volunteers to build homes for low income families. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to waive County development fees for the Wimberley Valley Habitat for Humanity. All voting "Aye". MOTION PASSED**

31844 ADOPT THE FY 2017 HOLIDAY CALENDAR

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt the FY 2017 Holiday Calendar. All voting "Aye". MOTION PASSED

31845 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH FREESE AND NICHOLS FOR THE EVALUATION AND/OR INSPECTION OF DAM STRUCTURES THROUGHOUT THE COUNTY AND AMEND THE BUDGET ACCORDINGLY

Office of Emergency Management Director, Kharley Smith spoke. Hays County dams, low water crossings, and impoundment structures saw more than normal volume during the floods of 2013 and 2015, occasionally making contact with flood debris, including vehicles, homes, and trees. Staff feels the increase in flow and possible wear warrants further inspection by Engineers qualified to evaluate and make an assessment for these structures, located throughout Hays County. The Emergency Services, Transportation and Development Services departments will work with Freese and Nichols to complete these safety inspections. Additionally, Freese and Nichols will evaluate the Damage Summary Report drafted by the NRCS on auxiliary spillway and erosion management for the five dams in the Upper San Marcos Watershed. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Professional Services Agreement with Freese and Nichols for the evaluation and/or inspection of dam structures throughout the county and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31846 AUTHORIZE PAYMENT TO THE CORPORATION FOR NATIONAL & COMMUNITY SERVICE FOR SERVICES PROVIDED DURING THE MEMORIAL DAY 2015 FLOODS FOR EMERGENCY SERVICES FUNCTION (ESF) #6 - MASS CARE IN AN AMOUNT OF \$11,233.37 AND AMEND THE BUDGET ACCORDINGLY

Office of Emergency Management Director, Kharley Smith spoke. CNCS assisted in volunteer oversight and clean-up activities throughout San Marcos and Wimberley areas during the 2015 Memorial Day floods as needed. The cost will be split between Hays County and San Marcos. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize payment to the Corporation for National & Community Service for services provided during the Memorial Day 2015 Floods for Emergency Services Function (ESF) #6 - Mass Care in an amount of \$11,233.37 and amend the budget accordingly; money will come out of contingencies. All voting "Aye". MOTION PASSED**

31847 AUTHORIZE COUNTY JUDGE TO SIGN A PSA WITH HALFF ASSOCIATES FOR THE DEVELOPMENT OF A COUNTY DRAINAGE CRITERIA MANUAL AND AMEND THE BUDGET ACCORDINGLY

Clint Garza, Director of Development and Community Services spoke. Halff Associates, if approved, shall begin the development of a County Drainage Manual, which will be used to standardize the methodology used for the design and regulation of detention, retention, conveyance, erosion control, and other facets of hydraulics and hydrology as they apply to construction in Hays County. Amount required \$25,000.00; Increase Contract Services Consultant 020-710-00.5448_008 - \$25,000; Decrease Equipment Maintenance and Repair 020-710-00.5411 - (\$25,000). **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize County Judge to sign a PSA with Halff Associates for the development of a County Drainage Criteria Manual and amended the budget accordingly. All voting "Aye". MOTION PASSED**



31848 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SANITARY CONTROL EASEMENT BETWEEN HAYS COUNTY AND CRYSTAL CLEAR SPECIAL UTILITY DISTRICT RELATED TO A WATER WELL OPERATED BY CRYSTAL CLEAR SPECIAL UTILITY DISTRICT ON PROPERTY ADJACENT TO PROPERTY OWNED BY HAYS COUNTY. COBB

Director of Development & Community Services, Clint Garza spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Sanitary Control Easement between Hays County and Crystal Clear Special Utility District related to water well operated by Crystal Clear Special Utility District on property adjacent to property owned by Hays County. All voting "Aye". MOTION PASSED**

HOLD A PUBLIC HEARING ON THE FY 2017 PROPOSED TAX INCREASE - 1:30 P.M

Judge Cobb opened public hearing. Public input was received by Arice Axelrod – Hays County resident, Pat Chisholm – Buda resident, Dan Lyon – San Marcos resident, and Alice Chisholm – Buda resident spoke. Judge Cobb closed public hearing. County Auditor announced public hearing to vote on proposed tax increase and proposed budget - September 20th @ 1:30 p.m. at the Commissioner's Courtroom, 111 E. San Antonio Street, 3rd Floor.

ITEMIZED TAX RATE
Hays County - Fiscal Year 2017
Commissioner's Court Proposed - 08/30/2016

PROPERTY	TAX	ESTIMATED
<u>VALUATION</u>	<u>RATE</u>	<u>TAX</u>
<u>FUNDS</u>	<u>COLLECTION</u>	
16,269,382,421 (1 cent = \$1,594,399 @ 98% collection)	General M&O 29.16 ¢	46,492,689
16,293,339,255 (1 cent = \$1,596,747 @ 98% collection)	General Debt 12.46 ¢	19,895,471
16,401,368,869 (1 cent = \$1,607,334 @ 98% collection)	Road & Bridge M&O 4.38 ¢	<u>7,040,124</u>
	Ad Valorem Tax Rate 46.00 ¢	<u>73,428,283</u>
		ASSESSED TAXES 74,926,819

Effective Tax Rate	44.65 ¢
Recommended Tax Rate	46.00 ¢
Rollback Tax Rate	49.16 ¢

TAX INCENTIVE PROGRAMS



417,513,819 (1 cent = \$41,751 @ 100% collection)	General M&O	29.16 ¢	1,217,470
393,556,985 (1 cent = \$39,356 @ 100% collection)	General Debt	12.46 ¢	490,372
201,516,548 (1 cent = \$20,152 @ 100% collection)	Road & Bridge M&O	<u>4.38 ¢</u>	<u>88,264</u>
	Ad Valorem Tax Rate	<u>46.00 ¢</u>	<u>1,796,107</u>
			TOTAL ASSESSED TAXES 76,722,926

County Clerk’s Note Agenda Item # 25 RE: EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE; CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR – was pulled

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 10:52 a.m. and reconvened into open court at 10:57 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. No action taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN HAYS COUNTY AND THE HAYS COUNTY LAW ENFORCEMENT ASSOCIATION

Court convened into Executive Session at 10:57 a.m. and reconvened into open court at 11:03 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley and Chief of Staff Lon Shell. No action taken.

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

Court convened into Executive Session at 11:03 a.m. and reconvened into open court at 11:28 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley 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 recommendation to 311. The jail’s daily average was 273 and peak was 286 on September 7th for the week of September 4 to September 10, 2016. The maximum female capacity is 76 inmates. Last week’s average was 69 and peak was



73 on 9/7/2016. The maximum male capacity is 256 inmates. Last week's average was 204 and peak was 213 on 9/7/2016. Inmate at Guadalupe County: 80; Inmate at Caldwell County: 0; Inmate at Bastrop County: 26;

Inmate at Walker County: 11; Inmate at Gillespie County: 9; Inmate at Blanco County: 3; Inmate at Burnet County: 30.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Today's Drought Index is 317. Burn Ban will remain lifted. Judge Cobb urged the citizens to use extreme caution when conducting outdoor burning.

County Clerk's Note Agenda Item #31 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 2:41 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 September 13, 2016.



Handwritten signature of Liz Q. Gonzalez in cursive.

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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 20TH DAY OF SEPTEMBER 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
OSCAR MEJIA JR	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Bishop Gene Massey 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

Robert Pugh, General Manager of West Travis PUA and Ari Axelrod spoke of Wimberley made a public comment.

31849 ADOPT A PROCLAMATION DECLARING OCTOBER 4, 2016 AS NATIONAL NIGHT OUT

Sheriff Gary Cutler spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to adopt a proclamation declaring October 4, 2016 as National Night Out. All voting "Aye". MOTION PASSED**

31850 ADOPT A PROCLAMATION CELEBRATING INTERNATIONAL DAY OF PEACE ON SEPTEMBER 21, 2016

Center Director of Gary Job Corps. Lonnie Hall and Randolph Goodman, Gary Job Corps Business Community Liason spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a proclamation celebrating International Day of Peace on September 21, 2016. All voting "Aye". MOTION PASSED**

31851 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 \$1,328,571.87 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31852 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 13, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court minutes of September 13, 2016. All voting "Aye". MOTION PASSED

31853 AUTHORIZE THE COUNTY JUDGE TO ACCEPT A GRANT AWARD FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR FUNDING TO SUPPORT THE HAYS COUNTY VETERANS COURT IN THE AMOUNT OF \$101,583.75

On February 23, 2016 the Commissioners Court approved submission of a grant application and accompanying resolution to the Governor's Office, Criminal Justice Division for funding to support the Hays County Veterans Court. 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 grant award is to continue the support and operations of the Court, and includes funding for a 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 project period is from September 1, 2016 through August 31, 2017. The statement of award and required conditions for CJD recipients are attached and acceptance is done electronically. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to accept a grant award from the Office of the Governor, Criminal Justice Division for funding to support the Hays County Veterans Court in the amount of \$101,583.75. All voting "Aye". MOTION PASSED**



31854 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 17361 IH 35, BUDA, TX, 78610

BNT Holdings, LLC is proposing an OSSF to serve a 32,000 square foot office/warehouse. This building will have no more than 30 employees and 5 daily visitors. This 9.459 acre property is Lot 1 of the Cotton Development 2 Subdivision and lies within the City of Buda. Water will be supplied by a public water supply. The system designer, Steve Wenzel, R.S., has designed a system, which consists of standard treatment with dispersal by a low pressure pipe drain field. The maximum daily usage rate is 260 gallons. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Institutional OSSF Permit at 17361 IH 35, Buda, TX, 78610. All voting "Aye". MOTION PASSED**

31855 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 980 SOUTH LOOP 4, BUDA, TX, 78610

GM AG Holdings, LLC is proposing an OSSF to serve a 43,000 square foot Chip Semiconductor business. This building will have no more than 50 employees and 15 daily visitors. This 19.97 acre property is Lot 1 of the GM AG Holdings Subdivision. Water will be supplied by a public water supply. The system designer, Derrick Lormand, R.S., has designed a system, which consists of standard treatment with dispersal by a low pressure pipe drain field. The maximum daily usage rate is 560 gallons. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Institutional OSSF Permit at 980 South Loop 4, Buda, TX, 78610. All voting "Aye". MOTION PASSED**

31856 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 13526 W HIGHWAY 290, AUSTIN, TX

Lasco Polo Club Partners, LTD is proposing an OSSF to serve a Children's Learning Center child care facility at 13526 W Highway 290 in Precinct 4. This property is 12.07 acres in size and water will be supplied by public water supply. The components of this on-site sewage facility will be a grease interceptor, pretreatment tank, equalization tanks, and 2 aerobic treatment units. After treatment, effluent will be dispersed to a drip irrigation field. The system was designed by Erin Banks for an equalized flow of 2743 GPD over a 7 day period. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Institutional OSSF Permit at 13526 W Highway 290, Austin, TX. All voting "Aye". MOTION PASSED**

31857 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE TEXAS GENERAL LAND OFFICE (GLO) TO ADDRESS ACCESS AND HANDLING OF DATA PHYSICALLY OR ELECTRONICALLY ACQUIRED BY THE GLO REGARDING RECOVERY NEEDS WITHIN THE CBDG-DR PROGRAM

The MOU specifies terms and conditions of data acquisition, use, storage, privacy and security and monitoring. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Memorandum of Understanding (MOU) with the Texas General Land Office (GLO) to address access and handling of data physically or electronically acquired by the GLO regarding recovery needs within the CBDG-DR Program. All voting "Aye". MOTION PASSED**

31858 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT TO DISPOSE OF CERTAIN SALVAGE PROPERTY IN THE POSSESSION OF THE DEVELOPMENT SERVICES DIVISION, PURSUANT TO CHAPTER 263 OF THE TEXAS LOCAL GOVERNMENT CODE

Until 2010, the Development Services Division produced paper map books for use by emergency responders, Hays County staff, elected officials, etc. Extra copies were made available for sale to the public. Current roadmap information is provided digitally and current technology has eliminated any demand for the 137 remaining paper books. Staff has determined the map books are now obsolete and have no value for the purpose originally intended. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Development and Community Services Department to dispose of certain salvage property in the possession of the Development Services Division, Pursuant to Chapter 263 of the Texas Local Government Code. All voting "Aye". MOTION PASSED**

31859 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RESOLUTION CERTIFYING THAT THE COUNTY HAS APPROVED A \$13,000 GRANT FOR FY 2017 TO COMBINED COMMUNITY ACTION, AN ORGANIZATION THAT PROVIDES HOME DELIVERED MEALS TO HOMEBOUND PERSONS IN THE COUNTY THAT ARE ELDERLY OR HAVE A DISABILITY

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a resolution certifying that the County has approved a \$13,000 grant for FY



2017 to Combined Community Action, an organization that provides home delivered meals to homebound persons in the County that are elderly or have a disability. All voting "Aye". MOTION PASSED

31860 ACCEPT AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE A TERMINATION OF STANDARD PROFESSIONAL SERVICE AGREEMENT BETWEEN HAYS COUNTY AND AMERICAN TRAFFIC SOLUTIONS, INC. (ATS)

Ari Axelrod- a Wimberley resident spoke. General Counsel Mark Kennedy spoke. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to accept and authorize the County Judge to execute a Termination of Standard Professional Service Agreement between Hays County and American Traffic Solutions, Inc. (ATS). All voting "Aye". MOTION PASSED

31861 ACTION TO ABANDON PLATTED BUT NON-EXISTING ROADWAY IN THE KYLE INDUSTRIAL PARK (BUNNY COVE) WITHIN PRECINCT 2, PURSUANT TO CHAPTER 251 OF THE TEXAS TRANSPORTATION CODE

William Holms- a Hays County resident spoke. Director of Development & Community Services, Clint Garza spoke. The Kyle Industrial Park, which was originally platted in 1985. Landowner of three tracts has asked Hays County to abandon the "paper streets" to ensure the dedication made via the plat is rescinded. Sec. 251.051. GENERAL AUTHORITY OF COMMISSIONERS COURT. (a) The commissioners' court of a county shall: (1) order that public roads be laid out, opened, discontinued, closed, abandoned, vacated, or altered; and (2) assume control of streets and alleys in a municipality that does not have an active de facto municipal government. (b) A unanimous vote of the commissioners court is required to: (1) close, abandon, or vacate a public road; or (2) alter a public road, except to shorten it from end to end (c) The commissioners court of a county may not discontinue a public road until a new road designated by the court as a replacement is ready to replace it (d) The commissioners court may not discontinue, close, or abandon an entire first-class or second-class road unless the road has been vacated or unused for at least three years. Acts 1995, 74th Leg., Ch. 165, Sec. 1, eff. Sept. 1, 1995. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to abandon platted but non-existing roadway in the Kyle Industrial Park (Bunny Cove) within Precinct 2, Pursuant to Chapter 251 of the Texas Transportation Code. All voting "Aye". MOTION PASSED

Clerk's Note – Court took a break at 10:07 a.m. and reconvened into open session at 10:26 a.m.

31862 ACTION TO RESCIND RESOLUTION NO. 30665 OF COMMISSIONERS COURT ADOPTED ON MAY 12, 2015, AND TO APPOINT MAGGIE HERNANDEZ MORENO, PURSUANT TO LOCAL GOVERNMENT CODE SECTION 87.041, TO FILL THE VACANCY IN THE OFFICE OF JUSTICE OF THE PEACE, PRECINCT 1, PLACE 2, EFFECTIVE OCTOBER 1, 2016

Maggie Hernandez Moreno spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to rescind Resolution No. 30665 of Commissioners Court adopted on May 12, 2015, and to appoint Maggie Hernandez Moreno, pursuant to Local Government Code Section 87.041, to fill the vacancy in the Office of Justice of the Peace, Precinct 1, Place 2, effective October 1, 2016. Commissioner Conley, Commissioner Ingalsbe and Judge Cobb voting yes. Commissioner Whisenant and Commissioner Jones voting no. MOTION PASSED

31863 ACTION TO AMEND THE CONTRACT WITH PIONEER TECHNOLOGY GROUP FOR ACCESS TO THE COUNTY CLERK'S OFFICIAL PUBLIC RECORDS EFFECTIVE OCTOBER 1, 2016

Hays County Clerk, Liz Q. Gonzalez spoke. The Court approved a new vendor for the County Clerk's OPR Records on March 29, 2016. The initial contract had a 75/25 shared cost for copies obtained over the internet. With 75% going to the vendor and 25% going to the County Clerk. With the new vendor the County Clerk is now offering the public access to view all documents recorded in the Official Public Records and only charging for printing of any pages. Currently, the County Clerk has not been collecting money for copies via the internet. All requests are sent directly to the Clerk's office for processing. The Court approved the vendor for credit card use on September 13, 2016. PTG is requesting to forego their shared cost in lieu of an increase in the annual maintenance fee. The current yearly maintenance fee is \$26,000. The requested yearly maintenance fee would go to \$48,000. The County Clerk is formally requesting the Court's consideration for this request which will be effective on October 1, 2016 and will have a budget impact for FY 2017. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to amend the contract with Pioneer Technology Group for access to the County Clerk's Official Public Records effective October 1, 2016. All voting "Aye". MOTION PASSED



County Clerk's Note Agenda Item # 16 RE: ACTION TO APPROVE AN ORDER BY THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS EXPRESSING INTENT TO REIMBURSE PROJECT EXPENDITURES FROM PROCEEDS OF FUTURE TAX-EXEMPT OBLIGATIONS, COMMONLY KNOWN AS A REIMBURSEMENT RESOLUTION, RELATED TO PROPERTY OWNED BY HAYS COUNTY ON CLOVIS BARKER ROAD IN SAN MARCOS, TEXAS- **was pulled**

31864 REAPPOINT RAY WHISENANT TO THE BOARD OF DIRECTORS OF THE WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY (THE "WTCPUA") EFFECTIVE OCTOBER 1, 2016 FOR A FOUR YEAR TERM

Commissioner Conley spoke. Commissioner Whisenant initial term ends on September 30, 2016. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to reappoint Ray Whisenant to the Board of Directors of the West Travis County Public Utility Agency (The "WTCPUA") effective October 1, 2016 for a four year term. All voting "Aye". MOTION PASSED**

31865 HOLD A PUBLIC HEARING ON THE FY 2017 HAYS COUNTY PROPOSED BUDGET - 1:30 P.M

Judge Cobb opened public hearing. Public input was received by Mary Cauble, Karen Brown, and Joe Papick-members of the Hays County Child Protective Board. Vickie Dorsett from the Hays County Auditor's Office spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to adopt the recommended changes into the overall proposal in which the court has proposed. All voting "Aye". MOTION PASSED**

31866 ACTION TO SET THE FY 2017 SALARIES AND ALLOWANCES FOR HAYS COUNTY ELECTED OFFICIALS

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to set the FY 2017 salaries and allowances for Hays County Elected Officials. All voting "Aye". MOTION PASSED

31867 ACTION TO ADOPT THE FY 2017 HAYS COUNTY BUDGET AFTER MAKING ANY FINAL CHANGES AS A RESULT OF THE PUBLIC HEARING

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adopt the FY 2017 Hays County budget after making any final changes as a result of the public hearing. All voting "Aye". MOTION PASSED

31868 ACTION TO RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE FY 2017 HAYS COUNTY BUDGET

Adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the Commissioner's Court to ratify the property tax increase reflected in the budget. This budget will raise more total property taxes than last year's budget by \$4,415,636 or 6.24%, and of that amount \$3,792,503 is tax revenue to be raised from new property added to the tax roll this year. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify the property tax increase reflected in the FY 2017 Hays County budget. All voting "Aye". MOTION PASSED**

31869 ACTION TO APPROVE AN ORDER ADOPTING THE TAX RATE FOR FY 2017 AND LEVY THE TAXES

A motion was made by Judge Cobb, seconded by Commissioner Jones to approve an order adopting the tax rate for FY 2017 and levy the taxes. All voting "Aye". MOTION PASSED

WORKSHOP TO INCLUDE A DISCUSSION AND POSSIBLE ACTION REGARDING THE ESTABLISHMENT OF A LIMITATION ON COUNTY PROPERTY TAX INCREASES ON THE RESIDENCE HOMESTEADS OF PERSONS WHO ARE DISABLED OR OVER SIXTY-FIVE YEARS OF AGE AS AUTHORIZED BY SECTION 1-B (H), ARTICLE VIII OF THE TEXAS CONSTITUTION

Commissioner Conley, Judge Cobb, Commissioner Ingalsbe, Chief of Staff Lon Shell, Hays County Tax Assessor Luanne Caraway, Commissioner Whisenant, and Commissioner Jones all spoke on the matter. Section 1-b (h), Article VIII of the Texas Constitution (attached) provides the ability for adopting a tax limitation (tax freeze) on the residence homestead of a person who is disabled or over 65 years of age. Section 1-b (h) states: "The governing body of a county, a city or town, or a junior college district by official action may provide that if a person who is disabled or is sixty-five (65) years of age or older receives a residence homestead exemption prescribed or authorized by this section, the total amount of ad valorem taxes imposed on that homestead by the county, the city or town, or the junior college district may not be increased while it remains the



residence homestead of that person or that person's spouse who is disabled or sixty-five (65) years of age or older and receives a residence homestead exemption on the homestead." Section 11.261 of the Texas Tax Code (attached) provides the requirements for implementation and administration of the freeze. Once enacted, the tax freeze may not be repealed by the County. The tax freeze may be transferred to a surviving spouse in certain circumstances, and the tax freeze may be transferred to another homestead within Hays County by following the method described in 11.261 (g) of the Texas Tax Code. Will be brought back to court next week for discussion.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR

Court convened into Executive Session at 12:50 p.m. and reconvened into open court at 1:30 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, and General Counsel Mark Kennedy. No action taken.

County Clerk's Note Agenda Item # 25 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*

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 HUMPTY DUMPTY. POSSIBLE ACTION MAY FOLLOW IN OPEN COURT

Court convened into Executive Session at 12:15 p.m. and reconvened into open court at 12:24 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley 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 COLLECTIVE BARGAINING AGREEMENT BETWEEN HAYS COUNTY AND THE HAYS COUNTY LAW ENFORCEMENT ASSOCIATION. POSSIBLE ACTION TO FOLLOW IN OPEN COURT

Court convened into Executive Session at 12:24 p.m. and reconvened into open court at 12:50 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, 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. POSSIBLE ACTION MAY FOLLOW

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 278 and peak was 287 on September 12th for the week of September 11 to September 17, 2016. The maximum female capacity is 76 inmates. Last week's average was 72 and peak was 78 on 9/13/2016. The maximum male capacity is 256 inmates. Last week's average was 206 and peak was 216 on 9/15/2016. Inmate at Guadalupe County: 84; Inmate at Caldwell County: 0; Inmate at Bastrop County: 25; Inmate at Walker County: 14; Inmate at Gillespie County: 8; Inmate at Blanco County: 3; Inmate at Burnet County: 41.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Burn Ban will remain lifted. Judge Cobb urged the citizens to use extreme caution when conducting outdoor burning.

County Clerk's Note Agenda Item #30 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 2:23 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 September 20, 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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 27TH DAY OF SEPTEMBER 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:

Bishop Gene Massey 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.

31870 ADOPT A PROCLAMATION DECLARING OCTOBER 2-8, 2016 AS NATIONAL 4-H WEEK

Jason Mangold Hays County Extension Agent, Makenna Hawkins – Vice President of 4H County Counsel, Carleigh Funk – 4H Club Member, and Kyle Herron – President of the 4H County Counsel spoke. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to Adopt a Proclamation declaring October 2-8, 2016 as National 4-H Week. All voting “Aye”. MOTION PASSED**

31871 ADOPT A PROCLAMATION DECLARING OCTOBER 2016 AS NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH

Beatrice Moreno, Hays County Victim Services spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to Adopt a Proclamation declaring October 2016 as National Domestic Violence Awareness Month. All voting “Aye”. MOTION PASSED**

PRESENTATION OF CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING TO MARISOL VILLARREAL-ALONZO FROM THE GOVERNMENT FINANCE OFFICERS ASSOCIATION

County Auditor, Bill Herzog presented the Certificate of Achievement for Excellence in Financial Reporting to Marisol Villarreal-Alonzo from the Government Finance Officers Association.

31872 ADOPT A PROCLAMATION DECLARING SEPTEMBER 28TH AS BILL HERZOG DAY IN HAYS COUNTY AND RECOGNIZE MR. HERZOG FOR HIS 31 YEARS OF SERVICE AS COUNTY AUDITOR

Bill Herzog is retiring from Hays County after serving 31 years as the County Auditor. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to Adopt a Proclamation declaring September 28th as Bill Herzog Day in Hays County and recognize Mr. Herzog for his 31 years of service as County Auditor. All voting “Aye”. MOTION PASSED**

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller of the Human Resources Office presented the Hays County Service Awards. Five Years: Sheriff Deputy - Garrett S. Dominguez; Sheriff Corrections Officer - Jonathan Lopez; County Clerk - Law Librarian/Records Management Officer - Barron, Melody; Transportation Road Maintenance Worker Specialist - Fernando Pimentel; Sheriff Deputy - Michael J. Kirkwood; Sheriff Emergency Communications Officer - Holly Chase; Ten Years: Transportation Road Maintenance - Worker Senior Jose Esteban Cervantes; Transportation Road Maintenance - Worker Senior - David Antonio Martinez; Fifteen Years: Sheriff Emergency Communications Officer - Megan Louise Jones; Twenty Years: Sheriff Lieutenant - Juan Leonardo Saenz; Sheriff Captain - Mark William Cumberland; Twenty Five Years - Juvenile Center_Juvenile Facility Administrator - James Brett Littlejohn; Retirement - Auditor County Auditor Bill Herzog.

31873 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$1,430,068.26, and add two invoices for FM 1626 South, Parcel 1) \$289,885 and Parcel 2) \$492,841 payable to Stewart Title as submitted by the County Auditor. All voting “Aye”. MOTION PASSED



31874 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 20, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of September 20, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31875 AWARD IFB # 2016-B08 CONSTRUCTION SERVICES FOR THE RENOVATIONS OF THE HAYS COUNTY PRECINCT 3 OFFICES TO WOOD AND THOMASON CONSTRUCTION AND AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR AND GENERAL COUNSEL TO NEGOTIATE A CONTRACT AND AUTHORIZE THE COUNTY JUDGE TO SIGN THE CONTRACT

In the FY '17 budget, Commissioners Court authorized renovations for the new Precinct 3 office facility. Staff will complete contractual documents for Wood and Thomason Construction and proceed with facility renovations. Services will begin after October 1, 2016. Amount required NTE \$997,743.64; G/L account is 001-645-00.5741. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to Award IFB # 2016-B08 Construction Services for the renovations of the Hays County Precinct 3 Offices to Wood and Thomason Construction and authorize the Development and Community Services Director and General Counsel to negotiate a contract and authorize the County Judge to sign the contract. All voting "Aye". MOTION PASSED

31876 AUTHORIZE THE HISTORICAL COMMISSION TO RESTORE HISTORICAL ITEMS FOR THE KYLE DEPOT RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission director would like to restore 2 luggage cars, 1 train cart and 2 train benches to be displayed at the Kyle Depot project. These pieces will be disassembled and restored to original condition. Donated funds are available in the Historical Commission Publication fund to cover this amendment. Amount required \$13,950; Increase - Misc Equipment; Decrease - Contract Services; Line item number 141-676-00.5719_400. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the Historical Commission to restore historical items for the Kyle Depot restoration project and amend the budget accordingly. All voting "Aye". MOTION PASSED

31877 AUTHORIZE CAPITAL IMPROVEMENTS TO THE HISTORICAL COMMISSION KYLE DEPOT RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission director would like to install stamped concrete walkways at the Kyle Depot Station. Three quotes were received, with Quintero Construction being the lowest. Donated funds are available in the Historical Commission Publication fund to cover this amendment. Amount required \$4,775; Quintero Construction quote - Increase - Misc Capital Improv; Decrease - Contract Services; Line item number 141-676-00.5741. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize capital improvements to the Historical Commission Kyle Depot restoration project and amend the budget accordingly. All voting "Aye". MOTION PASSED

31878 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A "KEEP IT" PROGRAM AGREEMENT WITH DELL MARKETING, LP AND TO ALLOW THE INFORMATION TECHNOLOGY DEPARTMENT TO ACCEPT DONATED HARDWARE FOR THE VIRTUAL DESKTOP INFRASTRUCTURE (VDI) SOLUTION ROLL OUT AND AMEND THE BUDGET ACCORDINGLY

Jeff McGill Director of Information Technology spoke. Dell Marketing has provided the County with some of the necessary hardware in order to roll out the new VDI Solutions program. VDI utilizes server hardware to run a user's desktop. Users access their virtual desktop using their existing PC which eliminates the need for new computers or upgrades. Funds for the additional hardware and software needed to roll out this program were approved in the FY17 budget. Amount required \$45,983; Increase Contributions - .4610; Increase Computer Equipment Capital - .5712_700. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a "Keep It" Program Agreement with Dell Marketing, LP and to allow the Information Technology Department to accept donated hardware for the Virtual Desktop Infrastructure (VDI) Solution roll out and amend the budget accordingly. All voting "Aye". MOTION PASSED

31879 RATIFY THE COUNTY JUDGE'S AUTHORIZATION TO EXECUTE A RENEWAL AGREEMENT WITH SHI GOVERNMENT SOLUTIONS FOR THE COUNTY WIDE MICROSOFT LICENSING AGREEMENT

Jeff McGill Director of Information Technology spoke. The County's 3 year agreement with SHI for volume licensing is up for renewal. The Microsoft Enterprise Agreement (EA) covers all of our Microsoft Software Products and Licenses. This includes all CALs (Client Access License) for Desktop Operating Systems, Office



Products, and our Data Center Servers. With the EA Software Assurance, we can upgrade and stay current with all of the Microsoft Products throughout the county. Our current License agreement expires on 9/30 and SHI requires the new agreement to be in place prior to this date to ensure there is no gap in service. Funds have been budgeted in FY17 for this annual renewal contract. Amount required \$130,000 budgeted; line item number 001-680-00.5429; SHI Microsoft Volume Licensing Enterprise Enrollment; SHI Microsoft Volume Licensing Program Signature Form. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to ratify the County Judge's authorization to execute a renewal agreement with SHI Government Solutions for the County Wide Microsoft Licensing Agreement. All voting "Aye". MOTION PASSED**

31880 AUTHORIZE THE INFORMATION TECHNOLOGY DEPARTMENT TO DISTRIBUTE MICROSOFT TABLETS, ACCESSORIES AND SOFTWARE TO VARIOUS DEPARTMENTS AND AMEND THE BUDGET ACCORDINGLY

During the FY16 budget the District Attorney's office was approved to replace 17 laptops with Microsoft Tablets. These tablets were unable to interface with courtroom equipment needed during jury trials. Due to this interface issue, the tablets were unusable for the DA Prosecutors. The IT and DA staff have tried various solutions to these issues, but these have remained unusable for the DA staff. The replacement equipment needed for the DA has been budgeted in the FY17 budget. The tablets purchased this year will be distributed to various departments that would have had replacements in the FY17 budget; however, those were removed from the budget prior to adoption so that the equipment in stock could be redistributed. Tablets will be distributed to the following departments: 1- Commissioner Pct. 1; 1- Commissioner Pct. 2; 2-County Clerk; 7-Development Services; 1-Grants; 1-General Counsel; 1-Personal Health; 1-District Court; 15-To be distributed; 1-Auditor (was already approved in Court on 5-17-16); 16-Total distributed; 1-will remain in IT stock for a loaner to be used county wide as needed. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Information Technology Department to distribute Microsoft Tablets, Accessories and Software to various departments and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31881 AUTHORIZE THE DISTRICT ATTORNEY'S OFFICE TO UTILIZE HOT CHECK FEE FUNDS TO IMPLEMENT A SALARY SUPPLEMENTAL FOR THE ADMINISTRATIVE ASSISTANT I, SLOT 019 EFFECTIVE 10/1/16 AND AMEND THE BUDGET ACCORDINGLY

This position has the same responsibilities as the Admin II Hot Check Coordinator. In addition to assisting the public, fielding phone calls, sorting incoming mail, etc., this position also processes bad checks received by merchants for prosecution, prepares necessary legal paperwork, collects fees and assists with restitution payments. The DA has special revenue funds that may be used for this increase. Amount required \$5,743; line item number 080-607-00] increase - \$4,793 salary; Increase - \$ 950 fringe; Decrease - \$5,743 misc. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the District Attorney's Office to utilize Hot Check Fee funds to implement a salary supplemental for the Administrative Assistant I, slot 019 effective 10/1/16 and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31882 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT ADDITIONAL GRANT FUNDING FROM THE UNITED STATES SECRET SERVICE FOR TWO PT300 GPS TRACKING DEVICES AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office has received approval from the US Secret Service to purchase 2 Battery Powered GPS Tracking Devices for the Central Texas Financial Crime Task Force to be utilized during criminal investigations. These devices are utilized to assist in criminal investigations and provide technical surveillance to track and find information related to the investigation. No additional matching county funds required. Increase Intergovernmental Revenue .4301; Increase Le Equipment .5717_400. Amount required \$1,600.00. Line item number 001-618-99-077.5717_400. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Sheriff's Office to accept additional grant funding from the United States Secret Service for two PT300 GPS Tracking Devices and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31883 AUTHORIZE COUNTY COURT AT LAW, VETERAN'S COURT PROGRAM TO ADD A TELEPHONE ALLOWANCE EFFECTIVE SEPTEMBER 1, 2016 FOR THE VETERAN'S COURT ADMINISTRATOR, SLOT 0447-001 AND AMEND THE BUDGET ACCORDINGLY

A stipend has been requested and approved by the granting agency (Office of the Governor, Criminal Justice Division) for this position. This position travels throughout the County and working with veterans in various programs. It is imperative that she is available to county staff, veterans as well as members of the community in order to remain productive and perform duties effectively. Amount required \$35.00; Decrease Telephone Expense- .5489; Increase Telephone Allowance - .5194. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize County Court at Law, Veteran's Court Program to add a telephone allowance effective September 1, 2016 for the Veteran's Court Administrator, slot 0447-001 and amend the budget accordingly. All voting "Aye". MOTION PASSED**



31884 SUB-431 ROLLING HILLS ESTATES SECTION 1, REPLAT OF LOT 1, BLOCK 1 (2 LOTS) GRANT A VARIANCE TO TABLE 10-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES

Caitlyn Hairell, Hays County Planner spoke. The Rolling Hills Subdivision is located off of FM 2001 in precinct 2. The proposed plat will divide Lot 1, Block 1 parcel into two lots - 0.87 acres and 1.0 acres. Water service will be provided by Monarch Water and wastewater service will be accomplished by advanced OSSFs. The Hays County minimum lot size for a lot served by a public groundwater supply system and advanced OSSF is 1.0 acre. When the applicant originally approached the County regarding the division of the lot, Monarch was considered a surface water supplier and the minimum lot size was 0.50 acres. The owner's justification for the variance is based on the fact that the requirements changed before the plat was submitted for review. Additionally, the new minimum lot size requirement will deny the owner the privileges enjoyed by neighboring properties as there are a number of lots in this subdivision which are as small as 0.27 acres. This plat has been reviewed under the County's 1445 agreement with the City of Kyle. The Interlocal Agreement is written to prohibit the City from granting a variance from the County's regulations without prior consent from the County. This action will allow the plat to move forward with City's process for final approval. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve SUB-431 Rolling Hills Estates Section 1, Replat of Lot 1, Block 1 (2 lots) grant a variance to Table 10-1 of the Hays County Rules for On-Site Sewage Facilities. All voting "Aye". MOTION PASSED**

31885 SUB-390 TWIN MOUNTAINS ESTATES 2, AMENDED PLAT OF LOT 17A AND 14A (2 LOTS) GRANT A VARIANCE TO TABLE 10-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES

Caitlyn Hairell, Hays County Planner spoke. The Twin Mountains Estates Subdivision is located off of Cypress Creek Lane in precinct 3. The proposed plat will amend lots 14-17 into two lots - 14A will be 1.25 acres and 17A will be 13.19 acres. Water service will be provided by Wimberley Water supply and private wells. Wastewater service will be accomplished by OSSFs. The Hays County minimum lot size for a lot served by a public groundwater supply system and advanced OSSF is 1.5 acres. Lot 14A has been in the 1.25 acre configuration since 1990. This amended plat will bring the lot that was separated by metes and bounds into current county compliance. This plat has been reviewed under the County's 1445 agreement with the City of Woodcreek. The Interlocal Agreement is written to prohibit the City from granting a variance from the County's regulations without prior consent from the County. This action will allow the plat to move forward with City's process for final approval. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve SUB-390 Twin Mountains Estates 2, Amended plat of lot 17A and 14A (2 lots) grant a variance to Table 10-1 of the Hays County Rules for On-Site Sewage Facilities. All voting "Aye". MOTION PASSED**

31886 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT BETWEEN HAYS COUNTY AND THE HAYS COUNTY LAW ENFORCEMENT AGENCY (HCLEA), THE HAYS COUNTY SHERIFF'S OFFICE, AND ALL HAYS COUNTY CONSTABLES, CONTINGENT ON BARGAINING AGENT'S AGREEMENT

General Counsel, Mark Kennedy gave a brief update on the negotiations. Michael Kirkwood, President HCLEA spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Collective Bargaining Agreement between Hays County and the Hays County Law Enforcement Agency (HCLEA), the Hays County Sheriff's Office, and all Hays County Constables, contingent on bargaining agent's agreement. All voting "Aye". MOTION PASSED**

Court took a break at 10:16 a.m. and reconvened into open session at 10:24 a.m.

31887 APPROVE AN ORDER BY THE COMMISSIONERS COURT OF HAYS COUNTY, TEXAS EXPRESSING INTENT TO REIMBURSE PROJECT EXPENDITURES FROM PROCEEDS OF FUTURE TAX-EXEMPT OBLIGATIONS, COMMONLY KNOWN AS A REIMBURSEMENT RESOLUTION, RELATED TO PROPERTY OWNED BY HAYS COUNTY ON CLOVIS BARKER ROAD IN SAN MARCOS, TEXAS

This reimbursement resolution relates to the County's acquisition of 20.59 acres of property adjacent to the approximately 46 acres already owned by Hays County on Clovis Barker Road. Acquisition of the 20.59 acres was necessary for construction of the Leah Lane gap, remedy of flood plain issues, and eventual sale of the properties, as a whole. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve an Order by the Commissioners Court of Hays County, Texas expressing intent to reimburse project expenditures from proceeds of future tax-exempt obligations, commonly known as a Reimbursement Resolution, related to property owned by Hays County on Clovis Barker Road in San Marcos, Texas. All voting "Aye". MOTION PASSED**

31888 ESTABLISH A LIMITATION ON COUNTY PROPERTY TAX INCREASES ON THE RESIDENCE HOMESTEADS OF PERSONS WHO ARE DISABLED OR OVER SIXTY-FIVE YEARS OF AGE AS AUTHORIZED BY SECTION 1-B (H), ARTICLE VIII OF THE TEXAS CONSTITUTION



A workshop was held on September 20 regarding the tax limitation for disabled residents and residents over sixty-five. Section 1-b (h), Article VIII of the Texas Constitution (attached) provides the ability for adopting a tax limitation (tax freeze) on the residence homestead of a person who is disabled or over 65 years of age. Section 1-b (h) states: "The governing body of a county, a city or town, or a junior college district by official action may provide that if a person who is disabled or is sixty-five (65) years of age or older receives a residence homestead exemption prescribed or authorized by this section, the total amount of ad valorem taxes imposed on that homestead by the county, the city or town, or the junior college district may not be increased while it remains the residence homestead of that person or that person's spouse who is disabled or sixty-five (65) years of age or older and receives a residence homestead exemption on the homestead." Section 11.261 of the Texas Tax Code (attached) provides the requirements for implementation and administration of the freeze. Once enacted, the tax freeze may not be repealed by the County. The tax freeze may be transferred to a surviving spouse in certain circumstances, and the tax freeze may be transferred to another homestead within Hays County by following the method described in 11.261 (g) of the Texas Tax Code. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to establish a limitation on County property tax increases on the residence homesteads of persons who are disabled or over sixty-five years of age as authorized by Section 1-b (h), Article VIII of the Texas Constitution. Commissioner Ingalsbe, Commissioner Conley and Commissioner Whisenant voting "Aye". Commissioner Jones voting "No". Judge Cobb recused himself from the vote. MOTION PASSED**

31889 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A LETTER OF AGREEMENT AS AMENDED, BETWEEN HAYS COUNTY AND CENTRAL TEXAS MEDICAL CENTER (CTMC) AND AUTHORIZE THE PAYMENT OF \$2,172,000 RELATED TO INDIGENT HEALTH CARE COSTS TO BE RELEASED ON OR BEFORE SEPTEMBER 30, 2016

Chief of Staff Lon Shell spoke. Dedicated funds are budgeted each year to be used for payments to CTMC associated with providing indigent health care through the 1115 waiver and the Indigent Program at the Live Oak Clinic. There is currently a total of \$2,172,372.78 remaining in the FY16 budgeted for these payments. The Letter of Agreement only authorizes the payment of funds currently budgeted for FY 2016. Additional funding (\$2M) has been budgeted in the FY17 budget process to address future payments. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Letter of Agreement as amended, between Hays County and Central Texas Medical Center (CTMC) and authorize the payment of \$2,172,000 related to indigent health care costs to be released on or before September 30, 2016. All voting "Aye". MOTION PASSED**

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR

Court convened into Executive Session at 11:30 a.m. reconvened into open court at 3:00 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, Jeff McGill - Director of Information Technology, Jeff Hauff - Grants Director and Clint Garza – Director of Development and Community Services. No action taken.

County Clerk's Note Agenda Item #24 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

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 recommendation to 311. The jail's daily average was 257 and peak was 273 on September 21st for the week of September 18 to September 24, 2016. The maximum female capacity is 76 inmates. Last week's average was 70 and peak was 74 on 9/22/2016. The maximum male capacity is 256 inmates. Last week's average was 186 and peak was 201 on 9/21/2016. Inmate at Guadalupe County: 88; Inmate at Caldwell County: 0; Inmate at Bastrop County: 25; Inmate at Walker County: 13; Inmate at Gillespie County: 8; Inmate at Blanco County: 3; Inmate at Burnet County: 69.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Burn Ban will remain lifted. Judge Cobb urged the citizens to burn safely, when conducting outdoor burning.



County Clerk's Note Agenda Item #27 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 3:04 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 September 27, 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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 4TH DAY OF OCTOBER 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
OSCAR MEJIA	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Janice Jones with Christ the Redeemer Church of 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.

PUBLIC COMMENTS

David Crowell-resident of Kyle spoke.

31890 ADOPT A PROCLAMATION DECLARING OCTOBER 17, 2016 AS HAYS COUNTY CRIME STOPPERS, INC. AWARENESS DAY.

Gary Tucker, Vice Chairman of Crimestoppers Inc. and Don Arledge, Executive Director spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to Adopt a Proclamation declaring October 17, 2016 as Hays County Crime Stoppers, Inc. Awareness Day. All voting "Aye". MOTION PASSED

31891 ADOPT A PROCLAMATION DECLARING THE MONTH OF OCTOBER, 2016 AS NATIONAL BREAST CANCER AWARENESS MONTH

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to Adopt a Proclamation declaring the month of October, 2016 as National Breast Cancer Awareness Month. All voting "Aye". MOTION PASSED

31892 APPROVE PAYMENTS OF COUNTY INVOICES

Judge Cobb introduced the new Hays County Auditor, Marisol Villarrel-Alonzo and new Hays County Auditor Assistant Vickie Dorsett to the court and public. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$565,896.81 as submitted by the County Auditor. All voting "Aye". MOTION PASSED

31893 APPROVE COMMISSIONERS COURT MINUTES OF SEPTEMBER 27, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of September 27, 2016 as presented by the County Clerk. All voting "Aye". MOTION PASSED

31894 AUTHORIZE THE OFFICE OF EMERGENCY SERVICES TO PURCHASE 3 PORTABLE SCENE LIGHTS WHICH WERE OBTAINED WITHOUT A PURCHASE ORDER

3 Portable Scene lights were purchased on an account at GT Distributor's. Each item was \$489.50 totaling \$1,468.50. A line item transfer was approved prior to the purchase but no requisition was created by the Office of Emergency Management. Amount required \$1,468.50. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the Office of Emergency Services to purchase 3 portable scene lights which were obtained without a purchase order. All voting "Aye". MOTION PASSED

31895 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT CONTRACT TWO (2) TO THE FY17 EBOLA PUBLIC HEALTH PREPAREDNESS



PROGRAM WITH THE DEPARTMENT STATE HEALTH SERVICES (DSHS) TO INCREASE AMOUNT TO \$26,525 AND EXTEND CONTRACT TERM AND AMEND THE BUDGET ACCORDINGLY

On August 23, 2016, the Commissioners Court executed Contract One (1) for the Ebola Public Health Preparedness Program with DSHS. Amendment Two (2) will modify grant number 2015-003617-01 (contract) and increase funding from \$24,325 to \$26,525, and extend the contract term to expire on June 30, 2017. Amendment Two (2) and acceptance is done electronically. Budget Amendment: Line item number Increase Intergovernmental Revenue .4301 - \$2,200; Increase General Supplies .5201 - \$2,200. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute Amendment Contract Two (2) to the FY17 Ebola Public Health Preparedness Program with the Department State Health Services (DSHS) to increase amount to \$26,525 and extend contract term and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31896 APPROVE AWARD FOR IFB 2016-B10 ROAD BUILDING MATERIALS TO MULTIPLE VENDORS IN ORDER TO COVER ALL ROAD BUILDING MATERIALS UTILIZED BY THE TRANSPORTATION DEPARTMENT AND AUTHORIZE COUNTY JUDGE TO EXECUTE SAME

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve award for IFB 2016-B10 Road Building Materials to multiple vendors in order to cover all road building materials utilized by the Transportation Department and authorize County Judge to execute same. All voting "Aye". **MOTION PASSED**

31897 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A RESOLUTION AND SUBMIT A GRANT APPLICATION TO THE TEXAS INDIGENT DEFENSE COMMISSION FOR UP TO \$125,002.00

This is a formula grant available annually to the County to assist in the implementation of the provision of the Fair Defense Act (FDA) and improve the indigent defense system. The funds can be used for investigator expenses, attorney fees, and expert witness expense incurred by the County on criminal indigent cases. The grant application is submitted through an on-line electronic process with the Resolution e-mailed for verification authorization. The grant amount is an estimate at this time based on previous award and will be finalized upon grant award. The funding period for this grant is October 1, 2016 through September 30, 2017. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Resolution and submit a grant application to the Texas Indigent Defense Commission for up to \$125,002.00. All voting "Aye". MOTION PASSED**

31898 AUTHORIZE COMMERCIAL OSSF PERMIT AT 721 ROHDE ROAD, KYLE, TEXAS 78640

David Cuddy is proposing an OSSF to serve 10 office/warehouse buildings. This property is 22.93 acres and will be served by a public water system. The system designer, Sergio Lozano, P.E., has designed a system which consists of standard treatment with dispersal by a low pressure pipe drain field at a daily usage rate of 2000 gallons. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 721 Rohde Road, Kyle, Texas 78640. All voting "Aye". MOTION PASSED**

31899 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH WEST THOMPSON REUTERS FOR LEGAL RESEARCH IN THE HAYS COUNTY DISTRICT COURTS

Per Section 323.023(b)(3) of the Texas Local Government Code, Law Library funds may be used for purchasing electronic research subscriptions for use by judges in the county. The District Courts office previous 3-year subscription ended in August 2016 and only allowed access for one staff member. At the recommendation of the Law Librarian, the District Courts offices will use Westlaw Next services for FY17. This is a one-year renewable contract. Content use will be monitored during the year to determine future needs and the availability of funds. The subscription cost includes access for 4 judges and up to 5 administrative staff employees. Funds to cover the subscription cost were budgeted for FY17. Line item 084-680-00.5448. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a contract with West Thompson Reuters for legal research in the Hays County District Courts. All voting "Aye". MOTION PASSED**



31900 APPROVE SPECIFICATIONS FOR IFB 2017-B01, EMERGENCY WATERSHED PROTECTION RIVER DEBRIS & OBSTRUCTION REMOVAL/DISPOSAL BLANCO AND SAN MARCOS RIVERS, AND AUTHORIZE PURCHASING TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve specifications for IFB 2017-B01, Emergency Watershed Protection River Debris & Obstruction Removal/Disposal Blanco and San Marcos Rivers, and authorize purchasing to solicit for bid and advertise. All voting "Aye". MOTION PASSED

31901 APPROVE OUT OF STATE TRAVEL FOR THE EMERGENCY PREPAREDNESS COORDINATOR FOR THE PPHR FALL 2016 REVIEW MEETING, OCTOBER 17TH THROUGH 19TH IN NEW ORLEANS, LA

The Texas Department of State Health Services implements a program called Public Health Ready, which allows jurisdictions to analyze plans, workforce competency, and training evaluation. Their goal is to strengthen each jurisdictions preparedness programs by identifying gaps, creating connectivity between training and plans, and providing peer review. The National Association of City and County Health Officials (NACCHO) reviews applications for the program and has requested assistance in reviewing applications for the current year Public Health Ready participants. All travel expenses associated with the assignment are paid for by NACCHO. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve out of state travel for the Emergency Preparedness Coordinator for the PPHR Fall 2016 review meeting, October 17th through 19th in New Orleans, LA. All voting "Aye". MOTION PASSED

31902 ACCEPT OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS AND RELEASE OF THE LETTER OF CREDIT #LOC #400642000 FOR \$53,576.50 FOR HOWARD RANCH SUBDIVISION, SEC. 4

Jerry Borcharding, Transportation Director gave staff recommendation for 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 Ingalsbe to accept road construction and drainage improvements and release of the Letter of Credit #LOC #400642000 for \$53,576.50 for Howard Ranch Subdivision, Sec. 4. All voting "Aye". MOTION PASSED

31903 ACTION TO CONSIDER NAMING A PRIVATE DRIVEWAY IN PRECINCT 3, AQUIFER OAKS TRAIL

Clint Garza, Director of Development and Community Services gave staff recommendation. The owners of property located at the end of North LBJ in Precinct 3, would like to name their private driveway, Aquifer Oaks Trail. Each property owner has signed the request and has communicated with the Hays County GIS Analyst to coordinate 911 address assignments. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve naming a private driveway in Precinct 3, Aquifer Oaks Trail. All voting "Aye". MOTION PASSED

31904 ACCEPT THE RECOMMENDATIONS OF THE BENEFITS COMMITTEE FOR THE 2017 MEDICAL PLANS

Dee Dee Baen, Human Resources Director and Scott Yarborough - Consultant Agency spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to accept the recommendations of the Benefits Committee for the 2017 Medical Plans. All voting "Aye". MOTION PASSED

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR

Court convened into Executive Session at 10:45 a.m. and reconvened into open court at 11:07 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb and Director of Transportation Jerry Borcharding. No Action Taken



Court convened into Executive Session at 11:37 a.m. and reconvened into open court at 12:50 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Whisenant, Judge Cobb, Elections Administrator Joyce Cowan and Veterans Service Officer, Judge Prather. 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

Commissioner Ingalsbe gave an update on the Right of Way along FM110.

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 RELATED THE HAYS COUNTY REGIONAL HABITAT CONSERVATION PLAN

Court convened into Executive Session at 11:08 a.m. and reconvened into open court at 11:35 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Director of Development and Community Services, Clint Garza 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

Captain Mike Davenport spoke and Hays County Sheriff Gary Cutler 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 recommendation to 311. The jail's daily average was 238 and peak was 252 on September 29th for the week of September 25 to October 1, 2016. The maximum female capacity is 76 inmates. Last week's average was 66 and peak was 71 on 9/29/2016. The maximum male capacity is 256 inmates. Last week's average was 173 and peak was 181 on 9/29/2016. Inmate at Guadalupe County: 80; Inmate at Caldwell County: 0; Inmate at Bastrop County: 25; Inmate at Walker County: 7; Inmate at Gillespie County: 7; Inmate at Blanco County: 3 Inmate at Burnet County: 65.

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Burn Ban will remain lifted. Today's drought index is 179.

DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, LAURA HARRIS, HNTB AND ALLEN CROZIER, HDR

Commissioner Precinct 2 Mark Jones gave an update on SH150.

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to adjourn court at 1:05 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 October 4, 2016.



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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 18TH DAY OF OCTOBER 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
CHRISTOPHER ALANIZ	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Bishop Gene Massey 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

David Crowell-resident of Kyle and David G. Smith Jr.-resident of San Marcos spoke.

31905 ADOPT A PROCLAMATION DECLARING OCTOBER 21, 2016 AS BILL & MF JOHNSON DAY

Commissioner Conley and Mr. Bill Johnson spoke. A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to adopt a proclamation declaring October 21, 2016 as Bill & MF Johnson Day. All voting "Aye". MOTION PASSED

31906 ADOPT A PROCLAMATION DECLARING OCTOBER 17 - 21, 2016 AS NOSOTROS LA GENTE WEEK IN HAYS COUNTY

Celia Barragan and Ralph Gonzales spoke on behalf of Nosotros La Gente. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a proclamation declaring October 17-21, 2016 as Nosotros La Gente Week in Hays County. All voting "Aye". MOTION PASSED

PRESENTATION OF THE GOLD STAR WINNERS TO THE COMMISSIONERS COURT

Kate Blankenship and Jason Mangold introduced Gold Star Winners Kendyl Gordon, Cassandra Twining, and Avery Herron to Commissioners Court and talked about the award and the requirements to get one.

Court took a break at 9:52 a.m. and reconvened into open session at 10:03 a.m.

31907 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 \$1,746,264.40 by the Hays County Auditor. All voting "Aye". MOTION PASSED

31908 APPROVE COMMISSIONERS COURT MINUTES OF OCTOBER 4, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones, to approve Commissioners Court Minutes of October 4, 2016. All voting "Aye". MOTION PASSED

31909 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT A DONATION OF \$2,500 TO THE COMMUNITY OUTREACH DIVISION TO BE USED FOR VARIOUS COMMUNITY OUTREACH PROGRAMS AND AMEND THE BUDGET ACCORDINGLY

The Community Outreach Division received a donation of \$2,500 from Jane Allen, CPA. The vendor requests to have donated funds used for supplies and services for the following programs: Sunshine Kids \$1,200.00, Explorers Post \$400.00, National Night Out \$200.00, Basic & Advanced Citizens Academy \$400.00, Family/Dating Violence Program \$300.00. Budget Amendment: Increase 052-618-00.4610 Contributions



\$2,500.00, Increase 052-618-00.5222 Special Projects \$2,500.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones, to authorize the Sheriff's Office to accept a donation of \$2,500 to the Community Outreach Division to be used for various Community Outreach Programs and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31910 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AMENDMENT TO THE HEALTHCARE PROGRAM SERVICE CONTRACT WITH HAYS COUNTY JAIL AND CORRECT CARE SOLUTIONS

During the FY17 budget process funds were approved to amend the contract with Correct Care Solutions to take effect 10/1/2016 for the purpose of staffing modifications. This contract amendment will add Psychiatry and Mental Health hours. Proposed staffing modifications are as follows: Add 4 hours per week of Psychiatry (increases Psychiatry to 6 hours per week) Add 12 hours per week of MHP (increases MHP to 20 hours per week) **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute an amendment to the Healthcare Program Service Contract with Hays County Jail and Correct Care Solutions. All voting "Aye". MOTION PASSED**

31911 AWARD IFB 2016-B07 SLURRY SEAL PAVING TO VIKING CONSTRUCTION AND AUTHORIZE COUNTY JUDGE TO EXECUTE SAME

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to award IFB 2016-B07 Slurry Seal Paving to Viking Construction and authorize County Judge to execute same. All voting "Aye". **MOTION PASSED**

31912 AUTHORIZE COMMERCIAL OSSF PERMIT AT 1710 SH 21, SAN MARCOS, TEXAS

The Texas Department of Transportation is proposing an OSSF to serve a 1500 square foot office building that will serve up to 30 employees. This property is 7 acres and will be served by a public water supply. The system designer, Joe Wells, P.E., has designed a treatment system which consists of a lift station to a septic tank. After treatment, the effluent will be dispersed via gravity into two ET beds for a maximum daily rate of 120 gallons. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 1710 SH 21, San Marcos, Texas. All voting "Aye". MOTION PASSED**

31913 APPROVE RENEWAL OF IFB 2015-B03 HAULING OF SOLID WASTE WITH TEXAS DISPOSAL SYSTEMS AND CENTRAL WASTE & RECYCLING (GLASS HAULING) FOR ONE (1) ADDITIONAL YEAR AS PROVIDED IN THE ORIGINAL CONTRACT

There will be an increase of the pricing using the consumer price index as allowed in the original bidding documents. This is the first price increase that Hays County has received from Texas Disposal Systems and Central Waste since this contract was awarded in November 2014 and is within the terms of the original contract. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve renewal of IFB 2015-B03 hauling of solid waste with Texas Disposal Systems and Central Waste & Recycling (Glass Hauling) for one (1) additional year as provided in the original contract. All voting "Aye". MOTION PASSED**

31914 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AN AWARD FROM THE BUREAU OF JUSTICE ASSISTANCE (BJA) FOR THE FY2016 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) IN THE AMOUNT OF \$41,386

On April 12, 2016 the Commissioners Court authorized submission of a grant application to the U.S. Department of Justice, Bureau of Justice Assistance (BJA) for FY15 funding under the State Criminal Alien Assistance Program (SCAAP). SCAAP provides federal payments to State and local entities for partial reimbursement of costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions and that are jailed for at least 4 consecutive days. Acceptance is done through internet on-line access to the Grant Management System (GMS). Attached is the Notice of Award from SCAAP and acceptance must be 45 days from the notice of award to draw-down payments. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to accept an award from the Bureau of Justice Assistance (BJA) for the FY2016 State Criminal Alien Assistance Program (SCAAP) in the amount of \$41,386. All voting "Aye". MOTION PASSED**



31915 AUTHORIZE THE COUNTY JUDGE TO ACCEPT AN AWARD FROM THE OFFICE OF THE GOVERNOR, HOMELAND SECURITY DIVISION FOR THE HAYS COUNTY SCHOOL SAFETY ADVANCEMENT PROJECT IN THE AMOUNT OF \$62,554.71

On March 8, 2016 the Commissioners Court authorized submission of a grant application along with the resolution to the Office of the Governor, Homeland Security Grant Division. The grant funds are to provide mass casualty medical supply kits to be stationed at schools and government facilities in Hays County to be prepared for immediate treatment of injuries sustained in an event involving multiple victims. Attached is the notice of award and the award is accepted electronically. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to accept an award from the Office of the Governor, Homeland Security Division for the Hays County School Safety Advancement Project in the amount of \$62,554.71. All voting "Aye". MOTION PASSED**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend the previous motion to state, accept an award from the Office of the Governor, Homeland Security Division for the Hays County School Safety Advancement Project in the amount of \$62,554.71., and amend the budget accordingly. All voting "Aye". MOTION PASSED

31916 APPROVE UTILITY PERMITS

Permit 994, Road Name Rattler Rd/FM 110/McCarty Ln, Utility Fiber Optic cable line (Zayo Group). **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve Utility Permit 994 of a Fiber Optic cable line on Rattler Rd/FM 110/McCarty Ln. All voting "Aye". MOTION PASSED**

31917 AUTHORIZE THE TRANSFER/SALE OF A 2002 FORD F-150 TO THE CITY OF DRIPPING SPRINGS, PURSUANT TO 263-152(A)1 OF THE TEXAS LOCAL GOVERNMENT CODE

The City of Dripping Springs has been using various Hays County assets since the Civic Center ceased operation. One asset is a 2002 Ford F-150, VIN 1FTRX17W12KB57224. The City would like to take ownership of the vehicle permanently. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the transfer/sale of a 2002 Ford F-150 to the City of Dripping Springs, Pursuant to 263-152(A)1 of the Texas Local Government Code. All voting "Aye". MOTION PASSED**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend the previous motion to state, authorize the transfer/sale of a 2002 Ford F-150 to the City of Dripping Springs, Pursuant to 263-152(A)1 of the Texas Local Government Code for the price of \$500. All voting "Aye". MOTION PASSED

31918 AMEND THE OFFICE OF EMERGENCY SERVICES OPERATING BUDGET FOR THE FIRE MARSHAL LEOSE FUND BALANCE TO BE USED FOR CONTINUING EDUCATION EXPENSES

The Fire Marshal receives funds annually from the State Comptroller's Office per Texas Occupations Code 1701.156 for expenses related to the continuing education of license peace officers. Prior year fund balance should be rolled and available to use for continuing education. Due to the combining of the OES and FM departments, this balance was not budgeted. Potential funding source - county wide contingencies. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend the Office of Emergency Services Operating budget for the Fire Marshal Leose Fund balance to be used for continuing education expenses. All voting "Aye". MOTION PASSED**

31919 AUTHORIZE COUNTY JUDGE TO EXECUTE AN ADDENDUM TO INTERLOCAL AGREEMENT FOR COMMERCIAL OFFICE LEASE BETWEEN HAYS COUNTY AND THE CITY OF SAN MARCOS FOR THE LEASE OF SPACE WITHIN THE HAYS COUNTY GOVERNMENT CENTER LOCATED AT 712 SOUTH STAGECOACH TRAIL, SAN MARCOS, TEXAS, 78666

Hays County Chief of Staff and General Counsel negotiated the terms of the addendum that follows. The lease would now extend to 2025, unless the City opts to extend the lease (pursuant to terms agreeable to the County) to 2030. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize County Judge to execute an addendum to Interlocal Agreement for Commercial Office lease between Hays County and the City of San Marcos for the lease of space within the Hays County Government Center located at 712 South Stagecoach Trail, San Marcos, Texas, 78666. All voting "Aye". MOTION PASSED**



31920 AUTHORIZE THE PUBLICATION OF LEGAL NOTICE(S) BY THE OFFICE OF GENERAL COUNSEL, RELATED TO NOVEMBER 8, 2016 BOND ELECTION UNDER CHAPTER 4 OF THE TEXAS ELECTION CODE AND CHAPTER 1251 OF THE TEXAS GOVERNMENT CODE

The Texas Election Code and the Texas Government Code require that the Notice of Election be published, in English and in Spanish, on the same day in each of two successive weeks. The first publication must occur not earlier than the thirtieth (30th) day or later than the fourteenth (14th) before Election Day (i.e. between Sunday, October 9, 2016 and Tuesday, October 25, 2016), in a newspaper of general circulation in the County. A Purchase Order was obtained after receiving a quote from the San Marcos Daily Record. **A motion was made by Commissioner Whiseant, seconded by Commissioner Jones to authorize the Publication of Legal Notices(s) by the Office of General Counsel, related to November 8, 2016 Bond Election under Chapter 4 of the Texas Election Code and Chapter 1251 of the Texas Government Code. All voting "Aye". MOTION PASSED**

31921 AUTHORIZE PAYMENT OF PRINTING AND POSTAGE RELATED TO AN INFORMATIONAL MAILER FOR THE NOVEMBER 8, 2016 BOND ELECTION, COMING FROM CONTINGENCIES, AND AMEND THE BUDGET ACCORDINGLY

The County Communications Manager will edit brochure content and work with the Auditor's Office to secure printing and postal services in order to distribute key factual information related to the November 8, 2016 Bond Election to households with registered voters throughout Hays County. Potential funding source: County Wide contingencies (001-645-00.5399) **A motion was made by Commissioner Whiseant, seconded by Commissioner Jones to authorize payment of printing and postage related to an Informational Mailer for the November 8, 2016 Bond Election, and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31922 APPROVE THE RECOMMENDATION AND SELECTION OF JSW & ASSOCIATES, INC./HALFF ASSOCIATES IN RESPONSE TO RFP #2016-P15 "HAYS COUNTY HAZARD MITIGATION ACTION PLAN" AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE CONTRACT WHEN FINALIZED

On August 9, 2016 the Commissioners Court authorized RFP #2016-P15 for the purposes of soliciting a consultant to facilitate and prepare an Updated Hazard Mitigation Action Plan for Hays County and 11 community partners in the plan. Four firms responded with a proposal and a team of three County staff and a member from one of the participating partners reviewed and ranked the proposals based on established criteria included in the RFP. Two firms were selected for a further interview by the team members, conducted on October 7, 2016. The review team has chosen and recommends the partnership of Jeffrey S. Ward & Associates, Inc. and Halff Associates, Inc. as the successful respondent and asks the Commissioners Court to approve this recommendation. The cost for the consultant services is \$120,000.00. Funding for this project will come partially from a FEMA Pre-Disaster Mitigation grant accepted by the Commissioners Court on June 28, 2016 (\$90,000, or 75%) and County matching funds of \$30,000 (25%). The contract will be drafted and reviewed by General Counsel and we are asking for permission for the County Judge to sign the contract approved by Counsel. A matrix evaluation of the RFP respondents is attached. **A motion was made by Commissioner Whiseant, seconded by Commissioner Jones to approve the recommendation and selection of JSW & Associates, Inc./Halff Associates in response to RFP #2016-P15 "Hays County Hazard Mitigation Action Plan" and authorize the County Judge to execute contract when finalized. All voting "Aye". MOTION PASSED**

31923 RATIFY OUT OF STATE TRAVEL FOR JASON MANGOLD, HAYS COUNTY EXTENSION AGENT TO ATTEND THE 2016 NATIONAL ASSOCIATION OF EXTENSION 4-H AGENTS ANNUAL CONFERENCE IN NEW ORLEANS, LOUISIANA AND AMEND THE BUDGET ACCORDINGLY

The National Association of Extension 4-H Agents (NAE4-HA) is a 501(c)(6) professional's organization for those dedicated to promoting, strengthening, enhancing and advocating for the 4-H youth development profession. It is an internationally recognized, non-profit, non-partisan association of professional youth development educators. The new lead Hays County Extension Agent registered to attend the NAE4-HA annual conference without knowledge of our travel policy and procedures requiring court approval for out of state travel. The conference fee and travel were previously paid before his employment, requiring funds for hotel and meals only. Funds are available in the Extension travel budget. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify out of state travel for Jason Mangold, Hays County Extension Agent to attend the 2016 National Association of Extension 4-H Agents Annual Conference in New Orleans, Louisiana and amend the budget accordingly. All voting "Aye". MOTION PASSED**



31924 RATIFY THE EXECUTION OF DEVELOPMENT APPLICATIONS TO THE CITY OF DRIPPING SPRINGS FOR PERMITS REQUIRED AT THE GAY RUBY DAHLSTROM NATURE PRESERVE AT DAHLSTROM RANCH

Clint Garza – Director of Development and Community Services spoke. The Gay Ruby Dahlstrom Nature Preserve is located within the City of Dripping Springs extraterritorial jurisdiction. Prior to development, a site development plan must be submitted to and approved by the City of Dripping Springs. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify the execution of Development Applications to the City of Dripping Springs for Permits required at the Gay Ruby Dahlstrom Nature Preserve at Dahlstrom Ranch. All voting “Aye”. MOTION PASSED**

31925 AUTHORIZE MOVING EXPENSES FOR THE JP CASEWORKER PROGRAM TO THE GENERAL FUND JP OPERATING BUDGET EFFECTIVE SEPTEMBER 1, 2016 AND AMEND THE BUDGET ACCORDINGLY

The JP Caseworker Program was implemented in FY 2016 (9/1/15 to 8/31/16 grant period) through a grant provided by the Office of the Governor, Criminal Justice Division (CJD). Hays County applied for funding for the FY 2017 fiscal year, however just received notification from CJD on 10/6/2016 regarding funding and program changes. Due to these funding changes and recent changes in the law (HB 2398) that address truancy prevention measures, the program manager requests that we move the program expenses to the general fund operating budget and have the Court determine if they want to continue this program. The County has 45 days from date of award notification to accept or deny the grant, a decision must be made and communicated to CJD on or before November 18, 2016. Program expenses are estimated to be approximately \$11k (9/1/16 through 11/18/16) which includes the Caseworker salary and fringe benefits, travel expenses related to school/home visits and court sanctions, and telephone expense for communication and outreach. Potential funding source: County Wide salary adjustments (001-645-00.5091) due to attrition. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize moving expenses for the JP Caseworker Program to the General Fund JP Operating Budget effective September 1, 2016 and amend the budget accordingly. All voting “Aye”. MOTION PASSED**

31926 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 3 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HDR ENGINEERING, INC. FOR THE BUDA TRUCK BYPASS (ROBERT S. LIGHT BLVD. EXT.) PROJECT IN HAYS COUNTY INCREASING THE COMPENSATION CAP FROM \$2,100,000.00 TO \$2,150,000.00

Allen Crozier with HDR and Laura Harris with HNTB spoke. The additional authorized money will allow for execution of Supplemental Work Authorizations on the Buda Truck Bypass/Robert S. Light Blvd. ext. project. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Supplemental Agreement No. 3 to the Professional Service Agreement with HDR Engineering, Inc. for the Buda Truck Bypass (Robert S. Light Blvd. Ext.) Project in Hays County increasing the compensation cap from \$2,100,000.00 to \$2,150,000.00. All voting “Aye”. MOTION PASSED**

31927 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT WITH HDR ENGINEERING, INC. FOR RIGHT-OF-WAY ACQUISITION SERVICES ON THE POSEY ROAD AT IH-35 PROJECT IN HAYS COUNTY

Laura Harris with HNTB spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Service Agreement with HDR Engineering, Inc. for Right-of-Way acquisition services on the Posey Road at IH-35 Project in Hays County. All voting “Aye”. MOTION PASSED**

31928 CANCEL HAYS COUNTY'S MEMBERSHIP IN THE GREATER AUSTIN-SAN ANTONIO CORRIDOR COUNCIL

Commissioner Conley spoke. Hays County is currently a member of the Greater Austin –San Antonio Corridor Council. Membership dues are \$7,000.00 per year. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to cancel Hays County’s membership in the Greater Austin-San Antonio Corridor Council. All voting “Aye”. MOTION PASSED**



31929 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH BOWMAN CONSULTING GROUP, FOR SERVICES RELATED TO THE HAYS COUNTY MS4 PROGRAM

Clint Garza – Director of Development and Community Services spoke. State law requires Hays County maintain a permit for a municipal separate storm sewer system. In short, the separate storm sewer system includes ditches, curbs, gutters, and any storm sewers located within Hays County R.O.W. Years 1-2 were handled exclusively by staff, however, as the permit moves forward, technical requirements exceed staff capacity and capabilities. Bowman Consulting Group will assist D&CS staff with compliance with the MS4 Permit, including program design/adaptation and annual reporting to TCEQ. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to execute a Professional Services Agreement with Bowman Consulting Group, for services related to the Hays County MS4 Program. All voting “Aye”. MOTION PASSED**

31930 PURSUANT TO CHAPTER 253 OF THE TEXAS TRANSPORTATION CODE, TO APPROVE THE RESULTS OF THE RETURNED BALLOTS OF THE PROPERTY OWNERS WHO VOTED ON THE PROPOSED IMPROVEMENTS OF BLUE CREEK DRIVE WITHIN THE BLUE CREEK SUBDIVISION IN PRECINCT 4 OF HAYS COUNTY

Hays County Clerk Liz Q. Gonzalez, General Counsel Mark Kennedy and Transportation Director Jerry Borchering spoke on the matter. The Commissioners Court held a public hearing on September 13, 2016 and agreed to submit ballots to the property owners along Blue Creek Drive to vote on improving the roadway. The purpose of this request to present the tabulation results of said ballots. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the results of the returned ballots of the property owners who voted on the proposed improvements of Blue Creek Drive within the Blue Creek Subdivision in Precinct 4 of Hays County. All voting “Aye”. MOTION PASSED**

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR. COBB

Court convened into Executive Session at a.m. and reconvened into open court at a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, and Chief of Staff Lon Shell. No Action Taken.

County Clerk’s Note Agenda Item #29 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

31931 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING ALL INDIVIDUAL POSITIONS WITHIN THE HAYS COUNTY AUDITOR'S OFFICE. POSSIBLE ACTION MAY FOLLOW

Court convened into Executive Session at 11:42 a.m. and reconvened into open court at 11:54 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Chief of Staff Lon Shell, Assistant County Auditor Vickie Dorsett and Hays County Auditor Marisol Alonzo. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept the Auditor’s Office proposed re-organization as proposed, downgrading and re-titling the Budget & Projects Manager, Grade 118 to Accounting & Auditing Manager, Grade 117; downgrading the Financial Analyst III, Grade 115 to Financial Analyst II, Grade 114; Re-titling the Internal Auditor I to Project Accountant I for a total annualized savings of (\$7,723) effective immediately. 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, LEASE OR VALUE OF REAL PROPERTY OWNED BY HAYS COUNTY. POSSIBLE ACTION TO FOLLOW IN OPEN COURT

Court convened into Executive Session at a.m. and reconvened into open court at a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, and Chief of Staff Lon Shell. No Action Taken.

31932 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 BOURBON, PROJECT RENEW, PROJECT HUMPTY DUMPTY AND PROJECT ENFIELD. POSSIBLE ACTION MAY FOLLOW IN OPEN COURT

Court convened into Executive Session at 10:49 a.m. and reconvened into open court at 11:28 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Chief of Staff Lon Shell, Mike Kamerlaner, Adriana Cruz, and Victor Garza from Greater San Marcos Partnership, Ann Miller from Buda Economic Development, and Diana Blank-Torres from Kyle Economic Development. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Chapter 381 Economic Development Incentives Agreement between Hays County and Heaven Hill Distilleries, Inc., as presented in Executive Session.**

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Chapter 381 Economic Development Incentives Agreement between Hays County and RSI, Incorporated, as presented in Executive Session.

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

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 279 and peak was 297 on October 13th for the week of October 9 to October 15, 2016. The maximum female capacity is 76 inmates. Last week's average was 70 and peak was 73 on 10/13/2016. The maximum male capacity is 256 inmates. Last week's average was 209 and peak was 224 on 10/13/2016. Inmate at Guadalupe County: 73. Inmate at Bastrop County: 24. Inmate at Burnet County: 73. Inmate at Blanco County: 2. Inmate at Gillespie County: 3. Inmate at Walker County: 12

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Judge Cobb gave an update. Burn Ban will remain lifted.

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

Laura Harris of 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: FM 1626 to Yarrington); FM 110 (McCarty to SH 123); FM 1626 North (RM 967 to Brodie Lane); Pass Through Reimbursements; US 290- \$7,600,000 (Complete); CR 210- \$7,619,579 (40.8%); IH 35 FR and RM 150- \$7,597,641 (39.4%); FM 110- \$330,853 (4.2%); FM 1626 North- \$3,724,966 (10.2%); Precinct 1- Yarrington Bridge Replacement (at IH 35) Anticipated Substantial Completion Date October 2016; Precinct 2; FM 1626 North (FM 967 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) Contractor Texas Sterling \$20,562,622.32 Delayed Start Began July 29, 2016; Hays County / TxDOT Partnership Program Projects Update- Precinct 1; IH 35 Ramp Reversals (RM 150 to Blanco River) Anticipated Completion Date Spring 2017; FM 150 Center Turn Lane (East of Lehman to SH 21) Anticipated Completion Date Spring 2017; Precinct 2; RM 967 (FM 1626 to Cole Spring Road) Substantial Completion: April 1, 2016 TxDOT and Capital Negotiating Final Change Orders; Precinct 3; Precinct 4.

ADJOURNMENT

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adjourn court at 1:04 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 October 18, 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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 25TH DAY OF OCTOBER 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
CHRISTOPHER ALANIZ	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Erich Siemens 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 Human Resources presented awards for years of service in Hays County. Five Years: Sheriff Deputy David B. Gamble, Sheriff Lead Emergency Communication Officer Amanda R. Oliver, Juvenile Center Senior Licensed Mental Health Counselor Britney J. Watson, Sheriff Corrections Officer Preston E. Dodson. Ten Years: JP 5 Justice Clerk Angelita Trevino Cruz, District Clerk Deputy Clerk II Rachael Vasquez, District Attorney Investigator Matthew Scott Grantham. Fifteen Years: Sheriff Detective – Financial Crimes Angelo Floiran. Twenty Years: Sheriff Corporal Corrections Monica Shaffer, Development Services Environmental Health Specialist I Corrie Handler Smith.

PRESENTATION TO UPDATE THE COMMISSIONERS COURT ON THE PLUM CREEK WATERSHED PROTECTION PLAN

Nick Dornak gave an update on the Plum Creek Watershed Protection Plan.

PRESENTATION BY CHIEF DAVID SMITH, SAN MARCOS HAYS COUNTY EMS, REGARDING ESD 9

Chief David Smith of San Marcos Hays County EMS gave a presentation regarding ESD 9.

31933 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 \$906,127.58 by the Hays County Auditor. All voting "Aye". MOTION PASSED

31934 APPROVE COMMISSIONERS COURT MINUTES OF OCTOBER 18, 2016

A motion was made by Commissioner, Whisenant seconded by Commissioner Jones to approve Commissioners Court Minutes of October 18, 2016. All voting "Aye". MOTION PASSED

31935 APPROVE THE TRANSFER OF A 2007 DODGE CHARGER FROM THE SHERIFF'S OFFICE FLEET TO THE DISTRICT ATTORNEY'S OFFICE

The following asset is being requested to transfer from the Sheriff's Office inventory to be utilized by the District Attorney's Office. 2007 Dodge Charger; VIN: 2B3KA43R47H714597; County Asset Tag #: 16111. A motion was made by Commissioner, Whisenant seconded by Commissioner Jones to approve the transfer of a 2007 Dodge Charger from the Sheriff's Office fleet to the District Attorney's Office. All voting "Aye". MOTION PASSED

31936 APPROVE THE TRANSFER OF A 2007 DODGE CHARGER AND EQUIPMENT FROM THE SHERIFF'S OFFICE FLEET TO CONSTABLE PCT. 3



The following asset is being requested to transfer from the Sheriff's Office inventory to be utilized by the Constable Pct. 3 Office. 2007 Dodge Charger; VIN: 2B3KA43HX7H878122; County Asset Tag #: 16733; Tomar Light Bar; County Asset Tag #: 16736; Setina Prisoner Cage: County Asset Tag #: None Found; Stalker Radar; County Asset Tag #: 17672; Serial #: DC10 4750; Watchguard Video System; County Asset Tag #: 16734; Serial Number: DV10-122. **A motion was made by Commissioner, Whisenant seconded by Commissioner Jones to approve the transfer of a 2007 Dodge Charger and equipment from the Sheriff's Office fleet to Constable Pct. 3. All voting "Aye". MOTION PASSED**

31937 APPROVE THE TRANSFER OF A 2012 CHEVROLET TAHOE FROM THE SHERIFF'S OFFICE TO DEVELOPMENT SERVICES

The following asset is being requested to transfer from the Sheriff's Office inventory to Development Services. 2012 Chevrolet Tahoe; VIN: 1GNLC2E01CR319195; County Tag ID: 17932. **A motion was made by Commissioner, Whisenant seconded by Commissioner Jones to approve the transfer of a 2012 Chevrolet Tahoe from the Sheriff's Office to Development Services. All voting "Aye". MOTION PASSED**

31938 APPROVE THE TRANSFER OF A 2007 DODGE CHARGER FROM THE SHERIFF'S OFFICE TO BUILDING MAINTENANCE

The following asset is being requested to transfer from the Sheriff's Office inventory to Building Maintenance. 2007 Dodge Charger; VIN: 2B3KA43R87H714604; County Tag ID: 16110. **A motion was made by Commissioner, Whisenant seconded by Commissioner Jones to approve the transfer of a 2007 Dodge Charger from the Sheriff's Office to Building Maintenance. All voting "Aye". MOTION PASSED**

31939 APPROVE UTILITY PERMITS

Permit: 993 and 995. Road Name: Commerce Court (a.k.a. Bradley Circle) and Sawyer Ranch Road. Utility: Sewer line (Walenta Construction) and gas line (Texas Gas Service). **A motion was made by Commissioner, Ingalsbe seconded by Commissioner Whisenant to approve Utility Permit 993 on Commerce Court (a.k.a. Bradley Circle) for a sewer line (Walenta Construction) and Utility Permit 995 on Sawyer Ranch Road for a gas line (Texas Gas Service). All voting "Aye". MOTION PASSED**

31940 RATIFY OUT OF STATE TRAVEL FOR DETECTIVE ANGELO FLORIAN TO ATTEND THE 25TH ANNUAL ARNOLD MARKEL SYMPOSIUM IN NEW HAVEN, CONNECTICUT

The Sheriff's Office is requesting ratification of out of state travel for Detective Angelo Floiran by attending the 25th Annual Arnold Markel Symposium in New Haven, Connecticut starting October 24-25, 2016. The symposium focuses on Financial Crimes and Bridging the gap between Public and Private Sectors. Detective Floiran has worked a large amount of cases involving Identify Theft and Financial Crimes and has been asked to sit on a panel during the symposium to share his knowledge and expertise on this rising trend. No additional funds are needed, The University of New Haven has agreed to provide funding for registration, airfare and per diem. Hotel fees will be paid by the attending detective with potential reimbursement from the United States Secret Service. **A motion was made by Commissioner, Ingalsbe seconded by Commissioner Whisenant to ratify out of state travel for Detective Angelo Floiran to attend the 25th Annual Arnold Markel Symposium in New Haven, Connecticut. All voting "Aye". MOTION PASSED**

31941 APPROVE SPECIFICATIONS FOR IFB 2017-B02 COUNTYWIDE DUMPSTERS AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR BID AND ADVERTISE

A motion was made by Commissioner, Ingalsbe seconded by Commissioner Whisenant to approve specifications for IFB 2017-B02 Countywide Dumpsters and authorize Purchasing Manager to solicit for bid and advertise. All voting "Aye". MOTION PASSED

31942 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A BUSINESS ASSOCIATE AGREEMENT WITH DR. CHARLES ANDERSON M.D. FOR HEALTH AUTHORITY AND CONSULTATION SERVICES AT THE LOCAL HEALTH DEPARTMENT

As a condition of different grants and contracts Hays County has with the State of Texas, the County is required to execute a business associate agreement with Dr. Charles Anderson M.D. HIPPA Privacy Rule requires that a written assurance be obtained to ensure that the selected consultant will appropriately safeguard the protected health information said individual receives or creates on behalf of the Local Health Department. **A motion was**



made by Commissioner, Ingalsbe seconded by Commissioner Whisenant to authorize the County Judge to execute a Business Associate Agreement with Dr. Charles Anderson M.D. for health authority and consultation services at the Local Health Department. All voting "Aye". MOTION PASSED

31943 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A BUSINESS ASSOCIATE AGREEMENT WITH DR. CHAMALEE WEERATUNGE I.D. FOR TUBERCULOSIS CONSULTATION SERVICES AT THE LOCAL HEALTH DEPARTMENT

As a condition of different grants and contracts Hays County has with the State of Texas, the County is required to execute a business associate agreement with Dr. Chamalee Weeratunge I.D. HIPPA Privacy Rule requires that a written assurance be obtained to ensure that the selected consultant will appropriately safeguard the protected health information said individual receives or creates on behalf of the Local Health Department. **A motion was made by Commissioner, Ingalsbe seconded by Commissioner Whisenant to authorize the County Judge to execute a Business Associate Agreement with Dr. Chamalee Weeratunge I.D. for Tuberculosis consultation services at the Local Health Department. All voting "Aye". MOTION PASSED**

31944 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A BUSINESS ASSOCIATE AGREEMENT WITH TINA HARRIS-TORRES REGISTERED PHARMACIST FOR CONSULTATION AND PROFESSIONAL PHARMACIST-IN-CHARGE SERVICES AT THE LOCAL HEALTH DEPARTMENT

As a condition of different grants and contracts Hays County has with the State of Texas, the County is required to execute a business associate agreement with Tina Harris-Torres Registered Pharmacist. HIPPA Privacy Rule requires that a written assurance be obtained to ensure that the selected consultant will appropriately safeguard the protected health information said individual receives or creates on behalf of the Local Health Department. **A motion was made by Commissioner, Ingalsbe seconded by Commissioner Whisenant to authorize the County Judge to execute a Business Associate Agreement with Tina Harris-Torres Registered Pharmacist for consultation and professional pharmacist-in-charge services at the Local Health Department. All voting "Aye". MOTION PASSED**

31945 AUTHORIZE COMMERCIAL OSSF PERMIT AT 4785 TRANSPORTATION WAY, SAN MARCOS, TEXAS

Warren Realty, LTC is proposing an OSSF to serve an office building for Ingram Ready Mix plant. This property is a 6.33 acre tract in the Posey Road Industrial Park subdivision, Lot 1, Block1, Phase 1. This property will be served by a public water supply. The system designer, Greg Johnson, P.E. has designed an aerobic treatment system with spray irrigation. The system is designed to treat 300 gallons per day. **A motion was made by Commissioner, Whisenant seconded by Commissioner Jones to authorize Commercial OSSF Permit at 4785 Transportation Way, San Marcos, Texas. All voting "Aye". MOTION PASSED**

31946 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SERVICES AND BUSINESS ASSOCIATES AGREEMENTS WITH CONTEGO INFORMATION MANAGEMENT FOR ON-SITE DIGITIZATION OF LOCAL HEALTH DEPARTMENT RECORDS

The Local Health Department has been working in coordination with the Records Management Officer to digitize records. Outsourced digitization of approximately 27,222 immunization and tuberculosis records is a cost-effective and efficient solution for digitizing records. The department has over 100,000 additional records that need retention and/or digitization. Approval of the outsourced digitization of these records will lessen the amount of work necessary by staff to digitize the remaining records. Digitization services will be completed on-site ensuring that HIPAA physical security requirements are met. Contego Information Management was chosen due to their knowledge and business practices that ensure adherence to the HIPAA Privacy and Security Rules. In addition, Contego's quality assurance process is consistent with the procedures implemented by the Director and Records Management Office for the department. The quality assurance process ensures that images and indexing meet required standards. Funds for these services were approved in the FY'17 budget process. The HIPAA Privacy and Security Rules require that covered entities enter into contracts with their business associates to ensure that the business associates will appropriately safeguard protected health information. The agreement protects personal health information in accordance with HIPAA guidelines. HIPAA requires that agreements be in writing, whether in the form of a contract or other agreement between the covered entity and the business associate. Approval and execution of the agreement ensures paper and electronic records are handled in accordance with all applicable rules. **A motion was made by Commissioner, Whisenant seconded by Commissioner Jones to authorize the County Judge to execute Services and Business Associates Agreements with Contego Information Management for on-site digitization of Local Health Department records. All voting "Aye". MOTION PASSED**



31947 AUTHORIZE COMMERCIAL OSSF PERMIT AT 2951 RANCH ROAD 165, DRIPPING SPRINGS, TEXAS, 78620

Roger Moore of the Cottonwood Creek RV Park is proposing an OSSF to serve an additional 28 RV spaces to the RV Park. This property is 27.33 acres and will be served by a public well. The system designer, Douglas Dowlearn, R.S., has designed a treatment system which consists of a pretreatment tank, a flow equalization tank, and two aerobic treatment units. After treatment, the effluent will be dispersed via low pressure pipe for a maximum daily rate of 1120 gallons. **A motion was made by Commissioner, Whisenant seconded by Commissioner Jones authorize Commercial OSSF Permit at 2951 Ranch Road 165, Dripping Springs, Texas, 78620. All voting "Aye". MOTION PASSED**

31948 ACCEPT THE FINAL HAYS COUNTY MASTER PLAN CONCEPT REPORT FROM HOK, IN COLLABORATION WITH TURNER CONSTRUCTION AND ECM INTERNATIONAL, RELATED TO PROPOSED PUBLIC SAFETY IMPROVEMENTS, WHICH INCLUDE A 9-1-1 EMERGENCY COMMUNICATIONS AND EMERGENCY MANAGEMENT CENTER, A LAW ENFORCEMENT CENTER, AND EXPANSION OF THE EXISTING HAYS COUNTY JAIL

Brenda Jenkins, ECM, General Counsel, Mark Kennedy, Commissioner Conley and Commissioner Whisenant spoke. **A motion was made by Commissioner, Jones seconded by Commissioner Ingalsbe to accept the final Hays County Master Plan Concept Report from HoK, in collaboration with Turner Construction and ECM International, related to proposed Public Safety improvements, which include a 9-1-1 emergency communications and emergency management center, a law enforcement center, and expansion of the existing Hays County jail. All voting "Aye". MOTION PASSED**

31949 AUTHORIZE THE PARKS DEPARTMENT TO PURCHASE A RAINWATER SYSTEM FOR THE JACOB'S WELL NATURAL AREA PARK WITH APPROVED GRANT FUNDING FROM TPWD AND AMEND THE BUDGET ACCORDINGLY

Clint Garza, Director of Development and Community Services spoke. Funds need to be budgeted in the correct cost center and general ledger account in order to encumber the funds. **A motion was made by Commissioner, Ingalsbe seconded by Commissioner Whisenant to authorize the Parks Department to purchase a rainwater system for the Jacob's Well Natural Area Park with approved Grant funding from TPWD and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31950 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A STATE CASE REGISTRY AND LOCAL CUSTOMER SERVICE COOPERATIVE AGREEMENT BETWEEN HAYS COUNTY AND THE OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF TEXAS ("OAG"), RELATED TO THE OAG CASE MANAGEMENT SYSTEM

Hays County District Clerk, Beverly Crumley spoke. This is two (2) year contract renewal between the Hays County District Clerk's Office and the Office of the Attorney General to gather and enter information on the OAG's Case Management System with Child Support Court Orders and Family Violence Information to satisfy the requirements for the State Case Registry (SCR). **A motion was made by Commissioner, Whisenant seconded by Commissioner Ingalsbe to authorize the County Judge to execute a State Case Registry and Local Customer Service Cooperative Agreement between Hays County and The Office of the Attorney General of the State of Texas ("OAG"), related to the OAG Case Management System. All voting "Aye". MOTION PASSED**

31951 ACCEPTANCE OF THE ROADS INTO THE COUNTY ROAD SYSTEM FOR RIM ROCK SUBDIVISION. PHASE 2, SECTION 3

Director of Transportation Jerry Borcharding and Clint Garza, Director of Development and Community Services spoke and staff recommends acceptance of the roads into the county road system. The Transportation Department has inspected and approved the punch list repairs. A maintenance bond does not exist for this section. Roads include: Heartwood Cove (276 ft.), Applewood Drive (330 ft.), Pistachio Cove (440 ft.), Hazelnut Court (968 ft.), Linden Loop (5,282 ft.), the remainder of Applewood Drive (330 ft.) to equal 698 ft. in total length, and the remainder of Sad Willow Pass (750 ft.) to equal 5,284 ft. in total length. **A motion was made by Commissioner, Jones seconded by Commissioner Whisenant to accept the roads into the County Road System for Rim Rock Subdivision. Phase 2, Section 3 and release of the maintenance bond for Rim Rock subdivision, Phase 2, Sec. 3. All voting "Aye". MOTION PASSED**



31952 BRING EWALD ROAD, LOCATED IN PCT. 2, INTO COUNTY MAINTENANCE

Director of Transportation Jerry Borcharding, General Counsel, Mark Kennedy, and Commissioner Jones spoke. Ewald Road, located off Cotton Gin road was originally a subdivision road that was built to county standards and dedicated to the County, but due to failure by the developer/contractor to complete the maintenance punch list, the road was never accepted into County maintenance. In the time since the road was constructed it has deteriorated to the point that portions of the community cannot be accessed by emergency vehicles. Therefore, to provide for the safety of County residents, the Transportation Department requests the road be formally brought into the maintenance program by the Commissioners Court so necessary repairs can be made by County crews. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to bring Ewald Road, Located in Pct. 2, into County Maintenance. All voting "Aye". MOTION PASSED**

31953 SUB-658 BOOKY T SUBDIVISION (2 LOTS). DISCUSSION AND POSSIBLE ACTION TO APPROVE PRELIMINARY PLAN

County Planner, Caitlyn Hairell spoke. 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 Whisenant, seconded by Commissioner Jones to approve preliminary plan for SUB-658 Booky T Subdivision (2 Lots). All voting "Aye". MOTION PASSED**

31954 SUB-663 MEADOWVIEW SUBDIVISION (2 LOTS). DISCUSSION AND POSSIBLE ACTION TO APPROVE PRELIMINARY PLAN

County Planner, Caitlyn Hairell spoke. Staff Recommendation given. 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 Whisenant, seconded by Commissioner Jones to approve preliminary plan for SUB-663 Meadowview Subdivision (2 Lots). All voting "Aye". MOTION PASSED**

31955 CONSIDER A VARIANCE FROM SECTION 10 C-1 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES AND GRANT A DEVELOPMENT AUTHORIZATION TO WADE HUDSON, OWNER OF A PORTION OF LOT 2, BEULAH MARIE NEEDHAM ESTATE SUBDIVISION

Commissioner Whisenant and Roxie McInnis spoke. Mr. Hudson is the owner of a 2.023 acre portion of Lot 2 in the Beulah Maris Needham Estate subdivision. There is an existing, permitted OSSF on the property. Hays County Regulations do not allow staff to issue any permits on parcels not in compliance with platting requirements, however Mr. Hudson has requested a variance from Section 10 C-1 of the Hays County Rules for On-Site Sewage Facilities which will allow him to connect his home to the existing OSSF while he prepares and submits an amended plat application. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to consider a variance from Section 10 C-1 of the Hays County Rules for On-Site Sewage Facilities and grant a development to Wade Hudson, owner of a portion of lot 2, Beulah Marie Needham Estate subdivision with recommendation of a 90 day period and that it be qualified that the final inspection and authorization used in the OSSF be predicated on the platting of the given lot. All voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item #27 RE: EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR—was pulled.

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

Court convened into Executive Session at 11:32 a.m. and reconvened into open court at 11:40 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Chief of Staff Lon Shell, Director of Transportation Jerry Borcharding, and Adam Leach. No Action Taken.



EXECUTIVE SESSION PURSUANT TO 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, VALUE, OR EXCHANGE OF APPROXIMATELY 393 ACRES OF LAND RELATED TO THE REGIONAL HABITAT CONSERVATION PLAN. POSSIBLE ACTION MAY FOLLOW

Court convened into Executive Session at 11:40 a.m. and reconvened into open court at 11:58 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, 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 REAL PROPERTY ON OR NEAR SH 21, IN PRECINCT 1 AND ON OR NEAR DACY LANE, IN PRECINCTS 1 AND 2 OF HAYS COUNTY. POSSIBLE ACTION TO FOLLOW IN OPEN COURT

Court convened into Executive Session at 10:40 a.m. and reconvened into open court at 11:22 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley, Chief of Staff Lon Shell, Jeff Hauff, Emergency Management Coordinator Karley Smith, Director of Transportation Jerry Borcharding, Adam Leach, Mike Moya, Cindy Engelhardt, and Kathy Roecker. No Action Taken.

County Clerk's Note Agenda Item #31 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.

County Clerk's Note Agenda Item #33 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 Whisenant to adjourn court at 12:05 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 October 25, 2016.




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





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.

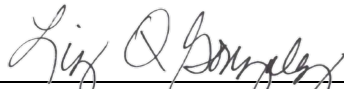
County Clerk's Note Agenda Item #26 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, LAURA HARRIS, HNTB AND ALLEN CROZIER, HDR. POSSIBLE ACTION MAY FOLLOW- was pulled.

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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 15TH 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
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.

PRESENTATION DISCUSSING THE FINDINGS RELATED TO THE TECHNICAL ENERGY AUDIT PERFORMED BY PERFORMANCE SERVICES, INC

Doug Kirkley of Performance Services gave a brief powerpoint presentation on the Technical Energy Audit performed. On July 19, 2016, Commissioners Court passed a memorandum of understanding authorizing Performance Services Incorporated to perform a technical energy audit and report back to Hays County. The audit is complete and Performance Services Incorporated would like to present their findings.

PUBLIC COMMENTS

Hays County Historical Commission Chairman and Kyle resident Kate Johnson and Eric Ross-Buda resident spoke.

31978 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve payments of County Invoices in the amount of \$1,465,823.48 by the Hays County Auditor. All voting "Aye". MOTION PASSED

31979 APPROVE COMMISSIONERS COURT MINUTES OF NOVEMBER 1, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Commissioners Court Minutes of November 1, 2016. All voting "Aye". MOTION PASSED

31980 AUTHORIZE COMMERCIAL OSSF PERMIT AT 4768 SH 123, SAN MARCOS, TEXAS

4768 SH 123 LTD is proposing an OSSF to serve 4 office/ warehouse buildings in an existing office park. This property is a 6.6 acre tract in the Seguin Highway Business Park Subdivision, Lot 2. This property is served by a public water supply. The system designer, Steve Wenzel, P.E. has designed a standard treatment system with low pressure dosed disposal. The system is designed to treat 536 gallons per day. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 4769 SH 123, San Marcos, Texas. All voting "Aye". MOTION PASSED**

31981 AUTHORIZE COMMERCIAL OSSF PERMIT AT 850 DARDEN HILL ROAD, DRIFTWOOD, TEXAS 78619

Dave Connell of the Greenhouse at Driftwood event venue is proposing an alteration to an existing OSSF. The existing structure is being converted into a restroom facility that will accommodate up to 418 guests and employees. Weddings will only be held one day per week. This property is 57 acres and will be served by a private well. The system designer, Stephen Jetton, R.S., has designed a system which consists of standard treatment with dispersal into a standard drainfield. Flow equalization will be used for a maximum daily usage rate of 240 gallons. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize Commercial OSSF Permit at 850 Darden Hill Road, Driftwood, Texas 78619. All voting "Aye". MOTION PASSED.**

31982 APPROVE UTILITY PERMITS



Permit: .998 & .999. Road Names: Four Star Blvd and Cascade Trail (Summer Mountain Ranch). Utilities: Gas line (Texas Gas Service) and electric line (PEC). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Utility Permits .998 and .999 for Four Star Blvd and Cascade Trail (Summer Mountain Ranch) for a gas line (Texas Gas Service) and electric line (PEC). All voting "Aye". MOTION PASSED**

31983 AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT TWO DONATIONS TOTALING \$1,500.00 TO THE VICTIM SERVICES PROGRAM AND JR. DEPUTY ACADEMY AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office received two donations totaling \$1,500.00 from the San Marcos Lions Club. The vendor request for \$1,000.00 to be utilized for supplies and services for the Victim Services Program and \$500.00 to be used for the Jr. Deputy Program. Budget Amendment: Increase 052-618-00.4610 Contributions \$500.00; Increase 052-618-00.5222 Special Projects \$500.00. Budget Amendment: Increase 001-618-99-899.4610 Contributions \$1,000.00; Increase 001-618-99-899.5201 General Supplies \$500.00; Increase 001-618-99-899.5551 Continuing Education \$500.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Sheriff's Office to accept two donations totaling \$1,500.00 to the Victim Services Program and Jr. Deputy Academy and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31984 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN AMENDED SOFTWARE LICENSE AGREEMENT WITH TYLER TECHNOLOGIES TO IMPLEMENT A CITIZENS TRANSPARENCY PORTAL

During the FY17 budget process the Commissioner's Court approved funds to implement a new financial transparency portal. The Auditor's Office has viewed the software and would like to move forward with implementation. This is a hosted service that integrates with our NWS Financial Software and features easy-to-navigate graphics with data organized by category, department, government area, fund and vendor. Tyler Citizen Transparency is updated weekly with most recent closing numbers. The public can review total spending to date or drill down to see how funds are appropriated by department, which vendors receive payments in a given year and more. Interactive charts and graphs will allow citizens to easily analyze our financial data. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to execute an amended software license agreement with Tyler Technologies to implement a Citizens Transparency Portal. All voting "Aye". MOTION PASSED**

31985 APPROVE AND EXECUTE THE SHERIFF'S OFFICE EQUITABLE SHARING AND AGREEMENT CERTIFICATION IN ACCORDANCE WITH THE STATUTES AND GUIDELINES THAT GOVERN THE FEDERAL EQUITABLE SHARING PROGRAM

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve and execute the Sheriff's Office Equitable Sharing and Agreement Certification in accordance with the statutes and guidelines that govern the Federal Equitable Sharing Program. All voting "Aye". MOTION PASSED

31986 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A REVISED GRANT APPLICATION TO THE TEXAS VETERANS COMMISSION, FUND FOR VETERANS ASSISTANCE FOR UP TO \$100,000 IN FUNDING FOR THE HAYS COUNTY VETERANS TREATMENT COURT

On November 1, 2016 the Commissioners Court approved the submission of three separate grant applications to the Texas Veterans Commission (TVC) for a total of \$85,000 in funding. The three applications included requests for funding to process expunctions for successful participants in the program, funding to cover the salary and some supplies for a probation officer housed within the Community Supervisions and Corrections Department, and funds for a part-time mentor coordinator position for volunteer solicitation and management with the Veterans Treatment Court. TVC staff recently contacted the Grants Office and requested that the three separate projects be consolidated into a single grant application for the Hays County Veterans Treatment Court, as only one grant award will be made to the requesting jurisdiction. A deadline of Tuesday, November 15, 2016 at 5:00pm was given to resubmit the application in order that it move forward for consideration. Because the application must be submitted under a new funding category structured by the TVC (\$100,000), additional hours have been added for the mentor coordinator position (from 20 hours to 29 hours per week), funds for an additional 10 expunctions have been included, and both additional supplies and travel expenses including attendance for the mentor coordinator at the national drug court professionals conference have been added to bring the revised grant application request to \$100,000 as needed under the TVC requirement. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to submit a revised grant application to the Texas Veterans Commission, Fund for Veterans Assistance for**



up to \$100,000 in funding for the Hays County Veterans Treatment Court. All voting "Aye". MOTION PASSED

31987 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT - PARKS DIVISION TO PURCHASE INTERPRETIVE SIGNAGE, A BRONZE TPWD PLAQUE, AND CONCRETE WORK FOR THE JACOB'S WELL NATURAL AREA UTILIZING EXISTING GRANT FUNDING FROM TEXAS PARKS AND WILDLIFE DEPARTMENT AND PARK BOND FUNDS AND AMEND THE BUDGET ACCORDINGLY

The Parks Division is closing out work related to a Texas Parks and Wildlife Department grant awarded for improvements at the Jacobs Well Natural area. The improvements will include interpretive signage and graphics, as well as a concrete sidewalk for an ADA compliant trail. A plaque recognizing the Texas Parks and Wildlife Department contribution to the Natural Area is a required grant element, however, will be funded with Park Bond funds budgeted for the JWNA project. Myers Construction - \$18,513 - Grant Funds 001-813-99-407.5741. Interpretive Graphics- \$3,401 - Grant Funds 001-813-999-407.5719_400. Hill Country Trophy - \$1,484 - Park Bond Funds 150-813-97-407.5719_400. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to Authorize the Development and Community Services Department - Parks Division to purchase interpretive signage, a bronze TPWD plaque, and concrete work for the Jacob's Well Natural Area utilizing existing grant funding from Texas Parks and Wildlife Department and Park Bond Funds and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31988 AUTHORIZE THE SHERIFF'S OFFICE AND JAIL DIVISION TO ADD JANITORIAL SERVICES WITH SPOTLESS CLEANING TO THE COUNTY WIDE EXISTING JANITORIAL CONTRACT AND AMEND THE BUDGET ACCORDINGLY

Lt. Mike Davenport of the Hays County Sheriff's Department spoke. The Sheriff's Office is seeking approval to add services to the existing agreement for janitorial services with Spotless Cleaning effective November 15, 2016. Historically, the Sheriff's Office has utilized inmate labor for cleaning services. With the majority of our inmates being classified as maximum custody level, they are not cleared to participate in the trusty program due to a safety and security risk. The total cost of service is \$711 per month; no additional funds are needed and have been identified in the Sheriff's Office and Jail budgets. Budget Amendment: Sheriff's Office; Decrease 001-618-00.5489 Utilities (\$2,220.00), Increase 001-618-00.5456, Janitorial Services \$2,220.00. Budget Amendment: Jail Operations; Decrease 001-618-03.5489 Utilities (\$5,300.00), Increase 001-618-03.5456 Janitorial Services \$5,300.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Sheriff's Office and Jail Division to add janitorial services with Spotless Cleaning to the County Wide existing janitorial contract and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31989 AMEND A RESOLUTION RELATED TO THE FEDERAL OFF-SYSTEM BRIDGE PROGRAM, TO BE ADMINISTERED BY TXDOT WITHIN HAYS COUNTY

One project is being added to the existing Resolution, which already identified a match of \$58,000.00 for work on Hidden Hills Drive. The Project to be added is Sycamore Creek/Twin Creeks Dr., with a match of \$88,736.00. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend a resolution related to the federal Off-System Bridge program, to be administered by TXDOT within Hays County. All voting "Aye". MOTION PASSED**

31990 AUTHORIZE PURCHASING TO REJECT ALL BIDS AND RE-ADVERTISE IFB#2017-B01, AND AUTHORIZE PURCHASING TO WORK WITH STAFF TO IMPLEMENT REVISIONS TO THE ORIGINAL IFB, AS NEEDED TO YIELD ACCEPTABLE BIDS

The original IFB only yielded 2 bids, one of which was more than the amount budgeted for the project(s) and one of which appears to be disqualifiable for technical reasons. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize Purchasing to reject all bids and Re-Advertise IFB#2017-B01, and authorize Purchasing to work with Staff to implement revisions to the original IFB, as needed to yield acceptable bids. All voting "Aye". MOTION PASSED**

31991 AUTHORIZE THE COUNTY JUDGE TO SIGN AN UPDATED ADVANCED FUNDING AGREEMENT (AFA) WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) REGARDING ADMINISTRATIVE CHANGES TO THE ORIGINAL AFA PASSED ON AUGUST, 2, 2016 FOR THE IMPROVEMENT OF THE INTERSECTION OF SH 80 AT CR 266



This AFA is for Design and Construction of improvements to the intersection of SH80 and CR266. Hays County's contribution to the project in the form of providing engineering, environmental clearance, and ROW acquisition is limited to \$300,000. This version of the AFA has updated costs from TxDOT that do not change Hays County's contribution. Additionally administrative changes by TxDOT were undertaken in section 23 of the document. The original AFA authorized by Commissioners Court was passed on August, 2nd, 2016. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to sign an updated Advanced Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) regarding administrative changes to the original AFA passed on August, 2, 2016 for the improvement of the intersection of SH 80 at CR 266. All voting "Aye". MOTION PASSED**

31992 ACCEPT AN ADDITIONAL ONE TIME DISBURSEMENT FROM THE TEXAS JUVENILE JUSTICE DEPARTMENT, AMENDMENT NUMBER TWELVE FOR REGIONALIZATION DIVERSION PROGRAM SUPPLIES AND AMEND THE BUDGET ACCORDINGLY

The Juvenile Probation Department has received an additional award from the Texas Juvenile Justice Department for one time funding to purchase supplies and treatment materials to support a Regionalization Diversion Program. No matching county funds are required. Budget Amendment: Increase Intergovernmental Revenue; Increase Expenditures for General Supplies, Software for Treatment Programs and Inmate Uniforms. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to accept an additional one time disbursement from the Texas Juvenile Justice Department, Amendment Number Twelve for Regionalization Diversion Program supplies and amend the budget accordingly. All voting "Aye". MOTION PASSED**

31993 APPROVAL TO AWARD RFP 2016-P12 RESTORATION OF BUCK WINN MURALS TO HARTMANN FINE ART CONSERVATION SERVICES AND NEGOTIATE CONTRACT

Purchasing received 3 proposals. Proposals were received from Brown Mountain Art Restoration, FACL, and Hartmann Fine Art Conservation Services. After an extensive evaluation process of all three firms it is the decision of the evaluation committee to award a contract for conservation services of the Buck Winn murals to Hartmann Fine Art Conservation Services. Hartmann has presented the "best value" determined to be in the best interest of Hays County based upon evaluation of the responses submitted. **A motion was made by Commissioner, seconded by Commissioner to approve award RFP 2016-P12 Restoration of Buck Winn Murals to Hartmann Fine Art Conservation Services and negotiate contract. All voting "Aye". MOTION PASSED**

31994 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 1 TO THE PROFESSIONAL SERVICE AGREEMENT WITH LJA ENGINEERING FOR THE FM 110 NORTH PROJECT IN HAYS COUNTY INCREASING THE COMPENSATION CAP FROM \$2,133,062.00 TO \$2,320,000.00

The additional authorized money will allow for the requested scope and fee associated with the City of San Marcos Airport Access Road and other additional design services along the norther segment of FM 110. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the County Judge to execute a Supplemental Agreement No. 1 to the Professional Service Agreement with LJA Engineering for the FM 110 North project in Hays County increasing the Compensation Cap from \$2,133,062.00 to \$2,320,000.00. All voting "Aye". MOTION PASSED**

31995 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SUPPLEMENTAL AGREEMENT NO. 5 TO THE PROFESSIONAL SERVICES AGREEMENT (PSA) WITH REYNOLDS, SMITH & HILLS CS, INC. (RS&H) FOR THE FM 1626 NORTH CONSTRUCTION MANAGEMENT PROJECT AS PART OF THE PASS-THROUGH FINANCE PROGRAM IN HAYS COUNTY, INCREASING THE COMPENSATION CAP BY \$40,000 FROM \$2,560,000 TO \$2,600,000

The additional authorized money will allow for the execution of a Supplemental #8 to Work Authorization #1 for FM 1626 North construction management services to provide review & responses to address SEMA's request for additional compensation due to utility delays and complete the remaining close out activities. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Supplemental Agreement No. 5 to the Professional Services Agreement (PSA) with Reynolds, Smith & Hills CS, Inc. (RS&H) for the FM 1626 North construction management project as part of the Pass-Through Finance Program in Hays County, increasing the Compensation Cap by \$40,000 from \$2,560,000 to \$2,600,000All voting "Aye". MOTION PASSED**



31996 ACCEPTANCE OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, AND RELEASE OF THE CASH BOND FOR \$665,769.31 FOR THE PRESERVE AT LA VENTANA SUBDIVISION, PHASE 3

Director of Transportation Jerry Borcharding 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. There is a cash bond of \$665,769.31 recorded at the Treasurer's Office for release back to the contractor. These will be privately maintained roads. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to accept the of road construction and drainage improvements, and release of the cash bond for \$665,769.31 for The Preserve at La Ventana subdivision, Phase 3. All voting "Aye". MOTION PASSED**

31997 ACCEPT BOND NO. 106314519 FOR STREET AND DRAINAGE IMPROVEMENTS FOR NORTH BELTERRA COMMERCIAL IN THE AMOUNT OF \$746,544.20

County Planner Caitlyn Hairell gave an update. The final plat for the North Belterra Commercial Subdivision has been reviewed under the interlocal cooperation agreement with the City of Dripping Springs and has been approved by County staff. While the plat has been approved administratively, formal acceptance of fiscal surety is required by Commissioners Court action. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to accept Bond No. 106314519 for street and drainage improvements for North Belterra Commercial in the amount of \$746,544.20. All voting "Aye". MOTION PASSED**

31998 AUTHORIZE THE COUNTY JUDGE TO SIGN A PSA WITH DAN ROGERS DESIGN SERVICE FOR THE DESIGN OF INTERSECTION IMPROVEMENTS ON U.S. 290 AT TRAUTWEIN ROAD AND HOLDER LANE

If approved by the Court, this PSA will Authorize Dan Rogers Design Service to design intersection improvements on US 290 at Holder Lane and Trautwein Roads, to include Dos Lagos and Whirl Away Drive. Specific items to be addressed include a center left turn lane at Holder Lane and Sight Distance issues on Trautwein Road. Please note that this DESIGN effort is NOT part of the 2016 Road Bond program. Funding for design is coming from the Transportation Department's budget. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the County Judge to sign a PSA with Dan Rogers Design Service for the design of intersection improvements on U.S. 290 at Trautwein Road and Holder Lane. All voting "Aye". MOTION PASSED**

31999 ACCEPTANCE OF BID ON PROPERTY HELD IN TRUST

General Counsel Mark Kennedy spoke. Consider bid of \$2,000.00 for Lot 1, Block 19, Hillside Terrace, held in trust by Hays CISD and Hays County. This property has been off of the tax roll since 1999. See attached documentation regarding the amount of taxes and court costs due on this property. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept bid on property held in trust. All voting "Aye". MOTION PASSED**

32000 ACCEPTANCE OF A GRANT AWARD FROM THE JUVENILE JUSTICE AND DELINQUENCY PREVENTION PROGRAM, OFFICE OF GOVERNOR, CRIMINAL JUSTICE DIVISION FOR A JUVENILE CASEWORKER FOR THE JUSTICE OF THE PEACE COURTS IN THE AMOUNT OF \$46,209.00

Jeff Hauff spoke. On February 23, 2016 the Commissioners Court approved submission of a grant application to the Office of the Governor, Juvenile Justice and Delinquency Program, Criminal Justice Division, to fund a Caseworker for the Justice of the Peace Courts. The funding source has changed from state funds to federal funds and the declining ratio for funding this year is 80% and will continue to decline each year. Effective September 1, 2015, House Bill 2398 made changes to the truancy laws in Texas that shifted the burden on the school districts to address the truant conduct and to implement truancy prevention measures before referring the student to truant court. Therefore much of the responsibility for juvenile truancy has been shifted from the County to the respective School Districts. The Caseworker position worked with the school districts in being proactive and assisting with preventive measures to keep the students in school. The numbers of cases filed in the Justice of the Peace Courts were much lower than the previous year. Grant term is from September 1, 2016 through August 31, 2017. The award is accepted electronically. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to decline a grant award from the Juvenile Justice and Delinquency Prevention Program, Office of Governor, Criminal Justice Division for a Juvenile Caseworker for the Justice of the Peace Courts in the amount of \$46,209.00. All voting "Aye". MOTION PASSED**

32001 APPROVE THE PROPOSED DRAFT OF THE METHOD OF DISTRIBUTION (MOD) ASSOCIATED WITH FEDERAL HUD COMMUNITY DEVELOPMENT



BLOCK GRANT-DISASTER RECOVERY FUNDING ADMINISTERED BY THE TEXAS GENERAL LAND OFFICE AND SET A PUBLIC HEARING DATE FOR THE PROPOSED MOD

Jeff Hauff gave a powerpoint presentation. The U.S. Department of Housing and Urban Development (HUD), through Congressional appropriation, issued Community Development Block Grant - Disaster Recovery funding to Texas for Disaster Events DR-4223 and DR4245 occurring in 2015. The Texas General Land Office (GLO) has been designated by the State as the agency to administer the funding to counties included in the disaster declarations. The GLO has charged the "most impacted" counties (Harris, Hays, Hidalgo and Travis) to develop a Method of Distribution (MOD) for funding distribution to eligible cities within - and including - the County based on objective scoring criteria. As the City of San Marcos received a direct Congressional allocation, it is not included in the Hays County MOD. The GLO derived a formula of allocation based on overall statewide unmet needs based on FEMA and other assessments, which resulted in a 32%/68% ratio or split between the Housing and Non-Housing categories of distribution, respectively. Of the \$7,405,319 in funding allocated to Hays County, \$2,369,702 (32%) must be spent on Housing needs and \$5,035,617 will be allowed for Non-Housing or Infrastructure needs. Further, at least 70% of the funding (\$5,183,723.30) must be distributed to Low to Moderate Income (LMI) households or on projects whose service areas contain at least 70% LMI individuals/households. The factors and weighting system selected for the Hays County MOD build on the allocation formulas already employed by HUD and within the GLO State Action Plan by taking damages incurred from the disasters as the primary factor when considering allocation of funding to the various County entities. This is based on Total Projected Project amounts in dollars as determined by FEMA in calculations for Public Assistance (PA) to governmental entities for Non-Housing allocations and, in the case of Housing, to select the FEMA Verified Loss (FVL) amount as the primary basis for allocation. Also, a factor is included to address the requirement that at least 70% of the funding goes to benefit LMI individuals and groups and is applied to both Housing and Non-Housing allocations. As a public hearing must be held to consider comments on the draft MOD, a date of November 29, 2016 is proposed to hold a public hearing in conjunction with a regularly scheduled meeting of the Commissioners Court. Upon approval of the Hays County MOD by the GLO, applications for funding will be accepted and reviewed by the GLO from the various entities that have been allocated funding through the MOD. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the proposed draft of the Method of Distribution (MOD) associated with federal HUD Community Development Block Grant-Disaster Recovery funding administered by the Texas General Land Office and set a public hearing date for the proposed MOD on December 6, 2016 at 10:00 a.m. All voting "Aye". MOTION PASSED**

32002 APPROVE A RESOLUTION PERTAINING TO THE FINANCING OF AN ENERGY EFFICIENCY PROJECT, RELATED TO THE TECHNICAL ENERGY AUDIT PERFORMED BY PERFORMANCE SERVICE INC

On July 19, 2016, Commissioners Court passed a memorandum of understanding authorizing Performance Services Incorporated to perform a technical energy audit and report back to Hays County. The audit is complete, however, prior to moving forward with an energy conservation project, funding must be identified for construction. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve a resolution pertaining to The Financing of an Energy Efficiency Project, related to the technical energy audit performed by Performance Service Inc. All voting "Aye". MOTION PASSED**

32003 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE GUADALUPE BLANCO RIVER AUTHORITY TO PARTICIPATE IN THE FLOOD MITIGATION STRATEGIES PHASE OF THE LOWER GUADALUPE FLOOD FEASIBILITY AND FLOOD PROTECTION STUDY IN THE GUADALUPE-BLANCO RIVER BASIN; AMEND THE BUDGET ACCORDINGLY

Clint Garza, Director of Development spoke. Since August of 2011, Hays County has partnered with the Guadalupe-Blanco River Authority (GBRA) to participate in various Phases of a Flood Protection Planning Study in the Guadalupe-Blanco River Basin. The third and final phase of the modeling portion of study is nearing completion. As initially planned, the data collected in the first three phases of the project has been evaluated for potential flood mitigation strategies in the Guadalupe-Blanco River Basin. Hays County's participation in the next phase of this study will allow GBRA and the United States Army Corps of Engineers (USACE) to further analyze the potential mitigation strategies identified by the USACE. If Hays County participates, the agreement will last until 12/31/19 unless the work is completed earlier or the agreement is terminated by either party. Hays County's local share of the remaining costs for the study shall not exceed \$313,450.00. The annual breakdown is as follows: FY 2017 - \$153,699.00; FY 2018 - \$80,212.00; FY 2019 - \$79,539.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the County Judge to execute an interlocal agreement with the Guadalupe Blanco River Authority to participate in the flood mitigation strategies phase of the Lower Guadalupe Flood Feasibility and Flood Protection Study in the Guadalupe-Blanco River Basin. All voting "Aye". MOTION PASSED**

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to amend the previous motion to authorize the County Judge to execute an interlocal agreement with the Guadalupe Blanco River Authority to participate in the flood mitigation strategies phase of the Lower Guadalupe



Flood Feasibility and Flood Protection Study in the Guadalupe-Blanco River Basin; Amend the budget accordingly, no later than April 15, 2017. All voting "Aye". MOTION PASSED

32004 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SERVICES AGREEMENT BETWEEN HAYS COUNTY AND THE SAN MARCOS/HAYS COUNTY EMERGENCY MEDICAL SERVICES (EMS) RELATED TO THE PROVISION OF EMS SERVICES IN CERTAIN UNINCORPORATED AREAS OF HAYS COUNTY AND AMEND THE BUDGET ACCORDINGLY

Chief of Staff, Lon Shell spoke. During the FY 2017 budget process, the Commissioner's Court approved \$750k for contracting EMS services with the San Marcos/Hays County EMS. Historically, funding for these services has been equally shared by the County and the City of San Marcos, which has dedicated \$910k in their FY17 budget. Potential funding source for the additional \$160k needed has been identified in the Tobacco Settlement Fund. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a services agreement between Hays County and the San Marcos/Hays County Emergency Medical Services (EMS) related to the provision of EMS services in certain unincorporated areas of Hays County and amend the budget accordingly. 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 PROPOSED FM110 IN PCT. 1. POSSIBLE ACTION TO FOLLOW IN OPEN COURT

Court convened into Executive Session at 11:32 a.m. and reconvened into open court at 11:45 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. No Action Taken.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR

Court convened into Executive Session at 11:10 a.m. and reconvened into open court at 11:28 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. 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, LEASE OR VALUE OF REAL PROPERTY OWNED BY HAYS COUNTY. POSSIBLE ACTION TO FOLLOW IN OPEN COURT

Court convened into Executive Session at 11:50 a.m. and reconvened into open court at 11:55 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. No action taken.

32005 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 RELATED THE HAYS COUNTY REGIONAL HABITAT CONSERVATION PLAN. POSSIBLE ACTION TO FOLLOW IN OPEN COURT

Court convened into Executive Session at 11:55 a.m. and reconvened into open court at 12:35 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. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize the County Judge to an unimproved property contract between Hays County and WLMB J Wooten Revocable Trust with the purchase of 393 acres of land at \$10,000 per acre as presented in Executive Session as property is located in Precinct 3, property is to be utilized in the Hays County Regional Habitat Conservation plan. All voting "Aye". MOTION PASSED**



County Clerk's Note Agenda Item #33 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. Drought index is at 204.

County Clerk's Note Agenda Item #35 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 Whisenant to adjourn court at 12:05 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 November 15, 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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 22nd 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
MARK JONES	COMMISSIONER, PCT. 2
RAY O. WHISENANT JR	COMMISSIONER, PCT. 4
CHRISTOPHER LEE ALANIZ	DEPUTY COUNTY CLERK

WITH COMMISSIONER PCT. 1, DEBBIE GONZALES INGALSBE, AND COMMISSIONER PCT. 3, WILL CONLEY BEING ABSENT AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Bishop Gene Massey 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.

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller from Human Resources presented awards for years of service in Hays County. Five Years: Elections; Equipment/Data Coordinator Tomas Cardoso, and Sheriff Deputy Patrick Chasse. Ten Years: Sheriff Hr/Payroll Asst. Melanie Rene Hernandez, Sheriff Deputy Jacob A. Graves, Transportation Road Maintenance Worker David Montana, Sheriff Corrections Officer Edward Murl Farrel, and District Court Reporter Mary Gus Scopas. Fifteen Years: Sheriff Sergeant Jennifer Ann Baker.

32006 ADOPT A PROCLAMATION DECLARING NOVEMBER 26, 2016 AS SMALL BUSINESS SATURDAY

Roxie McInnis, Development Services Manager spoke. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adopt a proclamation declaring the November 26, 2016 as Small Business Saturday. All present voting "Aye". MOTION PASSED

County Clerk's Note Agenda Item #3 RE: UPDATE FROM THE OFFICE OF EMERGENCY SERVICES STAFF ON THE PROGRESS OF THE HAYS COUNTY FLOOD WARNING SYSTEM PROJECT- **was pulled.**

PUBLIC COMMENTS

Rodrigo Amaya- a San Marcos resident and Harvey Jenkins- a San Marcos resident spoke.

32007 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve payment of County invoices in the amount of \$683,794.59 by the Hays County Auditor. All present voting "Aye". MOTION PASSED

32008 APPROVE COMMISSIONERS COURT MINUTES OF NOVEMBER 15, 2016

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioners Court Minutes of November 15, 2016. All present voting "Aye". MOTION PASSED

32009 APPROVE OUT OF STATE TRAVEL FOR DETECTIVE CLINT PULPAN AND DETECTIVE MIKE ANDREWS TO ATTEND THE HOMICIDE AND DEATH INVESTIGATION: PROTOCOLS AND PROCEDURES TRAINING IN SHAWNEE, OK

Out of state travel is needed to send Major Crimes Unit Detectives, Clint Pulpan and Mike Andrews to the Homicide and Death Investigation: Protocols and Procedures training in Shawnee, OK on December 7-9, 2016. This training will give Clint and Mike a wide range of knowledge in Investigator responsibilities, Crime scene analysis, Offender motivation, Medical examiner role, Case documentation, Report Writing and much more. The program focuses on proven techniques and procedures to manage, investigate and successfully prosecute homicide cases. Registration, hotel and per diem will be paid for out of the Sheriff's Office Continuing Ed general ledger. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve



out of state travel for Detective Clint Pulpan and Detective Mike Andrews to attend the Homicide and Death Investigation: Protocols and Procedures training in Shawnee, OK. All present voting “Aye”.
MOTION PASSED

32010 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 100 HY RD, BUDA, TX

BWBH BARDARD, LLC is proposing an OSSF to serve a daycare facility at 100 Hy Rd in Precinct 2. This property is within Marlboro Country Subdivision Lot 19C on 1.986 acres and water will be supplied by public water supply. It also lies within City of Buda. The components of this on-site sewage facility will be a 1750 gallon two-compartment septic tank and a 750 gallon pump tank. After treatment, effluent will be dispersed to a low pressure dosage field. The system was designed by John Fox for a flow of 480 gallons per day. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Institutional OSSF Permit at 100 Hy Rd, Buda, TX. All present voting “Aye”. MOTION PASSED**

32011 APPROVE BID AWARD FOR IFB 2017-B01 TO CAHABA DISASTER RECOVERY, LLC, AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR AND OFFICE OF GENERAL COUNSEL TO NEGOTIATE A CONTRACT AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE THE CONTRACT

Work will be performed as a part of the NRCS Emergency Watershed Protection Program as defined in Hays County's interlocal agreement with the Guadalupe-Blanco River Authority. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve bid award for IFB 2017-B01 to Cahaba Disaster Recovery, LLC, authorize the Development and Community Services Director and Office of General Counsel to negotiate a contract and authorize the County Judge to execute the contract. All present voting “Aye”. MOTION PASSED**

32012 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SHERMCO INDUSTRIES INC., FOR ELECTRICAL SYSTEMS TESTING AT THE HAYS COUNTY GOVERNMENT CENTER AND AMEND THE BUDGET ACCORDINGLY

Shermco has been recommended for electrical systems testing at the Hays County Government Center, in preparation for various upcoming construction projects within the facility. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute a professional services agreement with Shermco Industries Inc., for electrical systems testing at the Hays County Government Center and amend the budget accordingly. All present voting “Aye”. MOTION PASSED**

32013 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN OSSF MAINTENANCE CONTRACT WITH AAMS WASTEWATER SERVICES FOR THE PCT. 3 OFFICES AT 200 STILLWATER IN WIMBERLEY

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute an OSSF Maintenance Contract with AAMS Wastewater Services for the PCT. 3 Offices at 200 Stillwater in Wimberley. All present voting “Aye”. MOTION PASSED

32014 AUTHORIZE COMMERCIAL OSSF PERMIT AT 100 RUSSELL LANE, DRIPPING SPRINGS, TX 78620

Clinton Edwards is proposing an OSSF to serve a Daycare Facility that will accommodate up to 50 children and staff members. This property is 1.94 acres and this system will be served by a public water supply. The system designer, Jon Maass, R.S., has designed a treatment system which consists of a pretreatment tank, a flow equalization tank, a septic tank, and pump tank. After treatment, the effluent will be dispersed via low pressure pipe for a maximum daily rate of 429 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 100 Russell Lane, Dripping Springs, TX 78620. All present voting “Aye”. MOTION PASSED**

32015 APPROVE THE AUGUST 2016 TREASURER'S REPORT AND INVESTMENT REPORT



A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the August 2016 Treasurer's Report and Investment Report. All present voting "Aye". MOTION PASSED

32016 APPROVE A RESOLUTION AUTHORIZING A PARTNERSHIP BETWEEN THE HAYS COUNTY OFFICE OF EMERGENCY SERVICES AND TEXAS A&M FOREST SERVICE REGARDING THE CREATION OF A COMMUNITY WILDFIRE PROTECTION PLAN

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve a resolution authorizing a partnership between the Hays County Office of Emergency Services and Texas A&M Forest Service regarding the creation of a Community Wildfire Protection Plan. All present voting "Aye". MOTION PASSED

32017 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AMENDMENT ONE (1) CONTRACT TO THE FY17 TUBERCULOSIS PREVENTION AND CONTROL (TB) FEDERAL PROGRAM FROM THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS) IN THE AMOUNT OF \$22,297.00

On June 10, 2016 Development Services Department prepared and submitted the budget summary to DSHS for the FY17 TB Federal Program. The available federal funding for the TB program is \$22,297 with a 20% match (\$4,459) required of the County for participation in the program. The match has already be budgeted with the Health Department for fiscal year 2017 for travel, supplies and contractual. This is an amendment to our current contract that will start on January 1, 2016 and continue to December 31, 2017. Attached is the Amendment One (1) Contract and acceptance is done electronically. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute Amendment One (1) Contract to the FY17 Tuberculosis Prevention and Control (TB) Federal program from the Department of State Health Services (DSHS) in the amount of \$22,297.00. All present voting "Aye". MOTION PASSED**

32018 AWARD IFB 2017-B02 COUNTYWIDE DUMPSTERS TO TEXAS DISPOSAL SYSTEMS AND AUTHORIZE THE COUNTY JUDGE TO EXECUTE SAME

Purchasing received 2 bids with Texas Disposal Systems providing the lowest and best bid. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to award IFB 2017-B02 Countywide Dumpsters to Texas Disposal Systems and authorize the County Judge to execute same. All present voting "Aye". MOTION PASSED**

32019 APPROVE UTILITY PERMITS

Permit: .1000. Road Name: Vestral Road (Shadow Creek subd). Utility: CenterPoint Energy (gas line). **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Utility Permit .1000 for Vestral Road (Shadow Creek subd.) for a CenterPoint Energy (gas line). All present voting "Aye". MOTION PASSED**

32020 APPROVE THE SPECIFICATIONS FOR RFQ-P01 PUBLIC SAFETY BOND PROGRAM AND AUTHORIZE PURCHASING TO SOLICIT FOR QUALIFICATIONS AND ADVERTISE

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the specifications for RFQ-P01 Public Safety Bond Program and authorize Purchasing to solicit for qualifications and advertise. All present voting "Aye". MOTION PASSED

32021 AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 3509 CREEK ROAD, DRIPPING SPRINGS, TX

Hancock/Hanks Investments Ltd. is proposing to increase the size of an existing on-site sewage facility that currently serves 14 cottages to serve 13 additional cottages at their wedding venue/event facility in Precinct 4. This property is 182.5 acres and water will be supplied by Dripping Springs Water Supply Corp. The system designer, Jon Maass., has designed a treatment system which consists of standard treatment and a 6000 gallon pump tank that equalizes effluent flow to a multi zone drip irrigation field. A Drip-Tech proprietary drip irrigation control unit is also being used. The system is designed for a usage rate of 2500 gallons per day. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Institutional OSSF Permit at 3509 Creek Road, Dripping Springs, TX. All present voting "Aye". MOTION PASSED**



32022 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT - RECYCLING AND SOLID WASTE DIVISION TO CLOSE DRIFTWOOD AND WIMBERLEY FACILITIES FOR THANKSGIVING, NOVEMBER 23RD-28TH AND CHRISTMAS, DECEMBER 24TH-28TH

Staff requested these closing dates for the annual holiday breaks. A motion was made by Commissioner Jones , seconded by Commissioner Whisenant to authorize the Development and Community Services Department – Recycling and Solid Waste Division to close Driftwood and Wimberley facilities for Thanksgiving, November 23rd-28th and Christmas, December 24th-28th. All present voting “Aye”. MOTION PASSED

32023 AUTHORIZE THE OFFICE OF EMERGENCY SERVICES TO HOST THE ANNUAL LOCAL EMERGENCY PLANNING COMMITTEE LUNCHEON AND AMEND THE BUDGET ACCORDINGLY

In accordance with the Emergency Planning and Community Right-to-Know Act (EPCRA) and under the direction of Texas Commission on Environmental Quality (TCEQ), Hays County Office of Emergency Services is requesting authorization to host the annual Local Emergency Planning Committee working lunch meeting. Business and community partners will meet to provide updates on emergency response planning and provide/receive information on hazardous material sites. LEPC stakeholder participation is required and must include local business/facility representatives. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Office of Emergency Services to host the annual Local Emergency Planning Committee Luncheon and amend the budget accordingly. All present voting “Aye”. MOTION PASSED

32024 AUTHORIZE THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT - PARKS DIVISION TO PURCHASE CONCRETE FOR ADA SIDEWALK WORK RELATED TO TPWD GRANT IMPROVEMENTS AT JACOB'S WELL NATURAL AREA

The Parks Division is closing out work related to a Texas Parks and Wildlife Department grant awarded for improvements at the Jacobs Well Natural area. The concrete will be to complete three areas of ADA trail prone to washouts. 25 YD concrete @ \$90/YD from TXI Martin Marietta Company. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Development and Community Services Department – Parks Division to purchase concrete for ADA sidewalk work related to TPWD grant improvements at Jacob’s Well Natural Area, and amend the budget accordingly. All present voting “Aye”. MOTION PASSED

32025 RATIFY THE PURCHASE OF A REPLACEMENT 2HP WASTE DISPOSAL FOR THE JUVENILE DETENTION CENTER AND AMEND THE BUDGET ACCORDINGLY

The existing disposal was irreparable and required replacement. Due to sanitation concerns and to avoid additional travel fees the replacement was completed at the time the vendor was on site. Funds have been identified in the equipment maintenance line item to fund this request. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to ratify the purchase of a replacement 2HP waste disposal for the Juvenile Detention Center and amend the budget accordingly. All present voting “Aye”. MOTION PASSED

32026 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE 15 AXON BODY CAMERAS THROUGH OUR MASTER SERVICES AGREEMENT WITH TASER INTERNATIONAL; 7 NEST CAMERAS AND WIRELESS ACCESS POINTS FOR THE CID DIVISION AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office is requesting to purchase 15 body cameras, 7 nest cameras and wireless access points for Wi-Fi capabilities to be used as an interview system by the Criminal Investigations Division. This equipment will replace currently used outdated interview equipment which does not allow the codecs to be recorded with the video through Evidence.com. The cameras will also supplement the Detectives in the field during interviews as these are body worn cameras that will also be used stationary in the interview rooms. It would be more cost effective to purchase Axon Body cameras that would have a dual purpose for the detectives than to attempt to replace an aging interview system that is not compatible with our current technology. State Discretionary Funds will be used for Year 1 purchases and implementation. Future year's software costs will be requested during the budget process. Budget Amendment: Increase .5206 - \$6,290 body cameras; Increase .5718_400 - \$7,110 body camera software; Increase .5712_400 - \$1,400 nest cameras; Increase .5712_400 - \$1,051 wi-fi;



Decrease .5362 - \$15,851. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Sheriff's Office to purchase 15 Axon Body Cameras through our master services agreement with Taser International; 7 Nest Cameras and Wireless Access Points for the CID Division and amend the budget accordingly. All present voting "Aye". MOTION PASSED

32027 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A TYLER TECHNOLOGY INTERFACE AND TWO IPHONES TO IMPLEMENT THE BRAZOS E-CITATION SOFTWARE FOR A TICKET WRITER SOLUTION AND AMEND THE BUDGET ACCORDINGLY

Brazos E-Citation has recently developed an iPhone e-citation app. A demo test was conducted by Sheriff's Office personnel that regularly use the current ticket writers. They would like to move forward with the necessary Tyler Technology interface, and purchase of two iPhone 7 plus devices to implement and test the product. The Sheriff's Office would also like to purchase 2 larger screen iPhones to accommodate the use of the ticket writer in the field. The iPhone ticket writer would not only be used to write citations, but as a district phones for deputies where the phones would be assigned to the substations for deputies on duty to use. The iPhone ticket writer can also be used to upload digital data through free secure Axon apps to Evidence.com. Once implementation and testing is complete and if successful, additional iPhones will be purchased for officers that utilize the ticket writer systems. The Sheriff is requesting to use funds for two replacement ticket writers that were approved during the FY17 budget process to fund this request. Budget Amendment: Increase Software .5718_400 - \$2,500 Tyler interface; Increase Telephone .5489 - \$440 2 iPhone 7 plus; Decrease Computer Eqpt .5712_400 - \$2,940. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Sheriff's Office to purchase a Tyler Technology Interface and two iPhones to implement the Brazos E-Citation Software for a ticket writer solution and amend the budget accordingly. All present voting "Aye". MOTION PASSED

32028 CALL FOR A PUBLIC HEARING ON DECEMBER 6, 2016 TO ESTABLISH A SCHOOL ZONE SPEED LIMIT OF 30 MPH ON SAWYER RANCH RD FOR THE NEW ELEMENTARY SCHOOL

This action would establish a school zone speed limit of 30 MPH on Sawyer Ranch Rd to accommodate traffic for the new elementary school situated between Belterra Drive to the north and Highpointe Subdivision to the south, which currently has a speed limit of 50 MPH. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on December 6, 2016 to establish a school zone speed limit of 30 mph on Sawyer Ranch Rd. for the new elementary school. All present voting "Aye". MOTION PASSED

32029 CALL FOR A PUBLIC HEARING ON DECEMBER 6, 2016 TO ESTABLISH A 25 MPH SPEED LIMIT ON BOULDER BLUFF

This action will be to establish a 25 MPH speed limit on Boulder Bluff as a result of the completion of the road construction project. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on December 6, 2016 to establish a 25 mph speed limit on Boulder Bluff. All present voting "Aye". MOTION PASSED

32030 CALL FOR A PUBLIC HEARING ON DECEMBER 6, 2016 TO ESTABLISH A 25 MPH SPEED LIMIT ON OWL HOLLOW RD

This action will be to establish a 25 MPH speed limit on Owl Hollow Rd as a result of the completion of the road construction project. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to call for a public hearing on December 6, 2016 to establish a 25 mph speed limit on Owl Hollow Rd. All present voting "Aye". MOTION PASSED

32031 AUTHORIZE COUNTY JUDGE TO SIGN A PSA WITH K FRIESE AND ASSOCIATES FOR THE DESIGN AND ENGINEERING OF DRAINAGE IMPROVEMENTS ON LIME KILN ROAD

Director of Transportation Jerry Borcharding gave staff recommendation. General Counsel Mark Kennedy spoke. K Friese and Associates, if approved, will provide engineering and design services related to the drainage on Lime Kiln Road, specifically in the Sink Creek area. K Friese will recommend and design crossing structures at two locations and address drainage in the approaches of both structures to prevent road inundation during significant rain events. This work was budgeted by the Transportation Department for Fiscal Year 2017 and is not part of the road bond. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize County Judge for the design and engineering of drainage improvements on Lime Kiln Road. All present voting "Aye". MOTION PASSED



32032 ACCEPTANCE OF ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS AND ACCEPTANCE OF THE MAINTENANCE BOND #1045316 IN THE AMOUNT OF \$1,117,247.00 FOR A 2-YEAR PERIOD FOR SUNFIELD SUBDIVISION, PHASE 2, SEC. 6

Staff recommends acceptance of construction of roads and drainage improvements within the County ROW. The Transportation Department has inspected and approved the improvements. There was not a construction bond issued for this section. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept of road construction and drainage improvements and acceptance of the maintenance bond #1045316 in the amount of \$1,117,247.00 for a 2-year period for Sunfield subdivision, Phase 2, Sec. 6. All present voting "Aye". MOTION PASSED**

32033 APPROVE PRELIMINARY PLAN FOR SUB-647 THE FARMSTEAD AT DRIFTWOOD SUBDIVISION (1 LOT)

County Planner, Caitlyn Hairell spoke. Staff gave recommendation. The proposed Farmstead at Driftwood Subdivision is a 1 lot subdivision located off of Darden Hill Road in Precinct 4. The subdivision will be served by the private well and wastewater service will be provided by individual on-site sewage facilities. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve preliminary plan for SUB-647 The Farmstead at Driftwood Subdivision (1 Lot). All present voting "Aye". MOTION PASSED**

32034 APPROVE A VARIANCE FROM OUR HAYS COUNTY OSSF RULES SECTION 10-D-1-(C)-(1) FOR AMENDED PLAT OF LOTS 21 AND 22 (1 LOT) SUB-661 HERITAGE WEST

County Planner, Caitlyn Hairell spoke. Heritage West is recorded subdivision located off of HWY 290 in precinct 4. The proposed amendment of lots 21 and 22 will combine the lots into one 2.057 acre lot. The proposed lot's water supply will be WTCPUA and wastewater will be accomplished by an individual OSSF. Hays County's Rules for OSSF Section 10-D-1-(C)-(1) have a restriction of 300 gallons per acre per day of wastewater generation when the wastewater is treated on-site. That would limit the wastewater generation to 617 gallons when these lots are combined. When these lots were originally platted in 1994, the wastewater generation allowed was 400 gallons per ½ acre which would allow over 1600 gallons of wastewater generation per day. The proposed design is for the ultimate wastewater generation to be 750 gallons, so as part of the subdivision approval process, you will need to request a variance to the 300 gpd/acre current rule. A plat note will be required stating that the on-site wastewater treatment system is limited to a flow of 750 gallons per day. This subdivision is being reviewed under the 1445 interlocal agreement with City of Dripping Springs. Before the plat can be approved by the city, all Hays County requirements must be met. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve a Variance from our Hays County OSSF Rules Section 10-D-1-(C)-(1) for amended Plat of Lots 21 and 22 (1 Lot) SUB-661 Heritage West. All present voting "Aye". MOTION PASSED**

32035 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A DEVELOPMENT AGREEMENT WITH GATEWAY TX DS, LLC FOR SUBDIVISION AND DEVELOPMENT OF A PARCEL LOCATED OFF OF HAYS COUNTRY ACRES ROAD IN PRECINCT 4

Rex Baker, an attorney out of Dripping Springs, TX and Clint Garza, Director of Development spoke. The owners of Gateway TX DS own a parcel of land in precinct 4 that they wish to redevelop in a manner that is inconsistent with current use of the property. The owners wish to do a different project than what is currently permitted. If approved, the owners may begin re-development of the parcel under the regulations which were in place at the time the permits were originally issued. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a Development Agreement with Gateway TX DS, LLC for subdivision and development of a parcel located off of Hays Country Acres Road in Precinct 4. All present voting "Aye". MOTION PASSED**

32036 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 3 TO THE MASTER CONTRACT FOR PRIME STRATEGIES, INC. (PSI) FOR PROGRAM MANAGEMENT RELATED TO THE TEXAS DEPARTMENT OF TRANSPORTATION PARTNERSHIP PROJECTS EFFECTIVE 10/1/2016

General Counsel, Mark Kennedy spoke. Associated work authorizations for Fiscal Year 2017 will be executed by Commissioner's in order to track the project budgets. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute Supplemental No. 3 to the**



master contract for Prime Strategies, Inc. (PSI) for FY17 program management related to the Texas Department of Transportation Partnership Projects effective 10/1/2016. Commissioner Jones and Commissioner Whisenant voting “Aye”. County Judge Albert H. Cobb Jr. voting “No”. MOTION PASSED

32037 CANVASS ELECTION RESULTS FOR THE GENERAL ELECTION HELD ON NOVEMBER 8, 2016

Joyce Cowan, Elections Administrator gave the General Election results held on November 8, 2016. Jon Leonard-a San Marcos resident spoke on the item. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to canvass election results for the General Election held on November 8, 2016. All present voting “Aye”. MOTION PASSED**

32038 CANVASS ELECTION RESULTS FOR THE SPECIAL BOND ELECTION, PROPOSITION 1 AND PROPOSITION 2, HELD ON NOVEMBER 8, 2016

Joyce Cowan, Elections Administrator gave the Special Bond Election results for Proposition 1 and Proposition 2, held on November 8, 2016. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to canvass election results for the Special Bond Election, Proposition 1 and Proposition 2, held on November 8, 2016. All present voting “Aye”. MOTION PASSED**

32039 CANVASS ELECTION RESULTS FOR THE SPECIAL ELECTION, HAYS COUNTY EMERGENCY SERVICES DISTRICT NO. 9, HELD ON NOVEMBER 8, 2016 AND APPROVE AN ORDER CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE ELECTION

Joyce Cowan, Elections Administrator gave the Special Election, Hays County Emergency Services District No. 9 results, held November 8, 2016. General Counsel, Mark Kennedy spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to canvass election results for the Special Election, Hays County Emergency Services District No. 9, held on November 8, 2016 and approve an order canvassing the returns and declaring the results of the election. All present voting “Aye”. MOTION PASSED**

32040 ADOPT AN ORDER CONFIRMING THE CREATION OF HAYS COUNTY EMERGENCY SERVICES DISTRICT NO. 9

Sec. 775.019 of the Texas Health and Safety Code requires the Commissioners Court to approve an order confirming the creation of an Emergency Services District. General Counsel, Mark Kennedy spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt an order confirming the creation of Hays County Emergency Services District No. 9. All present voting “Aye”. MOTION PASSED**

32041 ADOPT A RESOLUTION APPROVING AN AMENDED SERVICE AND ASSESSMENT PLAN AND PROPOSED ASSESSMENT ROLL, AND PROVIDING FOR NOTICE OF HEARING FOR ADJUSTED LEVY OF ASSESSMENTS IN THE LA CIMA PUBLIC IMPROVEMENT DISTRICT

John Snyder with Good Works and General Counsel, Mark Kennedy spoke. Because the La Cima Subdivision has not yet established a Home Owners' Association, part of the assessment roll that was ascribed to the HOA needs to be redistributed to the respective parcels of the District. Because this results in a modification of the assessments, it requires a Public Hearing (and Notice), just as was done for the Initial Assessment Roll and accompanying documents. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adopt a Resolution Approving an Amended Service and Assessment Plan and Proposed Assessment Roll, and provide for Notice of Public Hearing on December 20, 2016 for adjusted Levy of Assessments in the La Cima Public Improvement District. All present voting “Aye”. MOTION PASSED**

32042 AMEND THE HAYS COUNTY WRECKER POLICY

James Young with the Hays County Sheriff's Office, General Counsel, Mark Kennedy spoke. The Hays County Sheriff's Office has provided suggested amendments to the existing Wrecker Policy. Most changes are practical changes meant to make the policy function better. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to amend the Hays County Wrecker Policy. All present voting “Aye”. MOTION PASSED**



County Clerk's Note Agenda Item #40 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 #41 RE: EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE; CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR- **was pulled.**

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

Clint Garza, Director of Development spoke.

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. Drought index is at 235.

County Clerk's Note Agenda Item #44 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 Whisenant, seconded by Commissioner Jones to adjourn court at 10:40 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 22, 2016.




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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 6TH DAY OF DECEMBER 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 WHISENANT JR.	COMMISSIONER, PCT. 4
CHRIS ALANIZ	DEPUTY COUNTY CLERK

AND THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Rabbi Ari 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.

32043 ADOPT A PROCLAMATION RECOGNIZING DECEMBER 4-10, 2016 AS NATIONAL INFLUENZA VACCINATION

Hays County Local Health Department Epidemiologist Eric Schneider spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to adopt a proclamation recognizing December 4-10, 2016 as National Influenza Vaccination. All present voting "Aye". MOTION PASSED

UPDATE FROM THE OFFICE OF EMERGENCY SERVICES STAFF ON THE PROGRESS OF THE HAYS COUNTY FLOOD WARNING SYSTEM PROJECT

Justin McInnis from the Hays County Emergency Services gave an update on the Flood Warning System Project.

PUBLIC COMMENTS

Harvey Jenkins- a San Marcos resident and Sarah Myers- a San Marcos resident spoke.

32044 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 \$1,863,728.78 by the Hays County Auditor. All present voting "Aye". MOTION PASSED

32045 APPROVE COMMISSIONERS COURT MINUTES OF NOVEMBER 22, 2016

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of November 22, 2016. All present voting "Aye". MOTION PASSED

32046 APPROVE AND CONFIRM THE APPOINTMENT OF CODY CHEATHAM AS DEPUTY CONSTABLE AND ASHLEY JACKSON AS RESERVE DEPUTY CONSTABLE IN THE HAYS COUNTY CONSTABLE PRECINCT 3 OFFICE EFFECTIVE JANUARY 1, 2017

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. During the FY17 budget process, the Constable Pct. 3 was approved a new Deputy Constable position effective 1/1/17. Both the new and reserve Deputy Constable have met all TCOLE requirements and have previous experience with Hays County and other law enforcement agencies. Constable Ray Helm spoke. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve and confirm the appointment of Cody Cheatham as Deputy Constable and Ashley Jackson as Reserve Deputy Constable in the Hays County Constable Precinct 3 office effective January 1, 2017. All present voting "Aye". MOTION PASSED

32047 HOLD ONLINE AUCTION WITH RENE BATES AUCTIONEERS TO DISPOSE OF SURPLUS PROPERTY PURSUANT TO TEXAS LOCAL GOVERNMENT



CODE 263.152 (A) (1) AND AUTHORIZE PURCHASING MANAGER TO ADVERTISE

The start date for the auction will be December 19th and will close on January 6th. The website for Rene Bates is www.renebates.com. Directions on how to bid on items can be found on the website. A list of items to be auctioned will be available for review in the Purchasing office. Items are located at the Hays County Transportation Dept. and the Purchasing Office. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to hold online auction with Rene Bates Auctioneers to dispose of surplus property pursuant to Texas Local Government Code 263.152 (a) (1) and authorize Purchasing Manager to advertise. All present voting "Aye". MOTION PASSED**

32048 AMEND VARIOUS DEPARTMENTAL OPERATING BUDGETS IN PREPARATION FOR THE COUNTY'S FY 2016 YEAR-END PROCESS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to amend various departmental operating budgets in preparation for the County's FY 2016 year-end process. All present voting "Aye". MOTION PASSED

32049 RATIFY THE DISPOSAL OF SIX AUTOMATED EXTERNAL DEFIBRILLATORS (AED'S), AS A CREDIT ALLOWANCE OF \$1, 200.00 TOWARDS THE PURCHASE OF NEW AED UNITS FOR THE SHERIFF'S JAIL DIVISION

Per LGC Sec. 263.152. DISPOSITION. (a) The Commissioners Court of a county may: (2) offer the property as a trade-in for new property of the same general type if the Commissioners Court considers that action to be in the best interests of the County. In the FY 17 Budget the Jail was approved to purchase six replacement AED's. The AED's have been ordered and received and the vendor is allotting a credit allowance of \$1,200 for the return of existing devices to be applied to the purchase of the new units. The Sheriff's Office request court approval to dispose of the old units per LGC Sec. 263.152. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to ratify the disposal of six Automated External Defibrillators (AED's), as a credit allowance of \$1,200.00 towards the purchase of new AED units for the Sheriff's Jail Division. All present voting "Aye". MOTION PASSED**

32050 AUTHORIZE COMMERCIAL OSSF PERMIT AT 5401 W FITZHUGH, DRIPPING SPRINGS, TX 78620

Caroline Bradford of the Liney Moon, LLC is proposing an OSSF to serve 3 short term rental cabins. This 7.593-acre property is Lot 11 of Section II in Madrone Ranch. This system will be served by a rainwater collection system. The owner is in the process of upgrading to a public water system. The system designer, Stephen Jetton, R.S., has designed a treatment system which consists of a pretreatment tank, a flow equalization tank, and an aerobic unit. After treatment, the effluent will be dispersed via surface application for a maximum daily rate of 300 gallons. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 5401 W Fitzhugh, Dripping Spring, TX 78620. All present voting "Aye". MOTION PASSED**

32051 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE EXISTING FUNDS TO PURCHASE A BIOMETRIC RIFLE SAFE FOR SCHOOL RESOURCE OFFICERS ASSIGNED TO HAYS HIGH SCHOOL

Hays County Sheriff's Deputy B. Robinson spoke. The Sheriff's Office is requesting to purchase a new biometric rifle safe for Hays High School. The existing safe was moved to Chapa Middle School. Purchasing a safe for HHS will allow SRO's to gain quick access to more powerful weapons on school premises in the event of an active shooter. All safety precautions are vigorously maintained so unauthorized personnel - adults & students cannot gain access to the weapons. Savings have been identified in the Law Enforcement Equipment Operating g/l account. No additional funds are needed. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Sheriff's office to utilize existing funds to purchase a Biometric Rifle Safe for School Resource Officers assigned to Hays High School. All present voting "Aye". MOTION PASSED**

32052 ACCEPT A DONATION FROM THE HARRY L. WILLETT FOUNDATION FOR THE BUCK WINN MURAL RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY



The Historical Commission has received a donation for expenses related to the Buck Winn Mural Restoration Project. Budget Amendment: Increase - Misc Equipment Capital; Increase - Capital Contributions. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to accept a donation from the Harry L. Willett Foundation for the Buck Winn Mural Restoration Project and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

32053 APPROVE THE REAPPOINTMENTS OF DOYLE KRUMREY, SHARON O'BRIEN AND BOB WILSON TO THE HAYS COUNTY ESD #3 FOR ADDITIONAL TWO YEAR TERMS

Doyle Krumrey, Sharon O'Brien and Bob Wilson have agreed to serve an additional term, beginning January 1, 2017 and ending December 31, 2018. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve the reappointments of Doyle Krumrey, Sharon O'Brien and Bob Wilson to the Hays County ESD #3 for additional two year terms. All present voting "Aye". MOTION PASSED**

32054 AUTHORIZE DEVELOPMENT & COMMUNITY SERVICES TO ADD A TELEPHONE ALLOWANCE EFFECTIVE DECEMBER 1, 2016 FOR THE ENVIRONMENTAL HEALTH SPECIALIST, SLOT 0235-004 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 Environmental Health Specialist position. This position travels throughout the county and region related to public health and outreach. It is imperative that they are available to staff and supervisor as well as the community in order to remain productive and performs duties effectively. Savings within the operating budget have been identified to fund this request. Budget Amendment: Decrease 001-657-00.5489; Increase 001-657-00.5194. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize Development & Community Services to add a telephone allowance effective December 1, 2016 for the Environmental Health Specialist, slot 0235-004 per the data request form and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

32055 HOLD A PUBLIC HEARING TO ESTABLISH A SCHOOL ZONE SPEED LIMIT OF 30 MPH ON SAWYER RANCH RD FOR THE NEW ELEMENTARY SCHOOL

This action would establish a school zone speed limit of 30 MPH on Sawyer Ranch Rd to accommodate traffic for the new elementary school situated between Belterra Drive to the north and Highpointe Subdivision to the south, which currently has a speed limit of 50 MPH. Judge Cobb opened the public hearing at 9:53 A.M and closed public hearing at 9:53 A.M. with no public comments made. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to establish a school zone speed limit of 30 MPH on Sawyer Ranch Rd for the new elementary school. All present voting "Aye". MOTION PASSED**

32056 HOLD A PUBLIC HEARING TO ESTABLISH A 25 MPH SPEED LIMIT ON BOULDER BLUFF

This action will be to establish a 25 MPH speed limit on Boulder Bluff as a result of the completion of the road construction project. Judge Cobb opened the public hearing at 9:54 A.M. and closed public hearing at 9:54 A.M. with no public comments made. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to establish a 25 MPH speed limit on Boulder Bluff. All present voting "Aye". MOTION PASSED**

32057 HOLD A PUBLIC HEARING TO ESTABLISH A 25 MPH SPEED LIMIT ON OWL HOLLOW RD

This action will be to establish a 25 MPH speed limit on Owl Hollow Rd as a result of the completion of the road construction project. Judge Cobb opened the public hearing at 9:55 A.M. and closed public hearing at 9:55 A.M. with no public comments made. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to establish a 25 MPH speed limit on Owl Hollow Rd. All present voting "Aye". MOTION PASSED**

32058 CALL FOR A PUBLIC HEARING ON DECEMBER 20, 2016 TO DISCUSS FINAL PLAT APPROVAL OF THE REPLAT OF LOT 24, ROLLING OAKS SECTION 1



Rolling Oaks Section 1 is a recorded subdivision located off of FM 3237 in Precinct 3. The proposed re-plat will divide the 6.02 acre lot 24 into 2 lots. Water service will be provided by individual water wells and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to call for a public hearing on December 20, 2016 to discuss final plat approval of the Replat of Lot 24, Rolling Oaks Section 1. All present voting "Aye". MOTION PASSED**

32059 ACTION TO APPROVE FINAL PLAT OF THE FARMSTEAD AT DRIFTWOOD SUBDIVISION (1 LOT)

The proposed Farmstead at Driftwood Subdivision is a 1 lot subdivision located off of Darden Hill Road in Precinct 4. The subdivision will be served by the private well and wastewater service will be provided by individual on-site sewage facilities. County Planner, Caitlyn Hairell spoke. Staff gave recommendation. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Final Plat of The Farmstead at Driftwood Subdivision (1 Lot). All present voting "Aye". MOTION PASSED**

DISCUSSION AND POSSIBLE ACTION REGARDING THE TEXAS PROPERTY ASSESSED CLEAN ENERGY ACT (PACE) INCLUDING A PRESENTATION ON THE PACE PROGRAM AND CONSIDERATION OF A RESOLUTION OF INTENT REQUIRED FOR ESTABLISHING A PACE PROGRAM IN HAYS COUNTY

Representatives for the non-profit, Texas PACE authority will make a presentation of the PACE program during Court. PACE enables non-profit, commercial, industrial, multi-family, and agricultural property owners to obtain up to 100 percent of the project financing from low-cost, long-term loans for water conservation, energy efficiency, and onsite generation projects. Currently, there are businesses within Hays County that are considering participating in PACE projects. In order for a business to participate, Hays County must establish a PACE program. Various counties and cities in Texas have established PACE programs, including Travis and Williamson counties. Sharleen Huttenger gave a presentation on the PACE program. Hays County Tax Assessor, Luanne Caraway and General Counsel, Mark Kennedy spoke.

Clerk's Note: Court took a break at 10:51 a.m. and reconvened back into open session at 11:01 a.m.

32060 CONSIDER A BID ON PROPERTY HELD IN TRUST

Consider bid of \$850.00 for Part of Lots 1 and 2, Block 7 Dan McKie #2, City of San Marcos, Hays County, Texas held in trust of Hays County, City of San Marcos and San Marcos CISD. This property has been off the tax roll since August, 2004. See attached documentation regarding the amount of taxes and court costs due on this property along with a letter and copies of pictures from the bidder. Hays County Tax Assessor, Luanne Caraway spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve bid on property held in trust. All present voting "Aye". MOTION PASSED**

32061 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH GERLOFF COMPANY INC. FOR MECHANICAL, ELECTRICAL, AND PLUMBING REPAIRS WITHIN THE HAYS COUNTY GOVERNMENT CENTER

Gerloff Company has been selected to perform construction services at the Hays County Government Center. General Counsel, Mark Kennedy and Clint Garza, Director of Development spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize the County Judge to execute a Contract with Gerloff Company Inc. for mechanical, electrical, and plumbing repairs within the Hays County Government Center. All present voting "Aye". MOTION PASSED**

32062 FORM COMMITTEES FOR THE PLANNING OF ROAD PROJECTS RELATED TO THE 2016 VOTER APPROVED ROAD BOND ELECTION

Following the approval of the 2016 road bond, the formation of two committees for the planning and coordination of the road projects is needed. The recommendation of Commissioners Conley and Jones is to form two committees, one to focus on county road projects and one to focus on state road projects within Hays County. Commissioners Conley and Jones recommend that they serve on the state road committee and that Commissioners Ingalsbe and Whisenant serve on the county road committee. The commissioners will work with staff and other stakeholders in implementing a plan, timeline, and policy for the projects approved in the 2016 road bond election. Precinct 3 Commissioner Conley and Precinct 4 Commissioner Whisenant spoke. **A motion**



was made by Commissioner Conley, seconded by Commissioner Whisenant to form committees for the planning of road projects related to the 2016 voter approved road bond election. All present voting "Aye". MOTION PASSED

32063 AUTHORIZE THE SHERIFF'S OFFICE TO CONVERT DEPUTY, SLOT 055-072 TO AN INSPECTOR UNDER THE OFFICE OF PROFESSIONAL RESPONSIBILITY DIVISION EFFECTIVE DECEMBER 16, 2016

The Sheriff is requesting the Courts consideration to convert one Deputy Position that is currently assigned to the Government Center Security division to an Inspector (graded as a Sergeant MBS4) under the Office of Professional Responsibility division. The Sheriff's Office currently has one position that oversees Human Resources, internal investigations, background checks and the reserve officer program. Due to growth within the County and the Sheriff's Law Enforcement division it is necessary to have additional manpower to maintain justice, integrity and a high level of service to the County and public. This position will report to the current Inspector (graded as a Lieutenant) and will be responsible for background checks and the reserve officer program. Due to the confidentiality, complexity and strict core values for this division it is necessary to promote individuals that have proven characteristics and accountability. Fiscal Impact: Base salary increase for the remainder of FY 2017 is \$8,246 plus \$1,642 in fringe benefits for a total of \$9,888 required. Salary savings within the department due to vacancies have been identified to fund this request. (\$12,478 - annualized). Hays County Sheriff Gary Cutler and General Counsel Mark Kennedy spoke. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Sheriff's Office to convert Deputy, slot 055-072 to an Inspector under the Office of Professional Responsibility division effective December 16, 2016. All present voting "Aye". MOTION PASSED**

HOLD A PUBLIC HEARING AT 10:00AM REGARDING THE PROPOSED METHOD OF DISTRIBUTION FOR \$7,405,319 IN COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY PROGRAM FUNDING AVAILABLE THROUGH THE TEXAS GENERAL LAND OFFICE. POSSIBLE ACTION MAY FOLLOW

Judge Cobb opened the public hearing at 11:10 a.m. Don Ferguson from the City of Wimberley and Chance Sparks, Interim City Manager for the city of Buda spoke. Jeff Hauff, from the Hays County Grants department gave a presentation on the matter. Judge Cobb closed the public hearing at 11:32 a.m. The U.S. Department of Housing and Urban Development (HUD), through Congressional appropriation, issued Community Development Block Grant - Disaster Recovery funding to Texas for Disaster Events DR-4223 and DR4245 occurring in 2015. The Texas General Land Office (GLO) has been designated by the State as the agency to administer the funding to counties included in the disaster declarations. The GLO has charged the "most impacted" counties (Harris, Hays, Hidalgo and Travis) to develop a Method of Distribution (MOD) for funding distribution to eligible cities within - and including - the County based on objective scoring criteria. As the City of San Marcos received a direct Congressional allocation, it is not included in the Hays County MOD. Of the \$7,405,319 in funding allocated to Hays County, \$2,369,702 (32%) must be spent on Housing needs and \$5,035,617 will be allowed for Non-Housing or Infrastructure needs. Further, at least 70% of the funding (\$5,183,723.30) must be distributed to Low to Moderate Income (LMI) households or on projects whose service areas contain at least 70% LMI individuals/households. Projects may include those generally accepted under the Community Development Block Grant (CDBG) program. The factors and weighting system selected for the Hays County MOD build on the allocation formulas already within the GLO State Action Plan by taking damages incurred from the disasters as the primary factor when considering allocation of funding to the various County entities. This is based on Total Projected Project amounts in dollars as determined by FEMA in calculations for Public Assistance (PA) to governmental entities for Non Housing allocations and, in the case of Housing, the FEMA Verified Loss (FVL) amount as the primary basis for allocation. Also, a secondary factor is included to address the requirement that at least 70% of the funding goes to benefit LMI individuals and groups and is applied to both Housing and Non-Housing allocations. The public hearing will be held to consider public comments on the draft MOD. Upon consideration of any comments received at the public hearing and those written comments received by the deadline date of December 7, 2016 at 5:00pm, the MOD will be submitted for approval by the GLO. Upon approval, applications for funding will be accepted and reviewed by the GLO from the various entities that have been allocated funding through the Hays County MOD.

County Clerk's Note Agenda Item #25 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.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL,



ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR

Court convened into Executive Session at 12:15 p.m. and reconvened into open court at 1:05 p.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, and Judge Cobb. No action taken.

County Clerk's Note Agenda Item #27 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.*

32064 DISCUSSION AND POSSIBLE ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Hays County Fire Marshal Clint Browning gave an update on the burn ban. The drought index is 23. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to lift the current burn ban. All present voting "Aye". MOTION PASSED**

County Clerk's Note Agenda Item #29 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 Whisenant to adjourn court at 1:22 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 December 6, 2016.





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





STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 13TH DAY OF DECEMBER 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.

32065 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve payments of County Invoices in the amount of \$1,002,587.40 as presented by the Hays County Auditor. All voting "Aye". MOTION PASSED

32066 APPROVE COMMISSIONERS COURT MINUTES OF DECEMBER 6, 2016

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of December 6, 2016. All voting "Aye". MOTION PASSED

32067 APPROVE THE RE-APPOINTMENT OF JULIA NEW AND MICHAEL FLOREANI TO THE EMERGENCY SERVICE DISTRICT #7 BOARD FOR TWO YEAR TERMS EXPIRING DECEMBER 31, 2016

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve the re-appointment of Julia New and Michael Floreani to the Emergency Service District #7 board for two year terms expiring December 31, 2016. All voting "Aye". MOTION PASSED

32068 APPROVE SPECIFICATION FOR RFP#2017-P02, MANAGEMENT SERVICES, FOR A CEDAR OAK MESA WATER SUPPLY CORPORATION - COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSALS AND ADVERTISE

The Cedar Oak Mesa Water Supply Corporation (COMWSC) would like to continue improvements to their aging water supply system and has asked Hays County to serve as sponsor for a grant application as it has done in the past. Per new requirements from the Texas Department of Agriculture (TDA), Community Development Block Grant (CDBG) program, both grant management and engineering services must now be procured prior to grant application development and submission in order to utilize the same consultants for grant implementation. This is designed to prevent real or perceived competitive solicitation conflicts resulting from "insider" information. Per the attached RFP, Hays County is seeking to enter into a professional services contract with a competent management/consulting firm to assist in the overall management required by the County for the development of a grant application and – pending funding award - implementation of a Texas Community Development Block Grant Program, Community Development Fund project administered through the Texas Department of Agriculture for FY2017-2018. Upon selection of a consultant, clauses can be included in the subsequent contract for services that make payment contingent on grant award for the project. Matching funds will be provided by the COMWSC upon grant award to facilitate project implementation. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve specification for RFP#2017-P02, Management Services, for a Cedar Oak Mesa Water Supply Corporation – Community Development Block Grant Program Project and authorize Purchasing to solicit for proposals and advertise. All voting "Aye". MOTION PASSED**

32069 APPROVE SPECIFICATION FOR RFQ#2017-P03, ENGINEERING SERVICES, FOR A CEDAR OAK MESA WATER SUPPLY CORPORATION - COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT AND AUTHORIZE PURCHASING TO SOLICIT FOR QUALIFICATIONS AND ADVERTISE

The Cedar Oak Mesa Water Supply Corporation (COMWSC) would like to continue improvements to their aging water supply system and has asked Hays County to serve as sponsor for a grant application as it has done in the past. Per new requirements from the Texas Department of Agriculture (TDA), Community Development Block Grant (CDBG) program, both grant management and engineering services must now be procured prior to grant application development and submission in order to utilize the same consultants for grant implementation. This is designed to prevent real or perceived competitive solicitation conflicts resulting from "insider" information. Per the attached RFQ, Hays County is seeking to enter into a professional engineering services contract with a



state-registered engineer for the development of a grant application and – pending funding award – implementation of a Texas Community Development Block Grant (CDBG) Program, Community Development Fund project administered through the Texas Department of Agriculture for FY2017-2018. Upon selection of a firm, clauses can be included in the subsequent contract for services that make payment contingent on grant award for the project. Matching funds will be provided by the COMWSC upon grant award to facilitate project implementation. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve specification For RFQ#2017-P03, Engineering Services, for a Cedar Oak Mesa Water Supply Corporation - Community Development Block Grant Program project and authorize Purchasing to solicit for qualifications and advertise. All voting “Aye”. MOTION PASSED**

32070 AUTHORIZE THE HISTORICAL COMMISSION TO ACCEPT VARIOUS DONATIONS FOR RESTORATION PROJECTS AND AMEND THE BUDGET ACCORDINGLY

The Historical Commission has received donations for the Woods Memorial and Kyle Depot Projects. Budget Amendment: Increase – Travel; Increase – Contributions. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Historical Commission to accept various donations for restoration projects and amend the budget accordingly. All voting “Aye”. MOTION PASSED**

32071 AMEND ITEM 31951 FROM THE OCTOBER 25, 2016 MINUTES OF THE HAYS COUNTY COMMISSIONERS COURT TO CHANGE EWALD ROAD TO EWALD DRIVE

Due to the road sign being mislabeled, Ewald Drive was incorrectly identified as Ewald Road during the October 25, 2016 meeting. This action is to amend the minutes to correct all instances of "Ewald Road" and replace them with "Ewald Drive." Additionally, a work order has been created to change the existing road sign to "Ewald Drive" consistent with the Hays County map book. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to amend item 31951 from October 25, 2016 minutes of the Hays County Commissioners Court to change Ewald Road to Ewald Drive. All voting “Aye”. MOTION PASSED**

32072 AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE SHERIFF DRUG FORFEITURE FUNDS TO PURCHASE A RIFLE AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office is seeking approval to utilize Sheriff Drug Forfeiture Funds for the purchase of a specialized rifle for use by the SWAT Sniper Team. In a recent assessment of operational needs, the sniper section identified a need for a specialized round that can penetrate industrial glass found in modern construction such as the Government Center and other high-rise locations in San Marcos and Texas State University. Coupled with the ever increasing threat from vehicles being used as weapons, the round must also be effective in stopping large vehicles by disabling the engine. After multiple tests conducted by Texas DPS, Austin SWAT and Hays County SWAT the .338 Lapua was identified as meeting these needs. The total cost of the rifle is \$3,900 and the scope is \$2,100. No additional funds are needed, Sheriff Drug Forfeiture Funds will be used for this purchase. Budget Amendment; Decrease 053-618-00.5391 Misc. (\$6,000.00); Increase 053-618-00.5717_400 \$6,000.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to authorize the Sheriff's Office to utilize Sheriff Drug Forfeiture Funds to purchase a rifle and amend the budget accordingly. All voting “Aye”. MOTION PASSED**

32073 APPROVE UTILITY PERMITS

Permit; .1001. Road Name; Elder Hill Road. Utility; Time Warner Cable (communications). **A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to approve Utility Permit #1001 on Elder Hill Road issued to Time Warner Cable as authorized by the Transportation Department. All voting “Aye”. MOTION PASSED**

32074 CALL FOR A PUBLIC HEARING REGARDING AMENDMENT OF THE HAYS COUNTY ANIMAL CONTROL ORDINANCE AT REGULAR MEETING OF COMMISSIONERS COURT ON JANUARY 24, 2017; AUTHORIZE GENERAL COUNSEL TO PUBLISH LEGAL NOTICE OF SAID PUBLIC HEARING

A motion was made by Commissioner Whisenant, seconded by Commissioner Ingalsbe to call for a Public Hearing regarding Amendment of the Hays County Animal Control Ordinance at Regular Meeting of Commissioners Court on January 24, 2017; Authorize General Counsel to publish Legal Notice of said Public Hearing. All voting “Aye”. MOTION PASSED

32075 APPROVE AND CONFIRM THE APPOINTMENT OF CODY FEAGAN AS RESERVE DEPUTY CONSTABLE IN THE HAYS COUNTY CONSTABLE PRECINCT 3 OFFICE EFFECTIVE JANUARY 1, 2017

The Hays County Sheriff's Office has provided suggested amendments to the existing Animal Control Ordinance. Most changes are practical changes meant to make the Ordinance function better, and/or to bring it within compliance with state and constitutional standards. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve and confirm the Appointment of Cody Feagan as**



Reserve Deputy Constable in the Hays County Constable Precinct 3 Office effective January 1, 2017. All voting "Aye". MOTION PASSED

32076 AUTHORIZE THE DEVELOPMENT SERVICES OFFICE TO ADD A TELEPHONE ALLOWANCE EFFECTIVE DECEMBER 15, 2016 FOR THE PLANNER, SLOT NUMBER 1166-002 AND AMEND THE BUDGET ACCORDINGLY

A stipend has been requested and approved for the Planner position via the Request/Justification Form for the Electronics and Related Equipment/Services. This position travels throughout the County and region attending meeting and planning events. It is imperative that this position be available to staff and supervisors as well as the community in order to remain productive and perform duties effectively. Budget Amendment. Decrease 001-657-00.5489 Telephone & Data Lines (\$335) Increase 001-657-00.5194 Telephone Allowance \$3335. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Development Services Office to add a telephone allowance effective December 15, 2016 for the Planner, Slot Number 1166-002 and amend the budget accordingly. All voting "Aye". MOTION PASSED**

32077 AUTHORIZE COMMISSIONER CONLEY TO EXECUTE SUPPLEMENTAL NO. 6 TO WORK AUTHORIZATION NO. 1 OF HDR ENGINEERING, INC. PROFESSIONAL SERVICES AGREEMENT FOR PROGRAM MANAGEMENT SERVICES ON THE PRIORITY ROAD BOND PROGRAM

The Professional Services Agreement (PSA) and Work Authorization No. 1 (WA1) for HDR Engineering, Inc. to provide program management services to Hays County for the Priority Road Bond Program was approved by Commissioner's Court on April 7, 2009. The termination date of WA1 was extended to December 31, 2016 by Supplement No. 4. Currently there are two on-going projects that still require oversight (RM 12 Parkway ROW & Dacy Lane ROW) and Therefore HDR is requesting to extend the termination date for WA1 to December 31, 2017. No additional funds are being requested at this time. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize Commissioner Conley to execute Supplemental No. 6 to Work Authorization No. 1 of HDR Engineering, Inc. Professional Services Agreement for Program Management Services on the Priority Road Bond Program. All voting "Aye". MOTION PASSED**

32078 AUTHORIZE COMMISSIONER CONLEY TO EXECUTE SUPPLEMENTAL NO. 2 TO WORK AUTHORIZATION NO. 1 OF HDR ENGINEERING, INC. PROFESSIONAL SERVICES AGREEMENT FOR RIGHT OF WAY ACQUISITIONS SERVICES ON THE RM 12 PARKWAY PROJECT

The Professional Services Agreement (PSA) and Work Authorization No. 1 (WA1) for HDR Engineering, Inc. to provide right of way acquisition services to Hays County for 48 parcels on the RM 12 Parkway project was approved by Commissioner's Court on December 12, 2014. The termination date of WA1 was extended from May 31, 2016 to December 31, 2016 by Supplement No. 1. Currently there are four parcels remaining to close out the project. These parcels are currently expected to go to eminent domain proceedings. Therefore HDR is requesting to extend the termination date for WA1 to December 31, 2017. No additional funds are being requested at this time. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize Commissioner Conley to execute Supplemental No. 2 to Work Authorization No. 1 of HDR Engineering, Inc. Professional Services Agreement for Right of Way Acquisitions Services on the RM 12 Parkway Project. All voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #15 RE: *DISCUSSION AND POSSIBLE ACTION TO CONSIDER COMMENTS RECEIVED ON THE PROPOSED METHOD OF DISTRIBUTION FOR 2015 FLOODS CDBG - DISASTER RECOVERY ALLOCATION FUNDING AND APPROVAL OF FINAL DOCUMENT FOR SUBMISSION TO THE TEXAS GENERAL LAND OFFICE FOR REVIEW – was pulled*

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*

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR

Court convened into Executive session at 9:19 a.m. and reconvened into open court at 11:15 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. No Action Taken.



Clerk's Note Agenda Item #18 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 - was pulled*

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

Judge Cobb gave the current Drought Index - 30. The Burn Ban will remain lifted. Judge Cobb urged the public to use extreme caution when conducting outdoor burning.

Clerk's Note Agenda Item #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*

ADJOURNMENT

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 11:17 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 December 13, 2016.

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





STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 20TH DAY OF DECEMBER 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
CHRISTINE RODRIGUEZ	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.

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Shari Miller from Human Resources presented awards for years of service in Hays County. One Year: District Attorney: Administrative Assistant I Sandra Gamez, Juvenile Center: Juvenile Supervision Officer Philip Salazar, Juvenile Supervision Officer Gabriel Dunalp, Juvenile Supervision Officer Pedro Castillo Jr., Juvenile Supervision Officer Juanita Rodriguez, Juvenile Supervision Officer Jose Ramirez, County Clerk: Unpaid Records Management Intern Heather Sherrill, District Clerk: Deputy Clerk III Mallory Rogers, Sheriff Office: Crime Scene/Evidence Technician Stacy Cannady, Facility Maintenance Rory Holcomb, Five Years: Sheriff: Deputy Gerald Raines, Animal Control Officer Supervisor John Trinidad, Ten Years: Sheriff: Lead Emer Comm Officer Chad W. Power, Emergency Communications Officer Stacy L. Johnston, Juvenile Center: Juvenile Supervision Officer Veronica Marie Vasquez, Juvenile Supervision Officer Sara Jane Camacho-Fannell, Fifteen Years: Extension: Administrative Assistant II Bari Kay Conley, Sheriff Office: Sergeant James Young, Retirements: Elections: Elections Administrator Joyce Cowan, Constable 2: Constable James H. Kohler, Constable 5: Constable Matt Mancillas III, Constable 3: Constable Darrell Wynfred Ayers, District Clerk Office: Deputy Clerk II Martin Halverson.

32079 ADOPT A PROCLAMATION DECLARING DECEMBER 21ST AS JOYCE COWAN DAY IN HAYS COUNTY AND RECOGNIZE MS. COWAN FOR HER 31 YEARS OF SERVICE AS THE HAYS COUNTY ELECTIONS ADMINISTRATOR

Joyce Cowan is retiring effective 12/31/16. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to adopt a proclamation declaring December 21st as Joyce Cowan Day in Hays County and recognize Ms. Cowan for her 31 years of service as the Hays County Elections Administrator. All present voting "Aye". MOTION PASSED

PRESENTATION BY LAN REGARDING HOG CREEK FLOOD MITIGATION RESEARCH AND PROPOSAL

Travis M. Michel of Lockwood, Andrews & Newnam, Inc. gave a brief powerpoint presentation on the Hog Creek Flooding Mitigation Research and Proposal. Commissioner Conley spoke. LAN has analyzed the flood



mitigation needs along Hog Creek in Wimberley and will present their preliminary findings in anticipation of submitting a grant application.

PUBLIC COMMENTS

Harvey Jenkins- a San Marcos resident and Sarah Myers- a San Marcos resident spoke.

32080 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payment of County invoices in the amount of \$881,608.17 as presented by the Hays County Auditor. All present voting "Aye". MOTION PASSED

32081 APPROVE COMMISSIONERS COURT MINUTES OF DECEMBER 13, 2016

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioner Court Minutes of December 13, 2016. All present voting "Aye". MOTION PASSED

32082 APPROVE THE RE-APPOINTMENT OF JIM HOLLIS AS A MEMBER OF EMERGENCY SERVICES DISTRICT #2

Jim Hollis has agreed to serve a two-year term beginning January 1, 2017. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the re-appointment of Jim Hollis as a member of Emergency Services District #2. All present voting "Aye". MOTION PASSED

32083 APPROVE THE RE-APPOINTMENT OF ERIC HOLEN AND SUSAN MECKEL AS MEMBERS OF EMERGENCY SERVICES DISTRICT #5

Both have agreed to serve a two-year term beginning January 1, 2017. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the re-appointment of Eric Holen and Susan Meckel as members of Emergency Services District #5. All present voting "Aye". MOTION PASSED

32084 APPROVE THE RE-APPOINTMENT OF JIM WEATHERFORD, PAUL KASKIE AND SCOTT STEVENS AS MEMBERS OF EMERGENCY SERVICES DISTRICT #8

All have agreed to serve a two-year term beginning January 1, 2017. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the re-appointment of Jim Weatherford, Paul Kaskie and Scott Stevens as members of Emergency Services District #8. All present voting "Aye". MOTION PASSED

32085 REAPPOINT JAMES HOLT TO THE PLUM CREEK CONSERVATION DISTRICT

James Holt has agreed to serve an additional term effective January 1, 2017. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to reappoint James Holt to the Plum Creek Conservation District. All present voting "Aye". MOTION PASSED



32086 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A GEOSPATIAL DATA INTERLOCAL CONTRACT BETWEEN HAYS COUNTY AND CAPITAL AREA COUNCIL OF GOVERNMENTS ("CAPCOG") FOR GEOMAP 2017 WORK

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to Authorize the County Judge to execute a Geospatial Data Interlocal Contract between Hays County and Capital Area Council of Governments ("CAPCOG") for Geomap 2017 work. All present voting "Aye". MOTION PASSED

32087 APPROVE THE ADDITION OF SECURITY EQUIPMENT BY ARGYLE SECURITY AT THE ROAD AND BRIDGE DEPARTMENT'S OFFICE ON YARRINGTON ROAD THAT WAS INADVERTENTLY LEFT OUT OF THE ORIGINAL CONTRACT AND AMEND THE BUDGET ACCORDINGLY

Two doors were missed in the initial inspection of the building. Budget Amendment: Increase Misc Equipment Capital Outlay 020-710-00.5719_700 - \$7910.00; Decrease Road Material & Supplies 020-710-00.5351 - \$7910.00. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the addition of security equipment by Argyle Security at the Road and Bridge Department's office on Yarrington Road that was inadvertently left out of the original contract and amend the budget accordingly. All present voting "Aye". MOTION PASSED

32088 AMEND VARIOUS DEPARTMENTAL OPERATING BUDGETS IN PREPARATION FOR THE COUNTY'S FY 2016 YEAR-END PROCESS

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to amend various departmental operating budgets in preparation for the County's FY 2016 year-end process. All present voting "Aye". MOTION PASSED

32089 APPROVE THE APPOINTMENT OF ROBBIE HAWKINS AND THE REAPPOINTMENT OF KAREN BROWN, JUNE HANKINS AND MARY CAUBLE TO THE HAYS COUNTY CHILD PROTECTIVE BOARD

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve the appointment of Robbie Hawkins and the reappointment of Karen Brown, June Hankins and Mary Cauble to the Hays County Child Protective Board. All present voting "Aye". MOTION PASSED

32090 AUTHORIZE OVERTIME PAY FOR THE FACILITY MAINTENANCE STAFF FOR WORK RELATED TO THE DOMESTIC PLUMBING SYSTEM AT THE HAYS COUNTY GOVERNMENT CENTER AND AMEND THE BUDGET ACCORDINGLY

The Government Center domestic plumbing system project is scheduled from December through May 2017. During this project, the Facilities Maintenance staff will need to be available during contractor work to assist with access as well as provide a Hays County presence during the duration of the project. A request for overtime pay in lieu of compensatory time is being made to ensure that the building maintenance staff does not accrue hours that would require an extended length of time off after the project is complete in order to remain in compliance with the payroll policy. The overtime hours will be reimbursed in full by TAC under the insurance claim. Budget Amendment: Increase Compensation for Loss - \$22,700; Increase Overtime Salary - \$18,940; Increase Fringe Benefits - \$3,760. A motion was made by Commissioner Whisenant, seconded by Commissioner



Jones to authorize overtime pay for the Facility Maintenance staff for work related to the domestic plumbing system at the Hays County Government Center and amend the budget accordingly. All present voting “Aye”. MOTION PASSED

32091 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A CONTRACT WITH SURVEYING AND MAPPING LLC (SAM) FOR SERVICES RELATED TO HAYS COUNTY OWNED PROPERTIES

Staff wishes to obtain a contract to gather more recent Light imaging and detection (LIDAR) data to create a digital elevation model (DEM) that accounts for development that has occurred since the last flight in 2007. Staff would like to expedite the process in order to model the information and use in the FEMA physical map revision as well as use in the planning and construction/renovation of Hays County Owned Facilities. Three quotes were obtained with SAM, Inc. meeting all time requirements and deliverables at the best price point. Funds are available in the Infrastructure Improvement Fee Fund for this request. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the County Judge to execute a contract with Surveying and Mapping LLC (SAM) for services related to Hays County owned properties. All present voting “Aye”. MOTION PASSED**

32092 APPROVE THE RE-APPOINTMENT OF TIM VON KENNEL, ROBERT AVERA AND JENNIFER RODRIGUEZ TO THE BOARD OF COMMISSIONERS FOR ESD #6

This is for a 2 year term beginning January 1, 2017. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the re-appointment of Tim Von Kennel, Robert Avera and Jennifer Rodriguez to the board of Commissioners for ESD #6. All present voting “Aye”. MOTION PASSED**

32093 AUTHORIZE COUNTY JUDGE TO SIGN A PSA WITH HDR INC. FOR PRELIMINARY ENGINEERING OF A PROPOSED EXTENSION OF CENTERPOINT ROAD

HDR Inc. will, if approved, perform preliminary design and schematic development of an extension of Centerpoint Road, west of IH35 to RM 12. Preliminary work will include development of a recommended alignment, environmental study and permitting, and identification of ROW requirements. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to authorize County Judge to sign a PSA with HDR Inc. for preliminary engineering of a proposed extension of Centerpoint Road. All present voting “Aye”. MOTION PASSED**

32094 SUB-531; REPLAT OF LOT 24, ROLLING OAKS SECTION 1. DISCUSSION AND POSSIBLE ACTION TO APPROVE FINAL PLAT; HOLD A PUBLIC HEARING

Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. Clint Garza, Director of Development spoke and has staff recommendation. Rolling Oaks Section 1 is a recorded subdivision located off of FM 3237 in Precinct 3. The proposed re-plat will divide the 6.02 acre lot 24 into 2 lots. Water service will be provided by individual water wells and wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to approve final plat SUB-531; Replat of Lot 24, Rolling Oaks Section 1. All present voting “Aye”. MOTION PASSED**



Clerk's Note: Court took a break at 10:14 a.m. and reconvened back into open session at 10:22 a.m.

32095 APPROVE A RESOLUTION OF INTENT REQUIRED FOR ESTABLISHING A PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM IN HAYS COUNTY, AND CALL FOR A PUBLIC HEARING IN ACCORDANCE WITH SECTION 399.008 (A) (2) OF THE TEXAS LOCAL GOVERNMENT CODE

Sharleen Huttenger of PACE authority and Hays County Tax Assessor, Luanne Caraway spoke. Representatives for the non-profit, Texas PACE authority made a presentation on the PACE program during Court on December 6, 2016. PACE enables non-profit, commercial, industrial, multi-family, and agricultural property owners to obtain up to 100 percent of the project financing from low-cost, long-term loans for water conservation, energy efficiency, and onsite generation projects. Currently, there are businesses within Hays County that are considering participating in PACE projects. In order for a business to participate, Hays County must establish a PACE program. Various counties and cities in Texas have established PACE programs, including Travis and Williamson counties. The following items are included with this item:-enabling legislation, ch. 399 of the LGC, -a brief overview of PACE, -a press release regarding the PACE program in Travis and Williamson counties, -a draft Resolution of Intent. If the Court approves the resolution, a date for a public hearing will need to be called for a future court date. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve a Resolution of Intent required for establishing a Property Assessed Clean Energy (PACE) program in Hays County, and call for a public hearing on January 17, 2017 in accordance with section 399.008 (a) (2) of the Texas Local Government Code at 10 am. All present voting "Aye". MOTION PASSED**

32096 APPROVE THE APPOINTMENT OF STACY MORGAN TO REPLACE RICHARD GARRETT AS A MEMBER OF EMERGENCY SERVICES DISTRICT #2

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the appointment of Stacy Morgan to replace Richard Garrett as a member of Emergency Services District #2. All present voting "Aye". MOTION PASSED

32097 APPROVE A RESOLUTION IN OPPOSITION TO RE:SEARCHTX

County Clerk, Liz Gonzalez, District Clerk, Beverly Crumley and Judge David Glickler spoke. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve a resolution in opposition to re:SearchTX. All present voting "Aye". MOTION PASSED**

32098 ACTION TO ESTABLISH TRAFFIC ENFORCEMENT IN THE ELLIOTT RANCH SUBDIVISION IN PRECINCT 2, AS AUTHORIZED BY SECTION 542.007 OF THE TEXAS TRANSPORTATION CODE

Commissioner Jones spoke. General Counsel Mark Kennedy spoke. James Young with the Hays County Sheriff's Office spoke. The residents of the Elliott Ranch Subdivision were asked to provide a petition response (Yes or No) regarding the enforcement of Speeding and Stop Sign compliance within the subdivision. 53% voted yes, and a representative of that subdivision has petitioned Hays County on behalf of those residents. Any specific traffic enforcement would be provided on an as-available basis by the Hays County Sheriff's Office. If the Court approves enforcement, the Road Department will need to provide appropriate signage within the subdivision and establish traffic regulations under it's normal protocols. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the resolution to establish traffic enforcement**



in the Elliott Ranch Subdivision in Precinct 2, as authorized by Section 542.007 of the Texas Transportation Code. All present voting "Aye". MOTION PASSED

32099 ACTION TO CONSIDER COMMENTS RECEIVED ON THE PROPOSED METHOD OF DISTRIBUTION FOR 2015 FLOODS CDBG - DISASTER RECOVERY ALLOCATION FUNDING AND APPROVAL OF FINAL DOCUMENT FOR SUBMISSION TO THE TEXAS GENERAL LAND OFFICE FOR REVIEW

Grants Administrator Jeff Hauff spoke. The U.S. Department of Housing and Urban Development (HUD), through Congressional appropriation, issued Community Development Block Grant - Disaster Recovery funding to Texas for Disaster Events DR-4223 and DR4245 occurring in 2015. The Texas General Land Office (GLO) was designated by the State as the agency to administer the funding to counties included in the disaster declarations. The GLO has charged the "most impacted" counties (Harris, Hays, Hidalgo and Travis) to develop a Method of Distribution (MOD) for funding distribution to eligible cities within - and including - the County based on objective scoring criteria. As the City of San Marcos received a direct Congressional allocation, it is not included in the Hays County MOD. Of the \$7,405,319 in funding allocated to Hays County, \$2,369,702 (32%) must be spent on Housing needs and \$5,035,617 will be allowed for Non-Housing or Infrastructure needs. Further, at least 70% of the funding (\$5,183,723.30) must be distributed to benefit Low to Moderate Income (LMI) households or on projects whose service areas contain at least 51% LMI individuals/households. Projects may include those generally accepted under the Community Development Block Grant (CDBG) program. The initial draft of the MOD was approved on November 15, 2016 by Commissioners Court action and posted with notice for a public hearing/ public comment on the Hays County website on November 16, with subsequent legal notice of the hearing also published in the San Marcos Record on November 22, 2016. A public hearing was held on December 6, 2016 during a regular meeting of the Commissioners Court with two comments received. The public comment period closed on December 7, 2016 at 5:00pm with several comments received. Upon consideration of comments received at the public hearing and those written comments received, any changes to the draft MOD will be considered and approved by the Commissioners Court and the document will be submitted for review and approval by the GLO. **A motion was made by Commissioner Conley, seconded by Commissioner Ingalsbe to consider comments received on the proposed Method of Distribution for 2015 Floods CDBG - Disaster Recovery Allocation funding and approval of final document for submission to the Texas General Land Office for review. All present voting "Aye". MOTION PASSED**

32100 AWARD WORK TO SELECT RESPONDENTS OF RFQ 2017-P01, RELATED TO THE HAYS COUNTY PUBLIC SAFETY BOND PROGRAM; TO AUTHORIZE GENERAL COUNSEL TO FINALIZE PROFESSIONAL SERVICES AGREEMENTS WITH AWARDEES; AND TO AUTHORIZE THE COUNTY JUDGE TO EXECUTE SAID AGREEMENTS

Staff and consultants reviewed RFQ responses and have recommended the following firms for the corresponding work: - Doucet & Assoc.(Under SWCA) – Surveying;- Terracon - Geotechnical Engineering; - SWCA - Environmental Assessments; - Pape Dawson Engineers - Traffic Impact Analysis **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to authorize General Counsel to finalize Professional Services Agreements with awardees; and to authorize the County Judge to execute said Agreements. All present voting "Aye". MOTION PASSED**

32101 HOLD A PUBLIC HEARING RELATED TO THE ADJUSTED LEVY OF ASSESSMENTS IN THE LA CIMA PUBLIC IMPROVEMENT DISTRICT; POSSIBLE ACTION, INCLUDING BUT NOT LIMITED TO THE ADOPTION OF THE LEVY OF ASSESSMENTS, MAY FOLLOW



Judge Cobb opened the public hearing. No public input was received. Judge Cobb closed the public hearing. John Snyder with Good Works spoke. Because the La Cima Subdivision has not yet established a Home Owners' Association, part of the assessment roll that was ascribed to the HOA needs to be redistributed to the respective parcels of the District. Because this results in a modification of the assessments, it requires a Public Hearing (and Notice), just as was done for the Initial Assessment Roll and accompanying documents. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to Hold a Public Hearing related to the adjusted Levy of Assessments in the La Cima Public Improvement District; possible action, including but not limited to the adoption of the Levy of Assessments, may follow. All present voting "Aye". MOTION PASSED**

32102 APPROVE A BOND IN THE AMOUNT OF \$15,000 FOR JENNIFER ANDERSON, HAYS COUNTY ELECTIONS ADMINISTRATOR EFFECTIVE JANUARY 1, 2017

Jennifer Anderson spoke and gave the bond number 71857694 for the record. The Commissioners Court is required to approve a bond for the Elections Administrator. Jennifer Anderson was appointed Hays County Elections Administrator effective January 1, 2017 by the Hays County Election Commission on December 14, 2016. Sec. 31.040. BOND. (a) Before assuming the duties of a county elections administrator, the person appointed to the position must give a bond that is in an amount set by the commissioners court, not to exceed \$20,000, payable to the county judge, approved by the commissioners court, and conditioned on the faithful performance of the duties of the position. (b) The commissioners court or the administrator may require any or all of the administrator's deputies, other than unpaid volunteer deputy registrars, to give a bond similar to that required of the administrator in an amount not exceeding the amount of the administrator's bond. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve a bond in the amount of \$15,000 for Jennifer Anderson, Hays County Elections Administrator effective January 1, 2017. All present voting "Aye". MOTION PASSED**

32103 AUTHORIZE THE TRANSPORTATION DIRECTOR TO HIRE VACANT ROAD MAINTENANCE WORKER SENIOR, SLOT 1070-005 (POSITION #710-1070-032414) AT THE 25TH PERCENTILE PAY WITH AN INCREASE TO THE 50TH PERCENTILE AFTER A 6 MONTH PROBATIONARY PERIOD

The Transportation Director requests the court approval to hire this position at the 25th percentile, increasing to the 50th percentile once the employee has completed his 6 month probation period. The increase will be given if the employee has met or exceeded his performance expectations satisfactorily. The prospective employee has knowledge and experience that merits the increase and his experience in operation of our new excavator will be invaluable to the department. Salary savings (due to vacancies) within the department have been identified to fund this request. FY17 fiscal impact - \$1,813 base salary plus \$362 fringe = \$2,175; Annualized impact - \$7,748 base salary plus \$1,545 fringe = \$9,293. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Transportation Director to hire vacant Road Maintenance Worker Senior, Slot 1070-005 (position #710-1070-032414) at the 25th percentile pay with an increase to the 50th percentile after a 6 month probationary period. All present voting "Aye". MOTION PASSED**

32104 AUTHORIZE A REGIONAL HABITAT CONSERVATION PLAN PARTICIPATION AGREEMENT BETWEEN HAYS COUNTY AND LAZY OAKS RANCH, LP, AUTHORIZE GENERAL COUNSEL AND DIRECTOR OF DEVELOPMENT AND COMMUNITY SERVICES TO NEGOTIATE THE TERMS OF THE AGREEMENT, AND AUTHORIZE THE DIRECTOR OF DEVELOPMENT AND COMMUNITY SERVICES TO EXECUTE THE AGREEMENT



Director of Development and Community Services Clint Garza spoke. General Counsel Mark Kennedy spoke. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the County Judge to sign the Regional Habitat Conservation Plan Participation Agreement between Hays County and Lazy Oaks Ranch, LP, with the suggested amendments by the Director of Development services and General Counsel to authorize and execute the Agreement. All present voting "Aye". MOTION PASSED**

32105 ACTION OF THE HAYS COUNTY COMMISSIONERS COURT RELATED TO THE STUDY OF HYDROLOGY AND HYDRAULICS IN THE AREA AROUND SAWYER RANCH ROAD NEAR RUGGED EARTH DRIVE

Commissioner Whisenant spoke. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to Discussion and possible action of the Hays County Commissioners Court related to the study of Hydrology and Hydraulics in the area around Sawyer Ranch Road near Rugged Earth Drive. All present voting "Aye". MOTION PASSED**

32106 APPROVE A RESOLUTION SUPPORTING THE EFFORTS OF CALDWELL AND GUADALUPE COUNTIES TO HOLD A LOCAL OPTION ELECTION FOR THE CREATION OF A WATER ORIENTED RECREATION DISTRICT (WORD) IN CERTAIN AREAS ALONG THE PORTION OF THE SAN MARCOS RIVER SEPARATING THE TWO COUNTIES

Michelle Rumbaut resident of Martindale spoke. Jay Cody resident of San Marcos spoke. Caldwell County Assistant District Attorney Jordan Powell spoke. Commissioner Ingalsbe spoke. Commissioner Conley spoke. The Commissioners Courts of both Caldwell and Guadalupe Counties are in support of legislation that will allow a local option election creating a WORD in certain areas along the portion of the San Marcos River separating the two counties. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Conley to approve a resolution supporting the efforts of Caldwell and Guadalupe Counties to hold a local option election for the creation of a Water Oriented Recreation District (WORD) in certain areas along the portion of the San Marcos River separating the two counties. All present voting "Aye". MOTION PASSED**

Clerks Note Agenda Item #31 RE: APPROVE THE FIRST ADDENDUM TO THE INTERLOCAL AGREEMENT BETWEEN HAYS COUNTY AND THE CITY OF SAN MARCOS RELATED TO THE DOWNTOWN SAN MARCOS TAX INCREMENT REINVESTMENT ZONE NO. 5- was pulled.

32107 ACTION TO CONSIDER THE APPOINTMENT OF ROGER THORMAHLEN AND KEITH HUGHART TO THE BOARD OF COMMISSIONERS FOR ESD #1

Commissioner Whisenant spoke. This is for a 2 year term beginning January 1, 2017. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to appoint of Roger Thormahlen and Keith Hughart to the board of Commissioners for ESD #1. All present voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #33 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



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 RELATED THE HAYS COUNTY REGIONAL HABITAT CONSERVATION PLAN. POSSIBLE ACTION TO FOLLOW IN OPEN COURT

Court convened into Executive Session at 11:43 a.m. and reconvened into open court at 11:58 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, Judge Cobb, General Counsel Mark Kennedy, Tammy Crumley and Chief of Staff Lon Shell. No Action Taken.

Clerk's Note Agenda Item # 35 RE: EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.074 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PERFORMANCE AND DUTIES OF THE VETERANS SERVICE OFFICER, EMERGENCY MANAGEMENT COORDINATOR, IT DIRECTOR, HUMAN RESOURCES DIRECTOR, TRANSPORTATION DIRECTOR, GENERAL COUNSEL, ELECTIONS ADMINISTRATOR, DEVELOPMENT AND COMMUNITY SERVICES DIRECTOR, GRANTS ADMINISTRATOR, CHIEF JUVENILE PROBATION OFFICER AND JUVENILE FACILITY ADMINISTRATOR- **was pulled.**

Clerk's Note Agenda Item # 36 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 will remain lifted. Drought index is at 50.

Clerk's Note Agenda Item # 38 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 Whisenant to adjourn court at 12:04 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 December 20, 2016.




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

