



STATE OF TEXAS *
 COUNTY OF HAYS *

ON THIS THE 8th DAY OF AUGUST A.D., 2017, 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:

Nahum Melendez 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.

PUBLIC COMMENTS

Dan Lyon a San Marcos resident & David Crowell a San Marcos resident spoke.

Clerk's Note Agenda Item #1 RE: *RECOGNITION OF KYLE HERRON OF DRIPPING SPRINGS AND MAKENNA HAWKINS OF BUDA IN THEIR ACHIEVEMENT OF BEING SELECTED TO SERVE AS PRESIDENT AND VICE PRESIDENT OF THE STATE 4-H COUNCIL - was pulled*

32705 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 \$3,277,074.38 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

32706 APPROVE COMMISSIONERS COURT MINUTES OF AUGUST 1, 2017

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of August 1, 2017 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

32707 AMEND THE TRANSPORTATION DEPARTMENT'S BUDGET FOR ADDITIONAL OVERTIME COMPENSATION

Transportation Director Jerry Borcharding spoke. Additional overtime funds are needed to finish out the fiscal year. The Transportation Department requests to utilize salary savings due to vacancies to cover these shortages. Budget Amendment: 020-710-00.5021 Decrease Staff Salaries (\$50,000) 020-710-00.5031 Increase Overtime Compensation \$50,000. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to amend the Transportation Department's Budget for additional overtime compensation. All present voting "Aye". MOTION PASSED

32708 AUTHORIZE COMMERCIAL OSSF PERMIT AT 1185 S FM 1626, BUDA TX

Christopher Allen Rickman is proposing an OSSF to serve a mechanic shop at 1185 S FM 1626, Buda in Precinct 2. This on-site sewage facility will be a new install for the mechanic shop. This property is 1.5 acres in size and water will be supplied by a private water well on the property. The system designer, David McGhee, R.S. has designed a treatment system consisting of a 500 gallon pretreatment tank, 750 gallon equalization tank and a NuWater aerobic treatment unit. After treatment, the effluent will be dispersed to a drip irrigation field for a maximum daily rate of 180 gallons. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit at 1185 S. FM 1626, Buda, TX. All present voting "Aye". MOTION PASSED

32709 AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE 17 AXON BODY CAMERAS THROUGH OUR MASTER SERVICES AGREEMENT WITH AXON ENTERPRISES AND AMEND THE BUDGET ACCORDINGLY

At this time the Sheriff's Office is requesting to purchase 17 body cameras to outfit offline positions that were not allotted one in the original body camera purchase. Body cameras are needed for officer safety purposes as well as meeting the growing expectation by the public that officers are equipped with a camera. State Discretionary Funds will be used for Year 1 purchase and implementation. Future year's software costs will be requested during the budget process. Budget Amendment: Increase .5206 - \$6,783 body cameras Increase .5718_400 - \$1,343 body camera software Decrease .5362 \$8,126. A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the Sheriff's Office to purchase 17 Axon Body



Cameras through our Master Services Agreement with Axon Enterprises and amend the budget accordingly. All present voting "Aye". MOTION PASSED

32710 AUTHORIZE THE EXECUTION OF A LANDSCAPE MAINTENANCE SERVICES AGREEMENT WITH TEXSCAPE SERVICES, LLC FOR MONTHLY LAWN AND LANDSCAPING SERVICES AT THE HAYS COUNTY GOVERNMENT CENTER

The Building Maintenance Division would like to execute an agreement with Texscape Services, LLC for monthly lawn and landscaping services at the Hays County Government Center located at 712. S. Stagecoach Trail. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the execution of a Landscape Maintenance Services Agreement with Texscape Services, LLC for monthly lawn and landscaping services at the Hays County Government Center. All present voting "Aye". MOTION PASSED

32711 AUTHORIZE PAYMENT TO CREDIT CARD SERVICES FOR EXPENSES RELATED TO CONTINUING EDUCATION FOR THE DEVELOPMENT AND COMMUNITY SERVICES DEPARTMENT IN WHICH NO PURCHASE ORDER WAS ISSUED AS PER COUNTY PURCHASING POLICY

General Counsel Mark Kennedy spoke. The Development and Community Services Department paid for continuing education expenses and did not obtain a purchase order per County Purchasing Policy. Funds are available within their operating budget to fund the charges. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize payment to credit card services for expenses related to continuing education for the Development and Community Services Department in which no Purchase Order was issued as per County Purchasing Policy. All present voting "Aye". MOTION PASSED

32712 APPROVE SPECIFICATIONS FOR RFP 2017-P12 HAZARD MITIGATION GRANT WRITING AND MANAGEMENT SERVICES AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR PROPOSALS AND ADVERTISE

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Specifications for RFP 2017-P12 Hazard Mitigation Grant Writing and Management Services and authorize Purchasing Manager to solicit for proposals and advertise. All present voting "Aye". MOTION PASSED

32713 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE THE PERFORMANCE BOND #1148527 IN THE AMOUNT OF \$52,749.00, AND ACCEPT THE MAINTENANCE BOND #4403169MNT-3 IN THE AMOUNT OF \$67,730.33 FOR CALITERRA SUBD., PHASE 1, SECTION 5

Transportation Director, Jerry Borcharding spoke and gave staff recommendation for the 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 Whisenant, seconded by Commissioner Conley to accept Road Construction and Drainage Improvements, Release the Performance Bond #1148527 in the amount of \$52,749.00, and accept the Maintenance Bond #4403169MNT-3 in the amount of \$67,730.33 for Caliterra subd., Phase 1, Section 5. All present voting "Aye". MOTION PASSED

32714 PURCHASE TWO SCHOOL ZONE FLASHER POSTS W/ACCESSORIES IN THE AMOUNT OF \$5,629.00 FROM ELECTROTECHNICS CORPORATION, TO PERMANENTLY INSTALL ON SAWYER RANCH ROAD FOR THE NEW ELEMENTARY & MIDDLE SCHOOLS, AND AMEND THE BUDGET ACCORDINGLY

The installation of these new school zone flasher posts will help in supporting larger accessories for greater visibility and public awareness (LED lights, solar panels, speed limit signs with posted school bell times, etc.). Budget Amendment: 020-710-00.5351 - Decrease Materials (\$5,629) 020-710-00.5719_400 - Increase Misc. Equipment Operating Expense. A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to purchase two school zone flasher posts w/accessories in the amount of \$5,629.00 from Electrotechnics Corporation, to permanently install on Sawyer Ranch Road for the new elementary & middle schools, and amend the budget accordingly. All present voting "Aye". MOTION PASSED

32715 ACCEPT ROAD CONSTRUCTION AND DRAINAGE IMPROVEMENTS, RELEASE THE CONSTRUCTION CASH BOND IN THE AMOUNT OF \$145,021.40, AND ACCEPT THE MAINTENANCE BOND #1045271 IN THE AMOUNT OF \$352,823.51 FOR CROSSWINDS SUBD., PHASE 1, SECTION 1



Transportation Director, Jerry Borcharding spoke and gave staff recommendation for the 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 road construction and drainage improvements, Release the Construction Cash Bond in the amount of \$145,021.40, and accept the Maintenance Bond #1045271 in the amount of \$352,823.51 for Crosswinds Subd., Phase 1, Section 1. All present voting “Aye”. MOTION PASSED**

32716 SUB-807 SHADOW CREEK PHASE 9, SECTION 2 (210 LOTS) APPROVE FINAL PLAT; ACCEPT CONSTRUCTION BOND NO. K09568785 FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$1,935,419.35

Hays County Planner, Marcus Pacheco spoke and gave Staff Recommendation for the revised preliminary plan for the Shadow Creek Subdivision was approved on April 18, 2017 as a 1,701 lot subdivision located off of Windy Hill Road in Precinct 2. This revision condensed Phases 9-2 and 11-3 into a single phase called Phase 9-2 creating 207 single-family residential lots and 3 greenspace/drainage lots across 32.63 acres. 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 Ingalsbe to approve final plat; accept Construction Bond No. K09568785 for the construction of street and drainage improvements in the amount of \$1,935,419.35, for SUB-807 Shadow Creek Phase 9, Section 2 (210 Lots). All present voting “Aye”. MOTION PASSED**

32717 SUB-789 RANCHITOS OF NIEDERWALD SUBDIVISION (3 LOTS) APPROVE PRELIMINARY PLAN

Hays County Planner, Marcus Pacheco spoke and gave Staff Recommendation for the proposed Ranchitos of Niederwald Subdivision is a 3 lot subdivision across 3.65 acres located off of Williamson Road in Precinct 2. The subdivision will be served by GoForth Water Supply and wastewater service will be provided by individual onsite sewage facilities. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve preliminary plan for SUB-789 Ranchitos of Niederwald Subdivision (3 Lots). All present voting “Aye”. MOTION PASSED**

Clerk’s Note Agenda Item #15 RE: RE:SUB-813 MEDLIN CREEK RANCH PHASE 2 (18 LOTS) APPROVE FINAL PLAT; ACCEPT FISCAL SURETY IN THE AMOUNT OF \$368,000.00 FOR STREET AND DRAINAGE IMPROVEMENTS – was pulled

32718 AUTHORIZE DEVELOPMENT SERVICES TO OFFER A SALARY EXCEPTION FOR THE ENVIRONMENTAL HEALTH SPECIALIST II, SLOT 1167-002 POSITION AT THE 44TH PERCENTILE (GRADE 112) EFFECTIVE SEPTEMBER 8, 2017

The Development Services Manager has received an application from a current county employee for the vacant Environmental Health Specialist II position and requests the Court's consideration to offer the position at an annualized salary of \$50,500, approximately the 44th percentile of the range. Current county policy indicates that an individual within the organization would be moved to the minimum of the new salary or a 6% pay increase for promotions, whichever is greater. The candidate has 8 years of experience performing the day to day duties of the position and has continuously demonstrated willingness to lead and help grow the department to provide a greater level of service to our citizens. This fiscal impact in excess of the 6% policy is \$675 for FY17 (\$4634 annualized). This position was budgeted for the maximum of the range (\$61,875). As of 7/31, salary savings for the department were in excess of \$30,000. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize Development Services to offer a salary exception for the Environmental Health Specialist II, slot 1167-002 position at the 44th percentile (grade 112) effective September 8, 2017. All present voting “Aye”. MOTION PASSED.**

A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to amend the motion to include the correction on the start date for slot 1167-002 position at the 44th percentile (grade 112) effective September 8, 2017 to August 8, 2017. All present voting “Aye”. MOTION PASSED.

Clerk’s Note: Court took a break at 10:06 a.m. and returned into open session at 10:11 a.m.

10:00 A.M. - BUDGET WORKSHOP REGARDING THE FY 2018 HAYS COUNTY BUDGET

Tax Assessor/Collector – Luanne Caraway, is requesting 1 New Lead CSR. That person would serve as a floater for all substations when there are vacancies through illness, vacation, etc. and during heavy customer service time in December and January in the Dripping Springs office. Sheriff – Gary Cutler, is requesting \$1,530 for three software maintenance renewals. Jail – Sheriff is requesting four Correction Specialists to conduct more clerical duties to free up Corrections Officer to conduct their duties, as set out by Jail Standards. Sheriff spoke of Transportation Officers and the duties they perform. District Attorney – Wes Mau, is requesting one Investigator. No action taken.



Clerk's Note Agenda Item #18 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 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 DIRECTOR OF THE HUMAN RESOURCES DEPARTMENT

Court convened into Executive session at 11:32 a.m. and reconvened into open court at 11:53 a.m. In Executive Session were Commissioner Ingalsbe, Commissioner Jones, Commissioner Conley, Commissioner Whisenant, 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 EMPLOYMENT, EVALUATION AND DUTIES OF THE DIRECTOR OF THE TRANSPORTATION DEPARTMENT

Court convened into Executive session at 9:44 a.m. and reconvened into open court at 10:02 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 Jerry Borcharding. No Action taken

Clerk's Note Agenda Item #21 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

Fire Marshall Clint Browning, Commissioner Ingalsbe, and General Counsel Mark Kennedy spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to lift the Burn Ban for one week. Commissioner Whisenant and Commissioner Jones voted "Aye". Commissioner Conley, Commissioner Ingalsbe, and General Counsel Mark Kennedy voted "No" MOTION NOT PASSED

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**

ADJOURNMENT

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adjourn court at 11:55 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 August 8, 2017.





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

