



STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 22<sup>ND</sup> 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:

Chaplain 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.

**RECOGNITION OF KYLE HERRON OF DRIPPING SPRINGS AND MAKENNA HAWKINS OF BUDA FOR THEIR ACHIEVEMENT OF BEING SELECTED TO SERVE AS PRESIDENT AND VICE PRESIDENT OF THE STATE 4-H COUNCIL**

Jason Mangold, Extension Officer spoke. Hays County has never had any kids on the State 4-H Council. This is a great honor to not only have one individual but two in the highest seats in the State.

**PUBLIC COMMENTS**

David Crowell – Kyle resident, Dan Lyon – San Marcos resident, and Rodrigo Amaya – San Marcos resident made public comments.

**32748 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 \$743,842.47 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**32749 APPROVE COMMISSIONERS COURT MINUTES OF AUGUST 15, 2017**

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioners Court Minutes of August 15, 2017 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

**32750 AUTHORIZE COMMERCIAL OSSF PERMIT AT 133 GLOSSON RANCH RD, DRIPPING SPRINGS, TX 78620**

Brumax Enterprises LTD is proposing an OSSF to serve three new office/warehouse buildings. Each building will have two office/warehouse spaces. This system will serve up to 24 employees and customers. This 1.29-acre tract of land will be served by a private well. The system designer, Daniel Balboa, R.S., has designed a system which consists of pretreatment, flow equalization, and secondary treatment. After treatment, the effluent will be dispersed via drip irrigation tubing for a maximum daily rate of 180 gallons. A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 133 Glosson Ranch Rd., Dripping Springs, TX 78620. All present voting "Aye". MOTION PASSED

**32751 APPROVE UTILITY PERMITS**

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Utility Permit #1044 on Dacy Lane issued to CenterPoint Energy and Utility Permit #1045 on Marsh Lane & Heron Drive (Shadow Creek) issued to CenterPoint Energy as submitted by the Transportation Department. All present voting "Aye". MOTION PASSED

**32752 AUTHORIZE RECYCLING AND SOLID WASTE DIVISION TO WAIVE FEES FOR CITY OF WIMBERLEY UNTIL SEPTEMBER 9, 2017, FOR DISPOSAL OF CITY OWNED ITEMS**



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Aaron Reed, Public Works Superintendent, has asked for assistance in disposal of items to be cleaned out of their storage facility. Anticipated items include office furniture and miscellaneous office supplies. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Recycling and Solid Waste Division to waive fees for City of Wimberley until September 9, 2017, for disposal of city owned items. All present voting "Aye". MOTION PASSED**

**32753 AUTHORIZE COMMERCIAL OSSF PERMIT AT 13551 FM 150, DRIFTWOOD**

Kent Killough is proposing an OSSF to serve a brewing company at 13551 FM 150, Driftwood in Precinct 4. This on-site sewage facility will be a new install for the brewing company. This property is 23.44 acres in size and water will be supplied by a public water well on the property. The system designer, Jon Maas, R.S. has designed a treatment system consisting of a 3 1500 gallon one compartment tanks and one 4000 gallon pump tank. After treatment, the effluent will flow through a Drip Tech Headworks filter system and then be dispersed to a drip irrigation field for a maximum daily rate of 720 gallons. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize Commercial OSSF Permit at 13551 FM 150, Driftwood. All present voting "Aye". MOTION PASSED**

**32754 APPROVE SPECIFICATIONS FOR RFQ 2017-P09 AUDITING SERVICES AND AUTHORIZE PURCHASING MANAGER TO SOLICIT FOR QUALIFICATIONS AND ADVERTISE**

Texas law requires County Commissioner's Court to engage an outside accounting firm to audit the County's financial statements and internal controls. The purpose of the external audit is to examine and report on the various funds and account groups of Hays County, as required by Section 115.031 of the Texas Local Government Code. The contract for the firm the County is currently utilizing expired upon completion of the FY 2016 financial audit requiring a formal RFQ for the upcoming fiscal year-end audit. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve specifications for RFQ 2017-P09 Auditing Services and authorize Purchasing Manager to solicit for Qualifications and Advertise. All present voting "Aye". MOTION PASSED**

**32755 AUTHORIZE THE EXECUTION OF AN ADDITIONAL SERVICES FEE PROPOSAL FROM MEP ENGINEERING, INC. FOR WORK RELATED TO THE PIPE REPLACEMENT PROJECT AT THE HAYS COUNTY GOVERNMENT CENTER**

MEP Engineering assisted with the design and construction management for pipe replacement at the Hays County Government Center. Staff proposes installing a water treatment system as the final phase of the improvements at the facility. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the execution of an additional services fee proposal from MEP Engineering, Inc. for work related to the pipe replacement project at the Hays County Government Center. All present voting "Aye". MOTION PASSED**

**32756 APPROVE A TRANSFER REQUEST FOR ONE VEHICLE FROM THE EXTENSION OFFICE TO THE DEVELOPMENT SERVICES DEPARTMENT**

The following vehicle is being requested for transfer from the Extension Office to the Development Services Department. Equipment Transfer: 2003 Chevrolet Silverado VIN: 1GCEC19T93Z214081. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve a transfer request for one vehicle from the Extension Office to the Development Services Department. All present voting "Aye". MOTION PASSED**

**32757 AMEND THE BUILDING MAINTENANCE DEPARTMENT BUDGET FOR BUILDING MAINTENANCE AND REPAIRS AS NEEDED FOR THE REMAINDER OF FISCAL YEAR 2017**

Additional funds will be needed for building maintenance and repairs for the remainder of fiscal year 2017. This is due to unforeseen repairs on the heating and cooling systems at several locations throughout the County. The requested funds will be utilized for general operational costs as well as repairs at the following locations: Government Center- \$8,000 Precinct 5- \$6,000 Precinct 4- \$5,000 Courthouse- \$20,000 General Operational Costs - \$11,000 Potential funding source: Countywide Misc. Capital Improvement Savings. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to amend the Building Maintenance Department budget for building maintenance and repairs as needed for the remainder of fiscal year 2017. All present voting "Aye". MOTION PASSED**



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**32758 AMEND THE RECYCLING AND SOLID WASTE DEPARTMENT BUDGET FOR WASTE DISPOSAL SERVICES AS NEEDED FOR THE REMAINDER OF FISCAL YEAR 2017**

The Recycling and Solid Waste Department has experienced an increase in traffic over the course of fiscal year 2017. While the projected revenue for the year is greater than anticipated other services such as trash hauling have also seen a significant increase. The requested amount will be utilized to cover these expenses for the remainder of the year. Savings within heavy equipment are available, due to grant funds recovered for forklift purchase. Budget Amendment: Increase Trash Hauling .5452 Decrease Heavy Equipment .5714\_700. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to amend the Recycling and Solid Waste Department budget for waste disposal services as needed for the remainder of fiscal year 2017. All present voting "Aye". MOTION PASSED**

**32759 AUTHORIZE PROVISION OF MATCHING FUNDS FOR THE EMERGENCY WATERSHED PROTECTION PROGRAM GRANT THAT WAS AWARDED BY THE TEXAS STATE SOIL AND WATER CONSERVATION BOARD FOR THE AUXILIARY SPILLWAY REPAIR AND CONTROL MEASURES FOR THE UPPER SAN MARCOS DAM SYSTEM PROJECT**

The State Soil Conservation Department will provide for the 23.75% of matching funds required by the grant award that Hays County is responsible for. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize provision of matching funds for the Emergency Watershed Protection Program Grant that was awarded by the Texas State Soil and Water Conservation Board for the auxiliary spillway repair and control measures for the Upper San Marcos Dam System Project. All present voting "Aye". MOTION PASSED**

**32760 APPROVE ADVANCE FUNDING AGREEMENT AMENDMENT NO. 3 BETWEEN HAYS COUNTY AND THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR THE HAYS COUNTY-TXDOT PARTNERSHIP PROGRAM AND AUTHORIZE THE EXECUTION OF AMENDMENT NO. 3 ON BEHALF OF HAYS COUNTY**

Commissioner Pct. 3, Will Conley, spoke. On December 18, 2013, Hays County and the Texas Department of Transportation entered into an Advance Funding Agreement (AFA) which outlined the roles and fiscal responsibilities of both parties regarding the project development and construction of various roadway improvements included in the Hays County-TxDOT Partnership Program. The AFA was amended on August 12, 2014 to address changes to the RM 12 project, and amended on December 16, 2015 to address changes to the I-35 Ramp Reversal project. Since that time, Hays County has completed the Corridor Analysis Study for the FM 150 West Alignment Study project. Based on the completion of the Corridor Analysis Study, TxDOT, in cooperation with Hays County, has determined that it will fund and conduct the level of environmental studies it deems necessary to identify a preferred alignment alternative. The AFA Amendment No. 3 reflects that determination and TxDOT's updated cost participation share. Also, during development by Hays County of the I-35/Posey Road project, the scope of the proposed improvements was expanded, increasing the construction costs, which are the responsibility of TxDOT. The AFA Amendment No. 3 reflects the increased construction costs and the transfer of responsibility from Hays County to TxDOT for any costs exceeding the Federal funding obligation limit. Amending the AFA for these two projects will allow TxDOT to initiate the environmental documentation for the FM 150 West Alignment Study project and move forward through the project development process and to complete the necessary approvals and construction funding authorization for the I-35/Posey Road project, which is anticipated to be let for construction by TxDOT in early Fiscal Year 2018. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to approve Advance Funding Agreement Amendment No. 3 between Hays County and the Texas Department of Transportation (TxDOT) for the Hays County-TxDOT Partnership Program and authorize the execution of Amendment No. 3 on behalf of Hays County. All present voting "Aye". MOTION PASSED**

**32761 SELECT BOWMAN CONSULTING AS THE DESIGN ENGINEER FOR THE COTTON GIN REHABILITATION PROJECT AND AUTHORIZE STAFF AND COUNSEL TO NEGOTIATE A CONTRACT**

Commissioner of Precinct 2, Mark Jones, and the Transportation Department recommend the selection of Bowman Consulting from a pool of capable engineering firms as the best qualified to provide engineering services on the Cotton Gin project. If selection is approved by court action, then staff and counsel will enter into contract negotiations. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to select Bowman Consulting as the design engineer for the Cotton Gin rehabilitation project and authorize staff and counsel to negotiate a contract. All present voting "Aye". MOTION PASSED**



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**32762 AUTHORIZE THE COURT TO EXECUTE SUPPLEMENTAL WORK AGREEMENT #1 WITH K FRIESE AND ASSOCIATES FOR ENGINEERING WORK ON THE LIME KILN BRIDGE PROJECT IN SAN MARCOS AND AMEND THE BUDGET ACCORDINGLY**

If authorized, this supplemental agreement provides for additional scope of work that has been requested by the Transportation Department. The original scope of work did not include the additional surveying and archeological services necessary to mitigate potential right of way taking. Additionally, this change order includes construction engineering and inspection services necessary to provide a quality finished project on schedule. Budget Amendment: Decrease Road Material and Supplies: .5351 - \$210,000.00 Increase Contract Services Consultant: .5448\_008 - \$210,000.00. **A motion was made by Commissioner Whisenant, seconded by Commissioner Conley to authorize the Court to execute Supplemental Work Agreement #1 with K Friese and Associates for engineering work on the Lime Kiln Bridge project in San Marcos and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**32763 SUB-789 RANCHITOS OF NIEDERWALD SUBDIVISION (3 LOTS) APPROVE FINAL PLAT**

Hays County Planner, Marcus Pacheco gave staff recommendation. 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 final plat of SUB-789 Ranchitos of Niederwald Subdivision (3 Lots). All present voting "Aye". MOTION PASSED**

**32764 SUB-813 MEDLIN CREEK RANCH PHASE 2 (18 LOTS) APPROVE FINAL PLAT; ACCEPT CONSTRUCTION BOND NO. CNB-24994-00 FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS IN THE AMOUNT OF \$368,000.00**

Hays County Planner, Marcus Pacheco gave staff recommendation. The proposed Medlin Creek Ranch is an 18 lot subdivision located off of Medlin Creek Loop in Precinct 4. The subdivision will be served by individual water wells 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; accept Construction Bond No. CNB-24994-00 for the Construction of Street and Drainage Improvements in the amount of \$368,000.00 for SUB-813 Medlin Creek Ranch Phase 2 (18 Lots). All present voting "Aye". MOTION PASSED**

**32765 AUTHORIZE THE EXECUTION OF A LETTER OF AGREEMENT BETWEEN HAYS COUNTY AND CENTRAL TEXAS MEDICAL CENTER (CTMC) AND AUTHORIZE THE PAYMENT OF \$900,000 RELATED TO INDIGENT HEALTH CARE COSTS**

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 Community Clinic. There is currently a total of \$1,312,041.36 remaining for FY17 budgeted payments. The remaining \$412,041.36 budgeted for FY 2017 will be carried over into FY 2018. The Letter of Agreement only authorizes the payment of funds currently budgeted for FY 2017. In addition to the carried over \$412,041.36, \$2M has been budgeted in the FY18 budget process to address future payments. This process was used at the completion of FY2016 as well. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the execution of a Letter of Agreement between Hays County and Central Texas Medical Center (CTMC) and authorize the payment of \$900,000 related to Indigent health care costs. All present voting "Aye". MOTION PASSED**

**DISCUSSION AND UPDATE REGARDING THE 2017 SERIES BOND SALE AND CAPITAL IMPROVEMENT PROGRAM ANALYSIS FROM HAYS COUNTY'S FINANCIAL ADVISOR, DAN WEGMILLER WITH SPECIALIZED PUBLIC FINANCE INC**

Dan Wegmiller with SPFI, Inc. provided an update regarding the recent sale of the Hays County Limited Tax Bonds Series 2017 (Public Safety Facilities), the Hays County Unlimited Tax Road Bonds Series 2017, the Hays County Limited Tax Refunding Bonds Series 2017 as well as a capital improvement program analysis for future planning. No action taken.

**32766 AUTHORIZE COMMERCIAL OSSF PERMIT AND GRANT A VARIANCE TO SECTION 10-W(6) OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES AT 2500 N FM 1626, BUDA, TX 78610**





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Roxie McInnis, Community and Development Services Division Manager spoke. TWC-1626, LLC is proposing an OSSF to serve a small office building. This property is over 99. This system will accommodate up to 5 employees per day. This OSSF is a standard treatment and effluent will be disposed to a pipe and gravel drainfield. The system is designed for a maximum daily rate of 100 gallons. Water will be hauled in and stored in a storage tank to serve the office. The system designer, Lance Dillard, R.S, is requesting a variance to Section 10-W (6) of the Hays County rules for On-Site Sewage Facilities, which requires an effluent meter which is capable of measuring the daily flow. His justification for the variance is "Equal Protection of the environment is insured...since the only water serviced to the building will go directly into the waste water facility. No exterior hose bibs or any type of irrigation should be used after the flow meter to honor the correct readings." **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Commercial OSSF Permit and grant a variance to Section 10-W(6) of the Hays County Rules for On-Site Sewage Facilities at 2500 N FM 1626, Buda, TX 78610. All present voting "Aye". MOTION PASSED**

**Clerk's Note: Court took a break at 10:01 a.m. and reconvened into open session at 10:14 a.m.**

**32767 ACKNOWLEDGE AND RATIFY THE SIGNATURE OF THE COUNTY JUDGE TO ACCEPT A GRANT AWARD FROM THE TEXAS VETERANS COMMISSION - FUND FOR VETERANS ASSISTANCE IN THE AMOUNT OF \$100,000.00 FOR HAYS COUNTY VETERANS TREATMENT COURT OPERATIONS, AS WELL AS APPROVE THE PROPOSED CHANGES TO THE GRANT ELEMENTS ASSOCIATED WITH THIS AWARD, AND AMEND THE BUDGET ACCORDINGLY**

Judge, County Court at Law #2, David Glickler spoke. On November 15, 2016 the Commissioners Court approved submission of a grant application to the Texas Veterans Commission for \$100,000.00 to fund operations within the Hays County Veterans Treatment Court program. The funds would be used to cover the salaries of the full-time Probation Officer and part-time (20 hr/wk) Mentor Coordinator, as well as to pay court fees associated with the expunction of the veteran defendants' criminal records upon successful completion of the veterans treatment court program. While this project application and award was pending, legislation was introduced and passed – HB 322 – that has changed the way expunctions are conducted for Veterans/Veteran Court participants and, as a result, they or the organizations holding records can no longer be charged or charge for that service. This has resulted in necessary modification or amendment to our grant award per the TVC, as they will now no longer allow any expunction charges to the grant per the recent legislation. They also requested that we come up with alternative allowable services or elements to substitute for the disallowed "expunction" element in the amount of \$18,838, still maintaining the full award amount of \$100,000. Staff have considered appropriate services and determined that alternative, individualized treatment therapies for the Veteran Treatment Court participants are an appropriate and needed substitute. To expedite award of the grant as we were already running behind the proposed schedule to hire the positions mentioned above, the County Judge signed the Notice of Grant Award (NOGA) on the expectation that the Commissioners Court would ratify and acknowledge such approval since approval was already in place for making the grant application for the proposed grant elements. However, counter-signature by the TVC and most importantly transmittal of the fully executed NOGA, was held up while TVC staff determined to most appropriate way to address the new legislation and make the required changes. We are now asking the Commissioners Court to acknowledge and ratify the County Judge's signature for acceptance of the grant, as well as approve the proposed amendment for the substitution of "treatment services" for "expunctions". The term of the grant is from July 1, 2017 to June 30, 2018. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to acknowledge and ratify the signature of the County Judge to accept a grant award from the Texas Veterans Commission - Fund for Veterans Assistance in the amount of \$100,000.00 for Hays County Veterans Treatment Court operations, as well as approve the proposed changes to the grant elements associated with this award, and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**Clerk's Note: Court took break at 12:05 p.m. and reconvened into open session at 12:17 p.m.**

**32768 AUTHORIZE THE TRANSPORTATION DIRECTOR TO HIRE TWO VACANT ROAD MAINTENANCE SPECIALISTS, SLOT 1075-002 AND SLOT 1075-003 AT THE 50TH PERCENTILE EFFECTIVE AUGUST 22, 2017**

The Transportation Director requests the court approval to hire two vacant Road Maintenance Specialists positions at the 50th percentile. Each candidate obtains a specific CDL license and has 17 plus years of experience in general road maintenance and operating heaving equipment. Their license and experience and understanding of roadway construction will greatly benefit the department. The requested base salary for each position is \$35,218 (annualized impact is \$7,044/\$8,448 with fringe) per position; with a total FY17 impact of \$1,901. Salary savings due to attrition are available to fund this request. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Transportation Director to hire two vacant Road Maintenance Specialists, slot 1075-002 and slot 1075-003 at the 50th percentile effective August 22, 2017. All present voting "Aye". MOTION PASSED**



**32769            AUTHORIZE THE EXECUTION OF THE FUNDING AGREEMENT BETWEEN HAYS COUNTY AND THE GREATER SAN MARCOS ECONOMIC DEVELOPMENT COUNCIL**

Under the Funding Agreement the Greater San Marcos Economic Development Council will provide for: 1) Review and provide negotiation services for all incentive requests; 2) Assist the County in establishing, maintaining and implementing a County-wide Economic Development Policy and a County-wide Economic Incentive Program. 3) Provide marketing and advertising for business development in Greater San Marcos, which shall include both Hays and Caldwell Counties: 4) Develop and maintain a website that provides links to the County and all participating municipalities in Hays County, as well as providing a property search engine for listed properties in Greater San Marcos; 5) Provide assistance with expansion and retention of existing businesses in Hays County, as requested by County or participating municipalities; 6) Provide assistance with expansion and retention of existing businesses in Hays County, as requested by County or participating municipalities; 7) Provide support and assistance with economic development grants, or any other available funding sources; 8) Allow any municipality within Hays County to participate, by its own request, in general membership activities without requiring that municipality to pay membership fee(s). **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the execution of the Funding Agreement between Hays County and the Greater San Marcos Economic Development Council. All present voting "Aye". MOTION PASSED**

**32770            AUTHORIZE THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH THE PRIVATE PROPERTY OWNERS FOR KYLE FIRE DEPARTMENT ESD#5 STATION #3, DRIPPING SPRINGS RANCH PARK, FREEMAN RANCH AND WIMBERLEY PUMP STATION (OWNED BY ESD#4 OFF BURNETT RANCH ROAD IN WIMBERLEY) ALLOWING HAYS COUNTY INFRASTRUCTURE ACCESS TO THEIR PROPERTY TO INSTALL AND MAINTAIN FIRE WEATHER STATIONS AND FENCING AND AMEND THE BUDGET ACCORDINGLY**

Office of Emergency Management Director, Kharley Smith, spoke. On March 28, 2017 the Commissioner's Court accepted a grant award for the equipment and installation of four Remote Automated Weather Stations (RAWS). The following agencies have agreed to house the RAWS equipment on their property; Kyle Fire Department ESD#5, Dripping Springs Ranch Park, Wimberley Pump station (owned by ESD#4 off Burnett Ranch Road in Wimberley) and Freeman Ranch. The MOU's allow for the County to access this equipment as needed. Additionally, the county will install fences on three of the properties (Freeman Ranch will be responsible for their fence installation). The fencing is needed to ensure safety and reliability of the RAW systems. The data collected at these sites will be utilized by local responders and the national weather service for predictions; therefore it is imperative that the equipment is secure. Three quotes were obtained as per County purchasing policy. **A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to authorize the execution of a Memorandum of Understanding with the private property owners for Kyle Fire Department ESD#5 Station #3, Dripping Springs Ranch Park, Freeman Ranch and Wimberley Pump Station (owned by ESD#4 off Burnett Ranch Road in Wimberley) allowing Hays County infrastructure access to their property to install and maintain Fire Weather stations and fencing and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**32771            APPROVE SELECTION OF UNITED HEALTHCARE AS THE HEALTH AND DENTAL INSURANCE PROVIDER FOR HAYS COUNTY BEGINNING JANUARY 1, 2018; AND TO AUTHORIZE STAFF AND COUNSEL TO NEGOTIATE A CONTRACT FOR THOSE SERVICES**

Shari Miller, Acting Director of Human Resources, Scott Yarbrough, of Yarbrough Agency spoke. The Hays County Insurance Committee has recently engaged in the RFP process for health and dental coverage for employees and their dependents. As a result of the analysis of the proposals received, the Insurance Committee requests approval to negotiate with United Healthcare for health and dental coverage to begin January 1, 2018. If selected, staff and counsel would negotiate the terms of a contract that would be brought back to Commissioners Court for consideration. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve selection of United Healthcare as the health and dental insurance provider for Hays County beginning January 1, 2018; and to authorize staff and counsel to negotiate a contract for those services. All present voting "Aye". MOTION PASSED**

**Clerk's Note: Court took lunch at 12:47 p.m. and reconvened into open session at 1:47 p.m.**

**32772            VOTE ON A PROPOSED BUDGET AND TAX RATE FOR FISCAL YEAR 2018 AND SCHEDULE PUBLIC HEARINGS**

**A motion was made by Commissioner Conley, seconded by Commissioner Whisenant to adopt a 44.5% Tax Rate and set the Elected Officials Salaries and set the Public Hearings for September 5, 2017 at 1:00 p.m. and September 12, 2017 at 1:00 p.m. All present voting "Aye". MOTION PASSED**



**32773 BUDGET WORKSHOP REGARDING THE FY 2018 HAYS COUNTY BUDGET**

Karen Brown, Hays County Child Protective Board, thanked the Court for their support over the years. Norma Castilla-Blackwell, Director at CASA and Tricia Schneider, CASA Development Director, spoke. Alisha Roberts, Development Project Manager, Village of San Marcos, spoke. County Court at Law #2, David Glickler, requested salary increase for Veterans Coordinator, Court Reporters and Bailiffs. He's also requesting an additional Court Coordinator. Britney Richie, presented the Retiree Committee's recommendations. This year the Committee recommended a 2% COLA increase. Effective November 1, 2017, retirees with less than 20 years of continuous service with the County will pay the full cost of retiree coverage. Retirees with 20 or more years of continuous service with the County will continue to pay 15% of the cost of retiree coverage until the employer's monthly cost reaches \$1,000 per month. John Kroll, Dripping Springs City Council, and Patrick Rose, Dripping Springs Economic Development Committee, asked for the Court's consideration of TIRZ #1 & #2. Transportation Director, Jerry Borchering, asked the Court to consider Grade changes. Sgt. Jeri Skrocki, and Renee Luna, of the Sheriff's Office spoke of FARO Focus Laser Scanners. Constable Pct. 1, David Peterson, requested the Court's consideration of an additional Deputy. **A motion was made by Commissioner Conley, seconded by Commissioner Jones to vote on the budget with changes that were presented. All present voting "Aye". MOTION PASSED**

**Clerk's Note: Court took break at 2:52 p.m. and reconvened into open session at 3:03 p.m.**

**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 – **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 KING**

Court convened into Executive session at 3:33 p.m. and reconvened into open court at 4:01 p.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.

**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 – **was pulled**

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

Today's Drought Index – 562. The Burn Ban will remain in effect.

**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**

**ADJOURNMENT**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to adjourn court at 4:05 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 August 22, 2017.



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

