



**STATE OF TEXAS \***  
**COUNTY OF HAYS \***

**ON THIS THE 6<sup>TH</sup> DAY OF MARCH A.D., 2018, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:**

<b>DEBBIE GONZALES INGALSBE</b>	<b>COMMISSIONER, PCT. 1</b>
<b>MARK JONES</b>	<b>COMMISSIONER, PCT. 2</b>
<b>LON A. SHELL</b>	<b>COMMISSIONER, PCT. 3</b>
<b>RAY O. WHISENANT JR.</b>	<b>COMMISSIONER, PCT. 4</b>
<b>LIZ Q. GONZALEZ</b>	<b>COUNTY CLERK</b>

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

Vilma Resendiz, Pentecostal 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.

**PUBLIC COMMENTS**

Dan Lyon, San Marcos resident made public comment.

**PRESENTATION OF HAYS COUNTY SERVICE AWARDS**

Human Resources Director, Shari Miller gave the Hays County Service Awards. 5-Years – Linda Rodriguez – Auditor's Office, Maribel Vasquez – DA's Office, Sean White – Sheriff's Office, Tammy Crumley – Countywide Operations. 20-Years – Stephen Floyd – Development Services, Marva Pearce – Information Technology. 25-Years – Dennis Gutierrez – Sheriff's Office. Retirement – Petra Galan – Juvenile Detention Center. Brett Littlejohn, Director of Juvenile Detention Center spoke.

**33427A 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 \$2,330,932.17 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33428A APPROVE PAYMENTS OF JUROR CHECKS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve payments of Juror Checks in the amount of \$4,218.00 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33429A APPROVE THE PAYMENT OF HUMANA AND UNITED HEALTHCARE CLAIMS**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the payment of the Humana Claims in the amount of \$134,818.99 and United HealthCare Claims in the amount of \$0.00 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33430A APPROVE COMMISSIONERS COURT MINUTES OF FEBRUARY 27, 2018**

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of February 27, 2018 as presented by the County Clerk. All present voting "Aye". MOTION PASSED



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**33431A APPROVE THE PAYMENT OF THE MARCH 15, 2018 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$2,655,000.00 EFFECTIVE MARCH 15, 2018 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED**

Approve the March mid-month payroll disbursements not to exceed \$2,655,000.00. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the payment of the March 15, 2018 Payroll Disbursements in an amount not to exceed \$2,655,000.00 effective March 15, 2018 and post totals for wages, withholdings, deductions and benefits on the Hays County Website once finalized. All present voting "Aye". MOTION PASSED

**33432A AUTHORIZE THE EXECUTION OF A PROPOSAL FROM THE LOWER COLORADO RIVER AUTHORITY (LCRA) RELATED TO COMMUNICATION INFRASTRUCTURE ADDITIONS AND CAPACITY IMPROVEMENTS FOR THE WIMBERLEY AREA**

General Counsel, Mark Kennedy spoke. During the FY 2018 budget process the court authorized improvements and additions to the communication infrastructure in the Wimberley area. The OES Director and LCRA team are ready to begin these improvements. The proposal includes all engineering, licensing, installation and P25 equipment for the following sites: New P25 Installations: o 5 Channel P25 Installation at West Hays o 5 Channel P25 Installation at Shovel Mountain P25 Capacity Improvements: o 2 Channel P25 at Cedar Valley o 2 Channel P25 at Creedmoor o 2 Channel P25 at Kingsbury o 2 Channel P25 at Wimberley (existing Wimberley site) o 3 Channel P25 at San Marcos. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the execution of a Proposal from the Lower Colorado River Authority (LCRA) related to Communication Infrastructure additions and capacity improvements for the Wimberley area. All present voting "Aye". MOTION PASSED

**33433A AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 2 TO THE PROFESSIONAL SERVICE AGREEMENT WITH AECOM FOR CONSTRUCTION MANAGEMENT OF THE NORTHPOINT DRAINAGE PROJECT AND ASSOCIATED ADDITIONAL DRAINAGE WORK IN HAYS COUNTY AND AMEND THE BUDGET ACCORDINGLY**

General Counsel, Mark Kennedy spoke. Subcontractor delays and rebuilds have extended the overall construction time period. These delays did not increase construction costs; however, Construction Management time was consumed. This supplemental will also add Construction management time for oversight of additional drainage work outside the Northpoint boundaries, which is essential to the project. Budget Amendment: Decrease Road Materials and Supplies: .5351 - \$17,330.69 Increase Contract Services Consultant: .5448\_008 - \$17,330.69. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the County Judge to execute Supplemental Agreement No. 2 to the Professional Service Agreement with AECOM for Construction Management of the Northpoint drainage project and associated additional drainage work in Hays County and amend the budget accordingly. All present voting "Aye". MOTION PASSED

**33434A ACCEPT A GRANT CONTRIBUTION ON BEHALF OF THE HAYS COUNTY CHILD PROTECTIVE BOARD AND AMEND THE BUDGET ACCORDINGLY**

The Hays County Child Protective Board has received a contribution from the First Presbyterian Church. The HCCPB will deposit these funds with the county as their pass through agency. The funds will be allocated back to the agency to be utilized for the following expenses; >Basic clothing >Participation in extracurricular school activities and scholastic achievements >Equipment and services to encourage and assist academic success and improve graduation rates >Recognition of significant milestones >Provide for physical and mental health services not covered by governmental programs >Provide support for CPS case workers participation in professional training >Increase public awareness of child abuse Budget Amendment: Increase Contributions: .4610 Increase Social Service Grant Funding: .5800. A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to accept a grant contribution on behalf of the Hays County Child Protective Board and amend the budget accordingly. All present voting "Aye". MOTION PASSED

**33435A AUTHORIZE THE EXECUTION OF A CONTRACT FOR ENGINEERING SERVICES WITH AMERICAN STRUCTUREPOINT, INC. FOR THE SAFETY AND MOBILITY PROJECT RM 150 AT RM 12 INTERSECTION**




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**IMPROVEMENTS IN PRECINCT 4 AS PART OF THE 2016 ROAD BOND PROGRAM**

The RM 150 at RM 12 Intersection Improvements Design services will be paid with Road & Bridge budget. The construction is proposed to be paid out of the Safety and Mobility Projects-County and State System \$10M line item identified in the 2016 Road Bond Program. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to authorize the execution of a contract for engineering services with American Structurepoint, Inc. for the Safety and Mobility Project RM 150 at RM 12 Intersection Improvements in Precinct 4 as part of the 2016 Road Bond Program. All present voting "Aye". MOTION PASSED**

**33436A      SELECT DOUCET AND ASSOCIATES AS THE DESIGN ENGINEER FOR THE OLD SAN ANTONIO RD. REHABILITATION PROJECT AND AUTHORIZE STAFF AND COUNSEL TO NEGOTIATE A CONTRACT**

Commissioner Precinct 2, Mark Jones, and the Transportation Department recommend the selection of Doucet and Associates from a pool of capable engineering firms as the best qualified to provide engineering services on the Old San Antonio Rd. project. If selection is approved by court action, then staff and counsel will enter into contract negotiations. If a reasonable scope and fee can be reached, staff and counsel will bring forth a Professional Service Agreement for discussion and possible action by the Court. This effort includes improvements to Old San Antonio Road in response to a new elementary school that is under construction. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to select Doucet and Associates as the design engineer for the Old San Antonio Rd. rehabilitation project and authorize staff and counsel to negotiate a contract. All present voting "Aye". MOTION PASSED**

**33437A      AUTHORIZE THE EXECUTION OF A CHANGE ORDER NO. 1 TO THE CONTRACT WITH ROGERS DESIGN SERVICES, PLLC FOR THE US 290 WEST SAFETY IMPROVEMENTS AT TRAUTWEIN ROAD AND HOLDER LANE PROJECT IN HAYS COUNTY AS PART OF THE 2016 ROAD BOND PROGRAM**

Time Extension ONLY - Delays result from unpredicted time needed to coordinate with stakeholders. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to authorize the execution of a Change Order No. 1 to the contract with Rogers Design Services, PLLC for the US 290 West Safety Improvements at Trautwein Road and Holder Lane project in Hays County as part of the 2016 Road Bond Program. All present voting "Aye". MOTION PASSED**

**33438A      RELEASE THE MAINTENANCE BOND #K09232321 FOR \$36,688.70, AND ACCEPT THE ROADS INTO THE COUNTY ROAD MAINTENANCE SYSTEM FOR THE FIELDS AT WIMBERLEY SPRINGS SUBDIVISION**

Director of Transportation, Jerry Borcharding gave staff recommendation. Staff recommends acceptance of the roads into the county maintenance system. A parking lot exists at the end of the road, but it will not be included for County maintenance. The roads include: Ballpark Road (1,015 ft.). **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant to release the maintenance bond #K09232321 for \$36,688.70, and accept the roads into the county road maintenance system for The Fields at Wimberley Springs subdivision. All present voting "Aye". MOTION PASSED**

**33439A      CALL FOR A PUBLIC HEARING ON MARCH 20, 2018 TO DISCUSS FINAL PLAT APPROVAL OF THE REPLAT OF LOT 5, CLEAVES ACRES, UNIT TWO SUBDIVISION**

Cleaves Acres, Unit Two Subdivision is a recorded subdivision located off of Sachtleben Road in Precinct 3. The proposed re-plat will divide the original 5.00 acre Lot 5 tract into two tracts. Water service will be provided by private well. Wastewater treatment will be accomplished by individual advanced on-site sewage facilities. **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant to call for a public hearing on March 20, 2018 to discuss final plat approval of the Replat of Lot 5, Cleaves Acres, Unit Two Subdivision. All present voting "Aye". MOTION PASSED**

**33440A      SUB-924 RAINBOW RANCH, LOTS 77A & 78A (2 LOTS) APPROVE FINAL PLAT**

HAYS COUNTY COMMISSIONERS' COURT MINUTES



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Hays County Planner, Marcos Pacheco gave staff recommendation. Rainbow Ranch is an unrecorded subdivision located off of N. Rainbow Ranch Rd. in Precinct 3. Portion of Lots 77 and 78 are currently being platted into two parcels, Lots 77A and 78A. Water service will be provided by private well and wastewater service will be accomplished by individual conventional OSSF. **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant to approve final plat of SUB-924 Rainbow Ranch, Lots 77A & 78A (2 Lots). All present voting "Aye". MOTION PASSED**

**33441A SUB-949 BLANCO RIVER RAPIDS, LOTS 23A & 25A (2 LOTS) APPROVE FINAL PLAT**

Hays County Planner Marcos Pacheco gave staff recommendation. Blanco River Ranch is an unrecorded subdivision located off of River Rapids Road in Precinct 3. Lots 23, 24, and 25 are currently being divided into two parcels, Lots 23A and 25A. Water service will be provided by private wells and wastewater service will be accomplished by advanced individual OSSF. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve final SUB-949 Blanco River Rapids, Lots 23A & 25A (2 Lots). All present voting "Aye". MOTION PASSED**

**33442A AUTHORIZE EXECUTION OF AN AGREEMENT WITH BLAIR WILDLIFE CONSULTING FOR ENVIRONMENTAL INSPECTIONS DURING DAHLSTROM PRESERVE PARKING LOT AND TRAIL CONSTRUCTION**

Chief of Staff, Clint Garza spoke. During construction of the Dahlstrom parking area and hiking trails, Blair Wildlife consulting will be retained as a third party inspector during the project. Responsibilities will include conducting inspections for the storm water pollution prevention plan and monitoring the conservation easement terms and conditions during the construction of the public access area within the Dahlstrom Ranch and to verify that the Contractor is treating the Property with care and ensuring that the impact of work performed is kept within the limits of the project plans. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize execution of an Agreement with Blair Wildlife Consulting for environmental inspections during Dahlstrom Preserve parking lot and trail construction. All present voting "Aye". MOTION PASSED**

**33443A AUTHORIZE EXECUTION OF AN AGREEMENT WITH HOLT ENGINEERING FOR INSPECTIONS DURING DAHLSTROM PRESERVE PARKING LOT AND TRAIL CONSTRUCTION**

Chief of Staff, Clint Garza spoke. During construction of the Dahlstrom parking area and hiking trails, Holt Engineering will be retained as a third party inspector during the project. Responsibilities will include conducting inspections of structural integrity and compliance with Hays County standards and the requirements of the conservation easement within the Dahlstrom Ranch and to verify that the Contractor is performing according to the project plans. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize execution of an Agreement with Holt Engineering for inspections during Dahlstrom Preserve parking lot and trail construction. All present voting "Aye". MOTION PASSED**

**33444A AUTHORIZE THE COUNTY CLERK TO INCREASE THE ADMINISTRATIVE ASSISTANT I, SLOT 0273-031 TO 12.94 PERCENTILE OF THE SALARY RANGE EFFECTIVE MARCH 1, 2018**

Hays County Clerk, Liz Q. Gonzalez spoke. The County Clerk is seeking Court approval to increase the Admin I, slot 031 base salary from the minimum of \$23,285 to \$24,791. The individual was a previous county employee for the Clerk's Office and is well versed in the duties and organizational structure within the office. She was re-hired on 2/1/18 and has been an asset to the department with her previous knowledge of scanning and indexing. She is also capable of training other personnel within the office. This request will move her salary back to the rate she was at prior to leaving the county in 2016. Salary savings have been identified due to attrition within the Records Management & Archive Fund operating budget to fund this request. Financial Impact: Base Salary Increase: \$1,506 Fringe: \$ 310 Total: \$1,816 (annualized) \$1,060 (FY18 impact for 7 months). **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant to authorize the County Clerk to increase the Administrative Assistant I, slot 0273-031 to 12.94 percentile of the salary range effective March 1, 2018. All present voting "Aye". MOTION PASSED**

**33445A ADOPT A RESOLUTION APPROVING A SERVICE AND ASSESSMENT PLAN UPDATE AND PROPOSED ASSESSMENT ROLL, AND PROVIDING FOR NOTICE OF HEARING FOR ADJUSTED LEVY OF ASSESSMENTS IN THE**



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**LA CIMA PUBLIC IMPROVEMENT DISTRICT, ADDING NEIGHBORHOOD IMPROVEMENT AREA #1**

Chief of Staff, Clint Garza, Commissioner Pct. 3, Lon Shell, and Commissioner Pct. 4, Ray Whisenant spoke. In 2015, the Court approved a service and assessment plan and has updated in subsequent years as well as levied special assessments to finance improvements constructed within the district. This update will add neighborhood improvement area #1, authorize improvements in neighborhood area #1, and levy assessments within neighborhood area #1. 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 Shell, seconded by Commissioner Whisenant to adopt a Resolution Approving a Service and Assessment Plan Update and Proposed Assessment Roll, and providing for Notice of Hearing on March 20, 2018 for adjusted Levy of Assessments in the La Cima Public Improvement District, adding Neighborhood Improvement Area #1. All present voting "Aye". MOTION PASSED**

**Clerk's Note Agenda Item #21 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*

**Clerk's Note Agenda Item #22 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**

Per Fire Marshall's recommendation, the Burn Ban will remain lifted. Commissioner Ingalsbe urged the citizens to burn their trash while they can and to proceed with caution.

**Clerk's Note Agenda Item #24 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 Shell to adjourn court at 9:32 a.m.

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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 6, 2018.



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

