

HAYS COUNTY COMMISSIONERS' COURT MINUTES



STATE OF TEXAS \*  
COUNTY OF HAYS \*

ON THIS THE 24<sup>TH</sup> DAY OF APRIL A.D., 2018, 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
LON A. SHELL	COMMISSIONER, PCT. 3
RAY O. WHISENANT JR.	COMMISSIONER, PCT. 4
CHRISTINE RODRIGUEZ	CHIEF DEPUTY COUNTY CLERK

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

Jarrell Sharp 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- resident of San Marcos, Harvey Jenkins- resident of San Marcos, Rodrigo Amaya- resident of San Marcos, and Roger Gordon- resident of Austin, made public comments.

**PRESENTATION OF HAYS COUNTY SERVICE AWARDS**

Human Resources Director, Shari Miller gave the Hays County Service Awards. 5-Years – Andres (Arron) Vega – Sheriff Office, Rosalinda Blodgett – Constable Pct. 5, William J. Dundon – Transportation, Amanda Kristin Calvert – DA's Office, Haley Campbell – Sheriff's Office, Darryl White – District Court's Office, 15-Years – Curtis S. Jackson – Sheriff's Office, 20-Years – Phillip Taylor – Sheriff's Office, 25- Years – Pedro C. Hernandez – Sheriff's Office, Lisa Rodriguez – Sheriff's Office, Michael Chance – Sheriff's Office, Alfredo T. Nino – Sheriff's Office

**33586A ADOPT A PROCLAMATION DECLARING APRIL 22 - 29, 2018 AS SOIL & WATER STEWARDSHIP WEEK**

Former Hays County Agriculture Extension Agent, Cliff Caskey spoke. A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to adopt a proclamation declaring April 22 - 29, 2018 as Soil & Water Stewardship Week. All present voting "Aye". MOTION PASSED

**33587A 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 \$1,777,433.51 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33588A APPROVE PAYMENTS OF JUROR CHECKS**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve payments of Juror checks in the amount of \$384.00 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

**33589A APPROVE THE PAYMENT OF HUMANA AND UNITED HEALTHCARE CLAIMS**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the payment of Humana claims in the amount of \$1,895.04 and United Healthcare claims in the amount of \$169,820.65. All present voting "Aye". MOTION PASSED

**33590A APPROVE COMMISSIONERS COURT MINUTES OF APRIL 17, 2018**

A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Commissioners Court Minutes of April 17, 2018 as submitted by County Clerk. All present voting "Aye". MOTION PASSED



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**33591A                    APPROVE THE PAYMENT OF THE APRIL 30, 2018 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$3,560,000.00 EFFECTIVE APRIL 30, 2018 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED**

Harvey Jenkins, resident of San Marcos spoke. General Counsel, Mark Kennedy spoke. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve the payment of the April 30, 2018 payroll disbursements in an amount not to exceed \$3,560,000.00 effective April 30, 2018 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voting "Aye". MOTION PASSED**

**33592A                    APPROVE UTILITY PERMITS**

Permit: 1069 Road Name: Old Martindale Road Utility: Enterprise Texas Pipeline (gas line). **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to approve Utility Permit #1069 located on Old Martindale Road to Enterprise Texas Pipeline (gas line) as presented by Transportation Director. All present voting "Aye". MOTION PASSED**

**33593A                    AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 506 BURNETT RANCH ROAD WIMBERLEY, TX 78620**

Marilyn and Bill Orr are proposing an OSSF at 506 Burnett Ranch Road to serve a 3600 square foot event center with 4 bathrooms and a separate shed with an employee bathroom. Stan Burrier, P.E. has designed a system to accommodate a peak event of 250 people and a peak week of 325 people. The system can handle a maximum day's flow of 2150 gallons and a maximum weekly flow of 3100 gallons. Effluent will flow to a 4500 gallon septic tank and then to a 5500 gallon pump tank before being pumped to the multipipe drain field. The system will use flow equalization and will dose the drain field at 450 gallons per day throughout the week to avoid large doses during events. There will be no food preparation or dishwashing onsite. Water will be supplied by a private well, and the event center will not surpass the threshold where the TCEQ requires a public water supply. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize Institutional OSSF Permit at 506 Burnett Ranch Road Wimberley, TX 78620. All present voting "Aye". MOTION PASSED**

**33594A                    AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE COUNTYWIDE SELF-INSURANCE FUNDS FOR VEHICLE REPAIRS AND AMEND THE BUDGET ACCORDINGLY**

Harvey Jenkins, resident of San Marcos spoke. The Sheriff's Office is requesting court approval to utilize countywide funds for vehicle repairs of three law enforcement vehicles that were damaged due to accidents. Unit number 1408 ran over a deer causing the side curtain airbags to deploy. Three quotes were obtained with All Makes Collision offering the lowest bid for repairs, a total of \$4,439.00. Unit number 1509 hit a culvert while dodging a deer causing damage to the front and left side of the vehicle. Three quotes were obtained with ACM Body & Frame offering the lowest bid for repairs, a total of \$6,601.00. Unit number 1715 drove through a fence on Hwy 21 and Harris Hill Road causing damage to front body, suspension, and rear bumper. Three quotes were obtained with All Makes Collision offering the lowest bid for repairs, a total of \$6,357.00. The total cost of repairs for all three vehicles is \$17,397. The Sheriff's Office does not have maintenance funds to cover these repairs and maintain the existing fleet for the remainder of the fiscal year. The Sheriff's Office is requesting the court to transfer funds from Countywide Self-Insurance to the Sheriff's Office Vehicle Maintenance g/l. Budget Amendment Increase Sheriff's Office Vehicle Maintenance & Repair: 001-618-00.5413 Decrease CW Self Insurance: 001-645-00.5342 **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Sheriff's Office to utilize countywide self-insurance funds for vehicle repairs and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33595A                    AUTHORIZE PAYMENT TO HANNAH RIFKIN FOR SERVICES RELATED TO THE MAY 2015 FLOOD DOCUMENTARY IN WHICH NO PURCHASE ORDER WAS ISSUED AS REQUIRED PER COUNTY PURCHASING POLICY**

The Historical Commission Director secured Ms. Rifkin for professional services for research related to the May 2015 flood documentary in which no purchase order was obtained per County Purchasing Policy. Funds are available in the Historical Publication Fund for this expense. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize payment to Hannah Rifkin for services related to the May 2015 Flood Documentary in which no purchase order was issued as required per County Purchasing Policy. All present voting "Aye". MOTION PASSED**



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**33596A                    AUTHORIZE THE FIRE MARSHAL TO ACCEPT LEOSE FUNDS DISTRIBUTED FROM THE STATE COMPTROLLER AND AMEND THE BUDGET ACCORDINGLY**

The County 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 licensed peace officers. Budget Amendment Increase LEOSE Revenue: 001-656-00.4310 (\$679) Increase LEOSE Expense: 001-656-00.5552 \$679 **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 present voting "Aye". MOTION PASSED**

**33597A                    AUTHORIZE ADDITIONAL WORK NEEDED IN RELATION TO THE INSTALLATION OF THE FIRE PANEL AND SMOKE DETECTORS AT THE COURTHOUSE AND AMEND THE BUDGET ACCORDINGLY**

The Commissioners Court authorized the purchase of a replacement fire panel and smoke detectors for the Courthouse on February 27, 2018. Once the work began it was discovered that 7 additional duct detectors would be required in order to make the system fully functioning. Funds have been identified within the Building Maintenance Department budget to cover the expenses. Budget Amendment: Decrease 001-695-00.5451 (\$3,449) Increase 001-695-00.5719\_400 \$3,449 **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize additional work needed in relation to the installation of the fire panel and smoke detectors at the Courthouse and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33598A                    ACCEPT THE FISCAL YEAR 2017 HAYS COUNTY EMERGENCY SERVICES DISTRICT #9 FINANCIAL STATEMENT LETTER PER TEXAS HEALTH AND SAFETY CODE 775.0821**

**A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to accept the Fiscal Year 2017 Hays County Emergency Services District #9 Financial Statement Letter per Texas Health and Safety Code 775.0821. All present voting "Aye". MOTION PASSED**

**33599A                    AUTHORIZE THE INSTALLATION OF 17- 30 AMP POWER CONNECTIONS FOR NEW UPS SYSTEMS AT DIFFERENT SERVER LOCATIONS THROUGHOUT HAYS COUNTY OWNED BUILDINGS AND AMEND THE BUDGET ACCORDINGLY**

Work is to be performed in 17 different Server Room locations to provide new UPS Systems with dedicated 30 AMP power. Server Rooms being upgraded are located on Government Center 1st, 2nd, and 3rd floors, Precinct 2, 3, 4, and 5 as well as Yarrington Rd Facilities. Increase : 001-680-00.5712\_400 \$8,672 Decrease: 001-712-00.5741 (\$8,672) Additional Funds needed total \$8,672. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the installation of 17- 30 AMP power connections for new UPS systems at different server locations throughout Hays County owned buildings and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33600A                    APPROVE AN AMENDMENT TO THE HAYS COUNTY HAZARD MITIGATION PLAN UPDATE TO INCLUDE DRAINAGE PROJECTS FOR THE OXBOW TRAILS, LEISUREWOODS, AND COVES OF CIMARRON AREA**

On January 16, 2018 a Resolution was adopted for the revised Hays County Hazard Mitigation Plan. FEMA approved of the plan on February 1, 2018 and will expire in five years on January 31, 2023. A current plan is required to remain eligible for Unified Hazard Mitigation Grant funding. In order to move forward with this project and apply for funding through the Hazard Mitigation Grant Program the Drainage Projects for the Oxbow Trails, Leisurewoods, and Coves of Cimarron area must be specifically identified in the Mitigation Action Plan. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to approve an Amendment to the Hays County Hazard Mitigation Plan Update to include Drainage Projects for the Oxbow Trails, Leisurewoods, and Coves of Cimarron area. All present voting "Aye". MOTION PASSED**

**33601A                    AUTHORIZE THE EXECUTION OF CHANGE ORDER NO. 1 FROM HARTMANN FINE ART CONSERVATION SERVICES, INC. FOR ADDITIONAL SERVICES RELATED TO THE BUCK WINN MURAL**




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**RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY**

On November 5, 2016 the Commissioner's Court approved a contract with Hartmann in response to RFP 2016-P02 for the restoration of the historical Buck Winn Murals. Additional funds are requested in order to facilitate movement, transport, stretching, installation and final treatment of the murals that will be placed at the Government Center. The contract amendment is less than the 25% allowed per Texas Local Government Code Ch. 262.031 (original contract award = \$125,415). The Historical Commission Director has funds available in the Historical Publication Fund for the additional cost associated with this change order. Budget Amendment: Decrease Misc Capital Improvements .5741 Increase Misc Equipment\_Capital .5719\_700 **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the execution of Change Order No. 1 from Hartmann Fine Art Conservation Services, Inc. for additional services related to the Buck Winn Mural Restoration Project and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33602A                    AUTHORIZE THE EXECUTION OF CHANGE ORDER NO. 1 FROM TRANS TEXAS RAIL SHOP FOR ADDITIONAL SERVICES RELATED TO THE KYLE DEPOT RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY**

On August 15, 2017 the Commissioner's Court approved a contract with Trans Texas Rail Shop in response to RFP 2017-P06 for the restoration of the wooden caboose at the Kyle Depot. Additional funds are requested to build a deck extension from the Depot to the Caboose, build a tool box/bunk and panel rail for hand cart, and for additional electrical work needed. The contract amendment is less than the 25% allowed per Texas Local Government Code Ch. 262.031 (original contract award = \$94,250). The Historical Commission Director has funds available in the Historical Publication Fund for the additional cost associated with this change order. Budget Amendment: Decrease Misc Capital Improvements .5741 Increase Contract Services .5448 **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the execution of Change Order No. 1 from Trans Texas Rail Shop for additional services related to the Kyle Depot Restoration Project and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**33603A                    AUTHORIZE THE EXECUTION OF AMENDMENT 2 TO THE GRANT AWARD FROM THE TEXAS VETERANS COMMISSION - FUND FOR VETERANS ASSISTANCE, HAYS COUNTY VETERANS TREATMENT COURT PROGRAM**

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. An original amendment request on August 22, 2017 was made to remove the expunction costs per the new state law, HB 322, and add new services under Client Services. This amendment was not counted towards the three amendments per grant period due to it being required by the new law. In addition, a budget amendment was submitted in September 2017 to move the probation officer (salaries/wage and fringe benefits) to Client Services. However, management through TVC Fund for Veterans Assistance was not aware of this budget amendment request and was recently discovered upon review of the November and December reports. This budget amendment is to move the unspent funds from salary/fringe, due to a mentor coordinator not being hired until October 31, 2017 to travel/registration for 2 additional staff to attend the National Drug Court Conference in Houston. Two copies of the amended Notice of Grant Award with required signatures will be returned to the Texas Veterans Commission. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the execution of Amendment 2 to the grant award from the Texas Veterans Commission - Fund for Veterans Assistance, Hays County Veterans Treatment Court program. All present voting "Aye". MOTION PASSED**

**33604A                    AUTHORIZE THE COURT TO EXECUTE A SUPPLEMENTAL NO. 1 TO A PROFESSIONAL SERVICE AGREEMENT (PSA) WITH DANNENBAUM ENGINEERING COMPANY - AUSTIN, LLC FOR PROFESSIONAL ENGINEERING SERVICES NECESSARY TO COMPLETE SCHEMATIC, ENV APPROVAL AND FINAL PLANS SUBMITTAL, AS WELL AS PROVIDE FOR CONSTRUCTION PHASE SERVICES, ON THE POSEY AT I-35 PROJECT AS PART OF THE HAYS COUNTY/TXDOT PARTNERSHIP PROGRAM**

Harvey Jenkins, resident of San Marcos spoke. Dan Lyon, resident of San Marcos spoke. Rodrigo Amaya, resident of San Marcos spoke. Laura Harris of HNTB spoke. Additional funds are for the completion of the Schematic Design, Interstate Access Justification Report (IAJR), Environmental Re-evaluation and Final Design changes related to FHWA comments that resulting in revising the locations of two ramps south of Posey Road, requiring multiple round of traffic modeling and analysis, revised drainage report and new area and culvert calculations, additional geotechnical investigations for the revised ramp retaining wall locations. The funds also





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cover addressing additional TxDOT District comments to add additional frontage road widenings south of Posey Road to the Hays County line, changes from conventional freeway lighting to high-mast lighting and updates to aesthetics to match Mobility35 Aesthetics Guidelines, including updates to current TxDOT forms and requirements for final design. Finally, these funds will cover a new work authorization for construction phase services that will allow for the review of structural shop drawings and contractor requests for information related to the structural design. TxDOT has increased construction funding of the Posey at I-35 Project from the original budget of \$19M to the current estimated construction budget of \$29M and will be responsible for any construction overruns. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to discussion and possible action to authorize the Court to execute a Supplemental No. 1 to a Professional Service Agreement (PSA) with Dannenbaum Engineering Company - Austin, LLC for professional engineering services necessary to complete schematic, ENV approval and final plans submittal, as well as provide for construction phase services, on the Posey at I-35 project as part of the Hays County/TxDOT Partnership Program. All present voting "Aye". MOTION PASSED**

**33605A SUB-974; CALL FOR A PUBLIC HEARING ON MAY 8TH, 2018 TO DISCUSS FINAL PLAT APPROVAL OF THE REPLAT OF LOTS 7 & 8, STAGECOACH RANCH, SECTION 1**

Stagecoach Ranch, Section 1 is a recorded subdivision located off of Stagecoach Ranch Rd. in Precinct 4. The proposed re-plat will divide the 10.003 acre Lot 8 and the 10 acre lot 7 into 4 lots. Water service will be provided 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 Shell to Call for a public hearing on May 8th, 2018 to discuss final plat approval of SUB-974; the Replat of Lots 7 & 8, Stagecoach Ranch, Section 1. All present voting "Aye". MOTION PASSED**

**33606A AUTHORIZE THE EXECUTION OF A DEVELOPMENT AGREEMENT WITH KYLE THREE PARTNERS, LP FOR SUBDIVISION AND DEVELOPMENT OF THE PROPOSED SUNSET OAKS SUBDIVISION PRECINCT 1**

Marcos Pacheco, Hays County Planner gave staff recommendation. The Sunset Oaks Subdivision is proposed 2,326 planned development in Precinct 1. The developer anticipates a 20 year build out for the 10 phases currently planned. The execution of this agreement will ensure the project is allowed to move forward with current development regulations and fees while allowing Hays County to adopt reasonable timelines for approvals for all final phases. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Whisenant to authorize the execution of a Development Agreement with Kyle Three Partners, LP for subdivision and development of the proposed Sunset Oaks Subdivision Precinct 1. All present voting "Aye". MOTION PASSED**

**33607A APPROVAL OF THE AMENDED AND RESTATED PHASING AGREEMENT FOR HEADWATERS AT BARTON CREEK SUBDIVISION**

The Headwaters at Barton Creek Subdivision is an approximately 1000 residential lot planned development in Precinct 4. A previous phasing agreement was authorized on September 24, 2014, the execution of this amended and restated agreement will allow the project to implement changes to the phasing schedule and clarify expiration terms for proposed phases. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to approve of the amended and restated phasing agreement for Headwaters at Barton Creek Subdivision. All present voting "Aye". MOTION PASSED**

**33608A AUTHORIZE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN HAYS COUNTY AND HUTSON GALLAGHER, INC. RELATED TO ARCHITECTURAL SERVICES ON THE OLD COUNTY JAIL IN PCT. 1 AND AMEND THE BUDGET ACCORDINGLY**

Kate Johnson, Chairman of the Hays County Historical Commission spoke. On December 19, 2017 the Commissioner's Court authorized staff to negotiate a contract with Hutson-Gallagher related to their response to RFQ 2018-P05. The Old Hays County Jail is listed in the National Register of Historic Places (1983) and is a State Archeological Landmark (2008). This agreement will allow for the restoration of the interior of the jail which will function as a museum devoted to the history of law enforcement in Central Texas. Contract award includes the following: \$99,810 - Basic Architectural Services \$ 4,500 - Misc Reimburseables (as needed) Additional Services: \$ 3,500 - Site Survey (required if county cannot provide in current CAD records) \$ 500 - Texas Historical Commission Report (required by Antiquities Permit) Museum Design Services: \$32,000 - Museum Exhibit Design Services \$ 3,000 - Museum Fundraising Booklet Landscape Design Services: \$ 9,200/\$15,400 - Option A or B \$ 3,000 - Required landscape permit The Historical Commission Director has Budget Amendment: Decrease Contract Services .5448 Increase Misc Capital Improvements .5741 received donations for this phase of the project which is available in the Historical Jail Restoration Fund. **A motion was**



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made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize execution of a Professional Services Agreement (PSA) between Hays County and Hutson Gallagher, Inc. related to Architectural Services on the Old County Jail in Pct. 1 and amend the budget accordingly. All present voting "Aye". MOTION PASSED

**33609A                    AUTHORIZE THE DISTRICT ATTORNEY TO UTILIZE SALARY SAVINGS TO HIRE ONE (1) PERMANENT FULL-TIME ATTORNEY II POSITION FOR THE CIVIL DIVISION EFFECTIVE MAY 16, 2018 AND AMEND THE BUDGET ACCORDINGLY**

Wes Mau, District Attorney spoke. Angie Roberts Chief District Attorney spoke. The Hays County District Attorney's Office is requesting a full-time Civil Prosecutor effective May 16, 2018 as well as the necessary office equipment. The Civil Division has undergone an explosion of growth in every area of the law for which the division is responsible, including but not limited to Child Protection Services cases (30% increase in 2017), Asset Forfeitures (100% increase in 2017), Bond Forfeitures (70% increase in 2017), Open Records Requests (13% increase in 2017), and Mental Health (9% increase in 2017). With 303 abused and neglected children currently in Child Protective Services Cases represented by Hays County District Attorney's office, each of the four civil prosecutor-paralegal teams are assigned to represent the Department in over 800 contested Child Protective Services hearings held each year during the course of these cases. The Hays County Child Protection Court has permanently added two extra docket days for a minimum of six full-day dockets a month in Hays County, and the civil prosecutors are also expected to be available for numerous special settings in Family Law Court and District Court for other area of law. For each contested hearings, the prosecutors are required to prepare the evidence for each case and subpoena witnesses to testify. In the month of March of 2018, the Department subpoenaed over 150 witnesses for multiple final trials and adversary hearings. Due to the additional flux of cases and increased time in the courtroom, the Civil Division has had to divert attention from less time sensitive areas of the law, including Asset Forfeitures and Bond Forfeitures. The four civil prosecutors have been forced to limit the time of day that is available for filing emergency removals for cases pertaining to abused and neglected children. The four current civil prosecutors have repeatedly asked the Misdemeanor and Felony prosecutors for assistance in second chairing cases due to the increased number of contested hearings. At this point, the work load in the Civil Division can no longer be managed by four prosecutors and immediate relief is required. The DA has salary savings due to attrition available to fund this request, (\$34,522 salary & \$1,963 equipment) for the remainder of FY18. Annualized salary cost for FY 19 budget will be \$80,259. Budget Amendment (for equipment): Decrease Staff Salaries: .5021 - \$(\$1,963) Increase Data Supplies: .5202 - \$469 Increase Computer Eqpt: .5712\_400 - \$944 Increase Telephone: .5489 - \$550 **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant to authorize the District Attorney to utilize salary savings to hire one (1) permanent full-time Attorney II position for the Civil Division effective May 16, 2018 and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

**Clerk's Note Agenda Item #26 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**

**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**

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

Per Hays County Fire Marshal Burn Ban will remain lifted an additional week. Commissioner Ingalsbe urged the citizens of Hays County to use extreme caution while conducting outdoor burning and to never leave it unattended.

**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 10:11 a.m.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



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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 April 24, 2018.

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

