

HAYS COUNTY COMMISSIONERS' COURT MINUTES



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 29TH DAY OF MAY 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:

Esperanza Baltazar-Ramirez 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

Harvey Jenkins, resident of San Marcos, Dan Lyon, resident of San Marcos made public comments. Mayor of Wimberley Susan Jagers and Mayor Pro-term of Wimberley, Gary Barchfeld introduced the Court with the returning and new City of Wimberley Council Members: Craig Fore, Allison Davis, Patricia Kelly, Mike McCoullough and City Administrator Shawn Cox.

PRESENTATION OF HAYS COUNTY SERVICE AWARDS

Human Resources Specialists, Kim Jeter, gave presentation of Hays County Service Awards. 5 Years – Aaron C. Jones – Transportation, James L. Parman – Transportation, Victoria Velasquez – Treasurer's Office, Elizabeth Shahan – Tax Office, Kristi White – Sheriff's Office, 10 Years –Erica A. Clark – Sheriff's Office, Lisa M. Deleon – JP 1-1 Office, Jessica Gonzales – Tax Office, Alfredo Munoz Jr. – Sheriff's Office, Retirement –Ricky Crews –County Court at Law, Jackie Jones – Juvenile Probation. Chief Juvenile Probation Officer, Shelly Williams spoke of Jackie Jones.

33703A APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve payments of County invoices in the amount of \$1,610,745.66 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

33704A APPROVE PAYMENTS OF JUROR CHECKS

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve payments of Juror checks in the amount of \$3,002.00 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

33705A APPROVE THE PAYMENT OF HUMANA AND UNITED HEALTHCARE CLAIMS

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the payment of United Healthcare claims in the amount of \$231,652.61 as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

33706A APPROVE COMMISSIONERS COURT MINUTES OF MAY 22, 2018

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve Commissioners Court Minutes of May 22, 2018 as presented by the County Clerk. All present voting "Aye". MOTION PASSED

33707A APPROVE THE PAYMENT OF THE MAY 31, 2018 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$3,560,000.00 EFFECTIVE MAY 31, 2018 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the payment of the May 31, 2018 payroll disbursements in an amount not to exceed \$3,560,000.00 effective



May 31, 2018 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voting "Aye". MOTION PASSED

33708A AUTHORIZE THE EXECUTION OF AMENDMENT NO. 1 TO A CONTRACT WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS) FOR THE TUBERCULOSIS PREVENTION & CONTROL GRANT FOR FY 2019 STATE FUNDS IN THE AMOUNT OF \$25,875.00

On February 13, 2018, the court authorized the submission of a grant application to the Department of State Health Services for the Tuberculosis Prevention and Control FY 2019 State funds. This grant provides funding to local health departments for the identification and treatment of those persons with, or exposed to, tuberculosis (TB). The state funding is \$25,875, with a 20% match (\$5,175.00) required of the County for participation in the program, for a total project amount of \$31,050.00. The match will be budgeted within the Health Department for fiscal year 2019 from existing salaries, benefits, and operating expenses. The funding period for this program is from September 1, 2018 through August 31, 2019. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the execution of Amendment No. 1 to a contract with the Texas Department of State Health Services (DSHS) for the Tuberculosis Prevention & Control Grant for FY 2019 State Funds in the amount of \$25,875.00. All present voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #8 RE: *AUTHORIZE THE TRANSPORTATION DEPARTMENT TO PURCHASE THREE (3) SOLAR SCHOOL SYSTEMS FROM ELTEC (ELECTROTECHNICS CORPORATION) FOR THE NEW UHLAND ELEMENTARY SCHOOL ON HIGH ROAD AND AMEND THE BUDGET ACCORDINGLY – was pulled*

33709A AUTHORIZE THE REAPPOINTMENT OF JOHN "CLINT" BROWNING AS COUNTY FIRE MARSHAL, A TWO YEAR TERM ENDING ON MAY 29, 2020

Request the reappointment of John Browning to the position of County Fire Marshal as required by Texas Local Government Code 352.011 (b). **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to authorize the reappointment of John "Clint" Browning as County Fire Marshal, a two year term ending on May 29, 2020. All present voting "Aye". MOTION PASSED**

33710A AMEND THE OFFICE OF EMERGENCY SERVICES OPERATING BUDGET FOR ADDITIONAL CONTINUING EDUCATION AND TRAINING COURSES FOR NEWLY HIRED EMERGENCY PLANNING STAFF

Due to the increase in department staffing, the OES Director is requesting additional continuing education funds in order to procure emergency related training for all new hires. Savings within the operating budget are available to fund this request. Budget Amendment: Decrease .5411 - Equipment Maintenance and Repair Increase .5551 - Continuing Education. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to amend the Office of Emergency Services operating budget for additional continuing education and training courses for newly hired emergency planning staff. All present voting "Aye". MOTION PASSED**

33711A AUTHORIZE THE SHERIFF'S OFFICE, JAIL DIVISION, TO UTILIZE EXISTING FUNDS TO PURCHASE MISCELLANEOUS EQUIPMENT AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office, Jail Division is requesting court approval for the purchase of warehouse shelving for the new maintenance building. Shelving was not approved in the bond package and is needed to store supplies and materials. The total cost for new shelving is \$8,156. In addition to shelving, the Jail is also in need of a new caged ladder for access to the roof. At this time, staff currently uses an extension ladder posing employee safety issues. The total cost of a new caged ladder is \$4,100. A total of \$11,654 is needed for both purchases and has been identified in the Jail budget. Budget Amendment 001-618-03.5207 Building Maintenance & Supplies (\$11,654) 001-618-03.5719_400 Miscellaneous Equipment Operating \$11,654. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to authorize the Sheriff's Office, Jail Division, to utilize existing funds to purchase miscellaneous equipment and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33712A AUTHORIZE THE NOMINATION AND REAPPOINTMENT OF WILL CONLEY AS THE COUNTY REPRESENTATIVE TO THE SOUTH



CENTRAL TEXAS REGIONAL WATER PLANNING GROUP (REGION L), A FIVE YEAR TERM ENDING ON AUGUST 3, 2023

Harvey Jenkins resident of San Marcos and Dan Lyon resident of San Marcos made public comment. General Counsel Mark Kennedy spoke. Commissioner Shell spoke. Commissioner Whisenant spoke. The purpose of the South Central Texas Regional Water Planning Group (SCTRWPG), Region L, is to provide comprehensive regional water planning and to carry out the related responsibilities placed on regional water planning groups by state law. Foremost among those responsibilities is the development of a regional water plan for the planning area. The plan identifies both short and long-term water supply needs and recommends water management strategies for addressing them. The plan is updated every five years. The board is composed of members representing various interest groups from 21 Counties in the region. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to authorize the nomination and reappointment of Will Conley as the County representative to the South Central Texas Regional Water Planning Group (Region L), a five year term ending on August 3, 2023. All present voting "Aye". MOTION PASSED**

33713A AUTHORIZE INSTITUTIONAL OSSF PERMIT AT 2580 KYLE CROSSING, KYLE, TX 78640

Jason's Custom Paint and Body Shop is proposing an OSSF to serve a paint shop with 6 office personnel, 10 factory workers and 28 customers. This permit was originally approved on 8/4/15 and this is a renewal application. This site is located inside the City Limits of Kyle and the site plan has been approved. Water will be supplied by a public water supply. The system designer, Clifford Conner, R.S., has designed a system, which consists of a 1500 gallon three compartment tank and a low pressure dose drainfield. The maximum daily usage rate is 200 gallons. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to authorize Institutional OSSF Permit at 2580 Kyle Crossing, Kyle, TX 78640. All present voting "Aye". MOTION PASSED**

33714A APPROVE UTILITY PERMITS

Permit Road Name Utility 1078 Old Black Colony Rd Alliance Regional Water (water main line) 1079 Cole Springs Road Alliance Regional Water (water main line) 1080 Graef Road PEC (electric line pole) 1081 Saddlerock Ridge R&B Ventures (water service line). **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to approve Utility Permits # 1078 Old Black Colony Rd. to Alliance Regional Water (Water Main Line), Permit # 1079 Cole Springs Road, Permit # 1080 Graef Road to PEC (Electric Line Pole), and Permit # 1081 Saddlerock Ridge to R&B Ventures (Water Service Line). All present voting "Aye". MOTION PASSED**

33715A AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE SAVINGS TO PURCHASE A REPLACEMENT SHREDDER AND TWO NEW CIS AND NET MOTION LICENSES AND AMEND THE BUDGET ACCORDINGLY

The Sheriff's Office is requesting approval to utilize savings to purchase a replacement shredder for the Warrants Division; the cost of the shredder is \$1,550. The existing shredder is a shredder that was retrofitted to mount to a 50-gallon trash can and has reached its lifespan. In addition to the shredder, two new CIS and Net Motion licenses are needed for a Patrol Sergeant and a Crime Analyst. The total cost of all items is \$4,160. No additional funds are needed; funds have been identified in the Sheriff's Office operating budget. Budget Amendment: Shredder: Decrease 001-618-00.5717_400 Law Enf Eqpt Op (\$1,550) Increase 001-618-00.5711_400 Office Eqpt Op \$1,550 CAD & Net Motion Licenses: Decrease 001-618-00.5717_400 Law Enf Eqpt Op (\$2,610) Increase 001-618-00.5718_400 Software Op \$2,000 Increase 001-618-00.5429 Software Maint \$ 610. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Sheriff's Office to utilize savings to purchase a replacement shredder and two new CIS and Net Motion licenses and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33716A AUTHORIZE THE SUBMISSION OF A GRANT APPLICATION TO THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE ASSISTANCE, BULLETPROOF VEST PARTNERSHIP (BVP) TO PURCHASE BULLETPROOF VESTS FOR COUNTY LAW ENFORCEMENT OFFICERS

The grant application is for assistance in the purchase of bulletproof vests for County law enforcement officers. The grant program provides a reimbursement for 50% of the cost of each vest and the County must pay the remainder of the cost. The application includes needs for both new officers and the replacement of existing bulletproof vests. Vests are replaced based on a five-year usable protective wear cycle. We will be requesting up to 35 vests and the current cost of each vest is \$758.75 male and \$748.75 female. The total amount of the grant is \$26,526.25 and the county match is \$13,263.15. Matching funds will be allocated accordingly. Submission of the application is done electronically and is due on May 29, 2018. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the submission of a grant application to the Department of Justice, Office of Justice Assistance, Bulletproof Vest Partnership**



(BVP) to purchase bulletproof vests for county law enforcement officers. All present voting "Aye".
MOTION PASSED

33717A AUTHORIZE THE PURCHASE OF REPLACEMENT EQUIPMENT FOR THE SHARED BREAKROOM AT THE PRECINCT 2 BUILDING AND AMEND THE BUDGET ACCORDINGLY

The Precinct 2 Offices are in need of a replacement refrigerator for the shared breakroom. The Commissioner has agreed to transfer funds within their community program expense budget to cover the cost. Budget Amendment: Decrease Commissioner Pct. 2 Community Program Expense - 001-602-00.5353 Increase Building Maintenance Misc Equipment - 001-695-00.5719_400. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the purchase of replacement equipment for the shared breakroom at the Precinct 2 Building and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33718A AUTHORIZE THE PARKS DEPARTMENT TO ENTER INTO AN AGREEMENT WITH CHECKFRONT FOR VISITOR RESERVATIONS AT JACOB'S WELL NATURAL AREA AND DAHLSTROM NATURE PRESERVE

For the 2018 summer swim season, Parks staff had requested to enter into an agreement with RecDesk and GovPortal for a new online reservations and payment system to allow for pre-payments of entrance fees and streamlined financial reporting. The system went live at the end of April and Parks staff have encountered many issues with the user interface, payment reconciliation and the acceptance of international payments. In addition, the current system is not user-friendly to JWNA visitors wanting to make a reservation on-site so the Parks staff would like to request that they return to the previous reservation system, Checkfront. The Checkfront reservation system will also be able to accommodate reservations and payments at the Dahlstrom Nature Preserve once the site is open for public access. **A motion was made by Commissioner Jones, seconded by Commissioner Whisenant to authorize the Parks Department to enter into an agreement with Checkfront for visitor reservations at Jacob's Well Natural Area and Dahlstrom Nature Preserve. All present voting "Aye". MOTION PASSED**

33719A AUTHORIZE THE CONSTABLE PRECINCT 4 OFFICE TO ACCEPT DONATED SUPPLIES THROUGH THE TEXAS LAW ENFORCEMENT SUPPORT OFFICE (LESO) PROGRAM AND AMEND THE BUDGET ACCORDINGLY

The Constable submitted a request and received supplies through the Texas LESO Program. The supplies received were twenty five (25) tourniquets and two (2) collagen, hemostatic agents. These are first aid items that will be issued to the deputies to assist in their role as first responders when necessary. The Constable had to cover the shipping costs (\$617.23) through this program. LESO Program Overview: The National defense Authorization Act authorizes the Secretary of Defense to transfer excess Department of Defense (DoD) personal property to Federal, state and local Law Enforcement Agencies (LEA). The LESO Program (formerly the 1033 Program) allows LEAs to receive DoD excess property. Budget Amendment: Increase .4301 - Intergovernmental Revenue Increase .5206 - Law Enforcement Supplies. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Constable Precinct 4 Office to accept donated supplies through the Texas Law Enforcement Support Office (LESO) Program and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33720A APPROVE THE INTERGOVERNMENTAL TRANSFER (IGT) OF LOCAL PROVIDER PARTICIPATION FUNDS (LPPF) FOR CENTRAL TEXAS MEDICAL CENTER AND SETON MEDICAL CENTER HAYS FOR DY 7 UNCOMPENSATED CARE (UC) PAYMENTS AS PART OF THE TEXAS HEALTHCARE TRANSFORMATION AND QUALITY IMPROVEMENT PROGRAM (1115 WAIVER)

A date for transfer of DY7 UC 1115 waiver funds was announced on May 18, 2018. All LPPF funds are collected from Hays County Hospitals and are budgeted. Though the IGT of these funds do not require specific Court approval, having them approved (If sufficient notice is given by the State) or ratified (if sufficient notice is not provided by the State) ensures the Court and the public are informed of the process. IGT amount (settlement date of 6-1-18): \$1,469,321.34 **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to approve the Intergovernmental Transfer (IGT) of Local Provider Participation Funds (LPPF) for Central Texas Medical Center and Seton Medical Center Hays for DY 7 Uncompensated Care (UC) payments as part of the Texas Healthcare Transformation and Quality Improvement Program (1115 Waiver). All present voting "Aye". MOTION PASSED**



33721A AUTHORIZE THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE TEXAS A&M AGRILIFE EXTENSION SERVICE FOR THE FERAL HOG ABATEMENT PROGRAM

Dan Lyon, resident of San Marcos made public comment. Commissioner Jones spoke. Clint Garza, Executive Director of Countywide Operations spoke. The County Feral Hog Abatement Grant is designed to encourage counties across the State of Texas to make a concentrated and coordinated effort to reduce the feral hog population and the damage caused by these animals throughout the year. Hays County will participate in a co-managed, regional feral hog abatement effort with cooperating counties including, Caldwell and Guadalupe. The grant will provide \$7,850 in funding assistance for this program. The grant period is from October 1, 2017 to August 31, 2018 and the county will work with the Texas State University Meadows Center for Water and Environment to provide professional services for this grant program. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the execution of an Interlocal Agreement with the Texas A&M Agrilife Extension Service for the Feral Hog Abatement Program. All present voting "Aye". MOTION PASSED**

33722A AUTHORIZE THE TRANSPORTATION DEPARTMENT TO PURCHASE TWO (2) ONKEN 500 GALLON WASTE OIL STORAGE TANKS AND ADDITIONAL ROAD MAINTENANCE TOOLS AND AMEND THE BUDGET ACCORDINGLY

The County Engineer is requesting to replace two 20+ year waste oil recycle tanks that are showing signs of rusting. The vendor is listed on the State Buy Board, contract #501-15. Additionally, they would like to amend for other small maintenance tools needed throughout the remainder of this fiscal year. Equipment savings within their operating budget have been identified to fund this request. Budget Amendment: Decrease .5713_700 \$4,389 Decrease .5714_700 \$3,904 Increase .5719_400 \$8,293. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize the Transportation Department to purchase two (2) Onken 500 Gallon Waste Oil Storage tanks and additional road maintenance tools and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33723A RELEASE OF THE MAINTENANCE BOND #1045283 FOR \$81,826.40, AND ACCEPTANCE OF THE ROADS INTO THE COUNTY ROAD MAINTENANCE SYSTEM FOR THE MEADOWS AT BUDA SUBDIVISION, SECTION 4B

Assistant Transportation Director, Alex Flores gave staff recommendation. Staff recommends acceptance of the roads into the county maintenance system. All items on the punch-list for repairs have been completed. The roads include: Peacock Trail (330 ft.), Wake Grove (125 ft.), Clear Water Path (854 ft.), and a segment of Blossom Valley Stream (720 ft.). **A motion was made by Commissioner Jones, seconded by Commissioner Shell to release of the maintenance bond #1045283 for \$81,826.40, and acceptance of the roads into the county road maintenance system for the Meadows at Buda subdivision, Section 4B. All present voting "Aye". MOTION PASSED**

33724A ACCEPT SUBDIVISION BOND NO.K13533131 FOR STREET AND DRAINAGE IMPROVEMENTS FOR BURBA RANCH IN THE AMOUNT OF \$1,399,858.07

Assistant Transportation Director, Alex Flores gave staff recommendation. Burba Ranch is a proposed 78 lot subdivision located along Sawyer Ranch Rd. in Precinct 4. Water service will be provided by West Travis County PUA and wastewater service will be provided by Individual On-Site Sewage Facilities. The final plat for Burba Ranch Subdivision has been reviewed under the interlocal cooperation agreement with the City of Dripping Springs and has been approved by County staff. While the plat has been approved administratively, formal acceptance of fiscal surety is required by Commissioners Court action. **A motion was made by Commissioner Whisenant, seconded by Commissioner Shell to accept subdivision bond No.K13533131 for street and drainage improvements for Burba Ranch in the amount of \$1,399,858.07. All present voting "Aye". MOTION PASSED**

33725A SUB-677; LA CIMA PH 1 SUBDIVISION (139 LOTS). DISCUSSION AND POSSIBLE ACTION TO ACCEPT AMENDMENT NO. 003 TO LETTER OF CREDIT NO 5132 FOR STREET AND DRAINAGE IMPROVEMENTS FOR LA CIMA PH 1, REDUCING THE AMOUNT FROM \$272,254.10 TO \$65,860.00

Commissioner Shell spoke. La Cima PH 1 is a proposed 139 lot subdivision located along RR 12 in PCT 3. Water and wastewater service will be accomplished by the City of San Marcos. The construction of street and drainage improvements in La Cima PH 1 SEC 1 is partially complete. The amendment will release \$206,394.90 back to the developer. The remaining amount is sufficient to complete the improvements, which have not yet been constructed. **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant**



to accept Amendment No. 003 to Letter of Credit No 5132 for street and drainage improvements for SUB-677 La Cima PH 1 Subdivision (139 Lots), reducing the amount from \$272,254.10 to \$65,860.00. All present voting "Aye". MOTION PASSED

33726A ACTION TO ADOPT A POLICY ALLOWING CERTAIN ADMINISTRATIVE VARIANCES AND DEVELOPMENT AUTHORIZATIONS BE GRANTED TO OWNERS OF PROPERTY WITHIN HAYS COUNTY'S PERMITTING JURISDICTION

County Planners, Caitlyn Strickland and Marcus Pacheco presented the court with a power point. Commissioner Shell spoke. Commissioner Ingalsbe spoke. Commissioner Whisenant spoke. Clint Garza, Executive Director of Countywide Operations spoke. On July 1st, 1997, the Hays County Commissioners Court approved a policy for administrative variances to platting procedures. The Environmental Health Director and precinct commissioners were authorized to issue an administrative variance to platting procedures, provided that the division of land took place at least 10 years before the request for variance, and all resulting tracts meet the subdivision and on-site sewage facility requirements in place at the time of the division. Due to the continued growth within the County, the Development Services office has seen a significant increase in the number of non-compliant parcels, including those within platted subdivisions. Property owners are frequently faced with unforeseen surveying costs for divisions of property which took place long before they owned the property in order to construct their homes or make repairs to their existing septic systems. In order to prevent property owners from being blocked from the full use of their property, staff would like a process that authorizes the permitting of single family residential development authorizations. - Administrative variance procedures are authorized for single family residential purposes only. Developments on a tract of land other than one single family residence and appurtenances may not utilize the provisions of administrative variances. Administrative variances issued after the effective date of this policy may be invalidated if construction other than one single family residence occurs. - Portions of lots within recorded subdivisions are eligible for administrative variance procedures, provided that the division of land took place at least 10 years before the request for variance, and all resulting tracts meet the subdivision and on-site sewage facility requirements that were in place at the time of the division. - The authorization form must be signed by the precinct commissioner and the Executive Director of Countywide Operations (or his/her assigns). - The required written request for approval must be substituted with an application for a development authorization. The complete policy is attached as backup. **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant to adopt a policy allowing certain administrative variances and development authorizations be granted to owners of property within Hays County's permitting jurisdiction. All present voting "Aye". MOTION PASSED**

33727A AUTHORIZE THE OFFICE OF EMERGENCY SERVICES TO SUBMIT AN APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION FOR A CERTIFICATE OF AUTHORIZATION

Office of Emergency Management Director and EMC, Kharley Smith spoke. Director of Flight Team Training, John Buell spoke and introduced Director, IT/Equipment of Flight Team Training, Michael Joseph. Commissioner Shell spoke. Commissioner Whisenant spoke. Commissioner Ingalsbe spoke. The first responders are able to use the UAV to help the citizens in the County for response and recovery. The Office of Emergency Services, in conjunction with several emergency response agencies in Hays County, have identified the need to further aerial support capabilities throughout the county. In doing so, OES and all participating agencies have collaborated on the development of a countywide policy for minimum requirements of lifesaving missions as well as operating under a single Certificate of Authorization. The creation and adoption of a countywide policy will provide guidelines for authorized flights within each department and allow for a mechanism of shared resources. **A motion was made by Commissioner Shell, seconded by Commissioner Whisenant to authorize the Office of Emergency Services to submit an application to the Federal Aviation Administration for a Certificate of Authorization. All present voting "Aye". MOTION PASSED**

33728A AUTHORIZE EXECUTION OF AN INTERLOCAL COOPERATION AGREEMENT AND MEMORANDUM OF UNDERSTANDING REGARDING CERTAIN REAL ESTATE TRANSACTIONS BETWEEN HAYS COUNTY, TEXAS AND THE CITY OF KYLE, TEXAS

General Counsel, Mark Kennedy spoke. Commissioner Whisenant spoke. Commissioner Shell spoke. In the proposed MOU, the Parties agree that the County will convey to the City Lot 2 out of the County Property commonly known as the old Constable Property on Rebel Drive in Kyle, Texas; and the City will convey its joint interest in property on Rebel Drive in Kyle, Texas, located at the Northeast Corner of Rebel Drive (FM 150) and Silverado Drive, which is currently jointly-owned by the City and the County. **A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to authorize execution of an Interlocal Cooperation Agreement and Memorandum of Understanding Regarding Certain Real Estate Transactions between Hays County, Texas and the City of Kyle, Texas. All present voting "Aye". MOTION PASSED**



Clerk's Note Agenda Item #29 RE: EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE OR VALUE OF RIGHT OF WAY ALONG PROPOSED FM110 IN PCT. 1. POSSIBLE ACTION TO FOLLOW IN OPEN COURT. – was pulled

Clerk's Note Agenda Item #30 RE: DISCUSSION OF ISSUES RELATED TO THE HAYS COUNTY JAIL, AND THE PLANNING OF PROJECTS PERTAINING TO THE PUBLIC SAFETY FACILITIES NEEDS WITHIN THE COUNTY. POSSIBLE ACTION MAY FOLLOW. – was pulled

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

Fire Marshal, Clint Browning spoke. The Drought Index is at 352. Burn Ban will remain lifted. No action taken.

Clerk's Note Agenda Item #32 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, LAURA HARRIS, HNTB AND ALLEN CROZIER, HDR. POSSIBLE ACTION MAY FOLLOW. – was pulled

ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION

Fire Marshall gave the update. Today's Drought Index – 352 Burn Ban will remain lifted. Fire Marshall urged the citizens of Hays County to use extreme caution while conducting outdoor burning and to never leave it unattended. No action taken.

ADJOURNMENT

A motion was made by Commissioner Whisenant, seconded by Commissioner Jones to adjourn court at 10:25 a.m.

I, LIZ Q. GONZALEZ, COUNTY CLERK and EXOFFICIO CLERK OF THE COMMISSIONERS' COURT, do hereby certify that the foregoing contains a true and accurate record of the proceedings had by the Hays County Commissioners' Court on May 29, 2018.

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

