

HAYS COUNTY COMMISSIONERS' COURT MINUTES



STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 7TH DAY OF MAY A.D., 2019, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

RUBEN BECERRA*	COUNTY JUDGE
DEBBIE GONZALES INGALSBE	COMMISSIONER, PCT. 1
MARK JONES	COMMISSIONER, PCT. 2
LON A. SHELL	COMMISSIONER, PCT. 3
WALT SMITH	COMMISSIONER, PCT. 4
ELAINE H. CÁRDENAS	COUNTY CLERK

*Judge Becerra left after discussion of the Indigent Defense Improvement Grant Application was discussed. Commissioner Ingalsbe took over as Judge *Pro Tem*.

THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Michael Myers gave the invocation. Judge Becerra led the court in the Pledge of Allegiance to the United States and Texas flags. Judge Becerra called the meeting to order.

PUBLIC COMMENTS

Dan Lyon, resident of San Marcos objected to the use of county funds for the Buck Winn Mural on display in the Hays County Government Center. Roland Saucedo, resident of San Marcos, spoke in favor of the Indigent Defense Improvement Grant (Item 29). John McGlothlin, resident of San Marcos, spoke against the Indigent Defense Improvement grant (Item 29).

DISCUSSION RELATED TO THE HAYS COUNTY INMATE POPULATION, TO INCLUDE CURRENT POPULATION COUNTS AND COSTS

Hays County's current maximum jail capacity is 362 inmates. Jail Standards recommends holding approximately 10 percent of capacity open. The jail's daily average was 530 and peak was 538 for the week of April 28th to May 4th, 2019. Estimated cost for outsourcing inmates this week as \$75,203.00. The average number of outsourced males is 212 and females are 2. This week's inmates were housed in the following counties: Bell, Burnet, Caldwell, McLennan, Limestone and Walker.

AUTHORIZE THE SUBMISSION OF THE INDIGENT DEFENSE IMPROVEMENT GRANT APPLICATION TO THE TEXAS INDIGENT DEFENSE COMMISSIONER (TIDC)

Tim Bauorkomper Jr, Betsy Singleton, Michel Sullivan, Faylita Hicks, Mary P. Gilroy, Diann McCabe, Ann Whitus, Eric Martinez, Jimmy Alan Hall and Clayton Bradshaw all made public comments in support of an Indigent Defense Improvement Grant. Judge Becerra's Chief of Staff, Alex Villalobos, summarized key elements of the proposed grant, with support from Jeff Burkhard from the granting agency. The program would:

- address the high costs of outsourcing inmates (\$10,000 - \$15,000/day);
- ensure adequate legal representation for clients lawyers currently have to travel for hours to see;
- help reduce recidivism by ensuring adequate defense,
- reduce the jail population by increasing Personal Recognizance bonds for people with mental illnesses,
- provide more effective support for persons with mental illnesses (including veterans), who comprise as much as 20 percent of the jail population,
- ensure constitutional rights of immigrants are protected, and
- provide advocacy for reasonable bonds at magistration.

The grant, which would provide an 80/60/40/20 match in Years 1, 2, 3, and 4, respectively, would cover:

- a part time Padilla expert (for immigrants),
- a full time Mental Health Public Defender,
- a full time Mental Health Caseworker, and
- a full time attorney to represent defendants at magistration.

(See back-up for full proposal and more detail.)

A motion was made by Commissioner Shell, seconded by Commissioner Smith to discuss item.

A spirited discussion followed. Commissioner Smith, Commissioner Shell, Commissioner Jones, County Court at Law #2 Judge Chris Johnson, County Court a Law # 3 Judge Tacie Zelhart, Commissioner Ingalsbe and General Counsel, Mark Kennedy spoke. Generally, speakers objected to the short time they had to review the proposal (see back-up) and to the apparent lack of stakeholder involvement and support in shaping the proposal. No motions were made. A Special Commissioners Court Meeting was scheduled for Friday, May 10, 2019 at 2p.m, to continue addressing the topic.



Clerk's Note: Court took a 5 minute break and returned into open session.

33830 ADOPT A PROCLAMATION DECLARING MAY 15, 2019 AS PEACE OFFICERS MEMORIAL DAY AND MAY 12 - MAY 18, 2019 AS POLICE WEEK

A motion was made by Commissioner Jones, seconded by Commissioner Shell to adopt a proclamation declaring May 15, 2019 as Peace Officers Memorial Day and May 12 - May 18, 2019 as Police Week. All present voting "Aye". MOTION PASSED

33831 ADOPT A PROCLAMATION DECLARING MAY 2019 AS ALS AWARENESS MONTH

A motion was made by Commissioner Jones, seconded by Commissioner Shell to adopt a proclamation declaring May 2019 as ALS Awareness Month. All present voting "Aye". MOTION PASSED

33832 ADOPT A PROCLAMATION DECLARING MAY 2019 AS DRUG COURT MONTH

A motion was made by Commissioner Jones, seconded by Commissioner Shell to adopt a proclamation declaring May 2019 as Drug Court Month. All present voting "Aye". MOTION PASSED

PRESENTATION BY MIKE HEILIGENSTEIN, EXECUTIVE DIRECTOR OF THE CENTRAL TEXAS MOBILITY AUTHORITY (CTRMA), REGARDING THE MOBILITY AUTHORITY OPERATIONS AND MEMBERSHIP.

Central Texas Mobility Authority, Executive Director, Mike Heiligenstein gave a presentation describing the complex transportation system surrounding Hays County. (See backup.) Commissioner Jones and Commissioner Ingalsbe spoke. Central Texas Mobility Authority, Chairman, Greg Oshen spoke.

33833 APPROVE PAYMENTS OF COUNTY INVOICES

A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve payments of County invoices in the amount of \$1,439,601.63, as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

33834 APPROVE PAYMENTS OF JUROR CHECKS

A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve payments of Juror checks in the amount of \$5,165.00, as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

33835 APPROVE THE PAYMENT OF HUMANA AND UNITED HEALTHCARE CLAIMS

A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve the payment of United Healthcare claims in the amount of \$343,435.01, as submitted by the County Auditor. All present voting "Aye". MOTION PASSED

33836 APPROVE COMMISSIONERS COURT MINUTES OF APRIL 30, 2019

A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve Commissioners Court Minutes of April 30, 2019, as presented by the County Clerk. All present voting "Aye". MOTION PASSED

33837 APPROVE THE PAYMENT OF THE MAY 15, 2019 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$2,650,400.00 EFFECTIVE MAY 15, 2019 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED

A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve the payment of the May 15, 2019 payroll disbursements in an amount not to exceed \$2,650,400.00 effective May 15, 2019 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voting "Aye". MOTION PASSED

33838 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR OFFICE/WAREHOUSE BUILDINGS AT 5566 NIEDERWALD STRASSE, KYLE, TEXAS 78640



David Cuddy of Studio Estates is proposing an On-Site Sewage System to serve five warehouse/office buildings. The system is designed to accommodate up to 221 employees and customers. This 12.004-acre tract of land will be served by a public water supply. The system designer, Jim Bettridge, R.S., has designed a proprietary treatment system. After treatment, the effluent will be dispersed via drip irrigation tubing for a maximum daily rate of 1105 gallons. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for office/warehouse buildings at 5566 Niederwald Strasse, Kyle, Texas 78640. All present voting "Aye". MOTION PASSED**

33839 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR ADDITION OF LIFT STATION AT 31560 RR 12, DRIPPING SPRINGS, TX 78620

Walt Graner of Graner Holdings, LLC is proposing an addition to an existing On-Site Sewage System to serve a small office building. This 2.577-acre tract of land is Lot 5-A in the Wildwood Hills Subdivision and is served by a public water supply. The proposed building will be connected to a lift station that will pump to the permitted system. The system designer, Greg Johnson, P.E., had designed a non-standard treatment system with flow equalization. After treatment, the effluent will be dispersed via drip irrigation tubing for a maximum daily rate of 773 gallons. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for addition of lift station at 31560 RR 12, Dripping Springs, TX 78620. All present voting "Aye". MOTION PASSED**

33840 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A REVISED RESOLUTION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION (CJD) FOR THE HAYS COUNTY INCIDENT AREA COMMUNICATIONS PROJECT

The Commissioners Court authorized the submittal of this grant application on February 13, 2018. These funds will be utilized to provide deployable, comprehensive, communication solutions to the Hays County Emergency Responders for use during incidents or call-outs requiring multiple person collaboration. The Office of the Governor (CJD) has requested an updated Resolution that reflects the new Authorized Official. The Resolution will be electronically updated into e-grants. Grant Number: 3568201 Grant Period: 10/01/2018 - 09/30/2019. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize the County Judge to submit a revised resolution to the Office of the Governor, Criminal Justice Division (CJD) for the Hays County Incident Area Communications project. All present voting "Aye". MOTION PASSED**

33841 AUTHORIZE THE COUNTY JUDGE TO SUBMIT A REVISED RESOLUTION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION (CJD) FOR THE HAYS COUNTY CRIME SCENE ANALYSIS SOLUTION PROJECT

The Commissioners Court authorized the submittal of this grant application on February 13, 2018. This grant is to provide the Hays County Sheriff's Department with a crime scene analysis solution that will allow for 3D diagramming of crime and accident scenes. The Office of the Governor (CJD) has requested an updated Resolution that reflects the new Authorized Official. The Resolution will be electronically updated into e-grants. Grant Number: 3565901 Grant Period: 10/01/2018 - 09/30/2019. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize the County Judge to submit a revised resolution to the Office of the Governor, Criminal Justice Division (CJD) for the Hays County Crime Scene Analysis Solution project. All present voting "Aye". MOTION PASSED**

33842 APPROVE THE CANCELLATION OF HAYS COUNTY COMMISSIONERS COURT ON MAY 28, 2019

Commissioners Court Representatives and staff will be attending the Travis County District Court Hearing on Kinder Morgan. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve the cancellation of Hays County Commissioners Court on May 28, 2019. All present voting "Aye". MOTION PASSED**

33843 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR TWO RENTAL HOUSES LOCATED AT 101 EASTERN RD, WIMBERLEY, TEXAS 78676

Curtis Jinkins is proposing an On-Site Sewage Facility for a long-term rental house and a short-term rental house located at 101 Eastern Road in Wimberley. This property is Lot 25B-2 in the Green Acres Subdivision and will be served by a public water supply. The system designer, Kyle DeHart, R.S., has designed a proprietary treatment system with flow equalization. After treatment, the effluent will be disposed via surface application for a maximum daily rate of 300 gallons. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize On-Site Sewage Facility permit for two rental houses located at 101 Eastern Rd, Wimberley, Texas 78676. All present voting "Aye". MOTION PASSED**



33844 AUTHORIZE THE CONSTABLE PRECINCT 5 OFFICE TO PURCHASE ONE ADDITIONAL AXON IN-CAR CAMERA SYSTEM AND AMEND THE BUDGET ACCORDINGLY

In August 2018 the Commissioner's Court authorized additional Axon in-car camera systems to fully equip the newly leased vehicles for all Constable's Offices. Due to an oversight, one camera system was not included in the list of equipment that was authorized for purchase for the Constable Pct. 5 fleet. Potential Funding Source Co-Wide Contingencies. Attachment: Axon Enterprise Quote. Budget Amendment: Decrease Co-Wide Contingencies. Increase Law Enforcement Equipment. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize the Constable Precinct 5 Office to purchase one additional Axon In-Car Camera System and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33845 APPROVE OUT OF STATE TRAVEL FOR FIVE MEMBERS OF THE HAYS COUNTY VETERANS COURT TEAM TO ATTEND THE NATIONAL ASSOCIATION OF DRUG COURT PROFESSIONALS (NADCP) ALL RISE 19 CONFERENCE IN NATIONAL HARBOR, MD JULY 14-17, 2019 AND AMEND THE BUDGET ACCORDINGLY

The NADCP has convened the only national conference for treatment court professionals to expand treatment for individuals with substance use and mental health disorders. Attendees will gain new tactics, insights and increased ability to improve the success of the Hays County Veterans Court. Hays County Veterans Court team is as follows: Laura Balo, Veterans Court Coordinator Jason Anika, Probation Officer Gerald Ramcharan, Program Manager Brenda Jarden-Holter, Defense Attorney Chris Johnson, Hays County Judge, County Court-at-Law 2Office of the Governor grant funds will be utilized for all expenses. Budget Amendment: Increase Continuing Education .5551 - \$8,500 Decrease Insurance Benefits Medical .5160_400 - (\$8,500). **A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve out of state travel for five members of the Hays County Veterans Court team to attend the National Association of Drug Court Professionals (NADCP) All Rise 19 Conference in National Harbor, MD July 14-17, 2019 and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33846 AUTHORIZE THE HISTORICAL COMMISSION TO UTILIZE DONATED FUNDS TO PURCHASE EQUIPMENT AND SUPPLIES RELATED TO THE KYLE DEPOT RESTORATION PROJECT AND AMEND THE BUDGET ACCORDINGLY

On January 8, 2019 the Historical Commission presented a donation to court for acceptance related to repairs and restoration of the Kyle Depot Caboose. Funds were accepted and deposited into the contract services account to contract the needed work. In order to save costs the Hays County Building Maintenance department has agreed to manage the project, therefore, the funds need to be amended to the appropriate accounts to record the purchases. No additional funds are required. Budget Amendment: (\$54,911) - Decrease Contract Services \$1,000 - Increase General Supplies (paint supplies) \$1,000 - Increase Contract Services (lift rental for painting) \$10,690 - Increase Misc. Equipment_Op (detailed items below) A&E Signs for signage SI Mechanical for a/c unit \$44,221 - Increase Misc. Capital Imprv_Ops (detailed items below) Trans Rail Shop for misc repairs CT Electric for electric panel, lights, power to caboose Fence Lady for 180 ft fence and steps to Caboose \$54,911 - Total project costs. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to authorize the Historical Commission to utilize donated funds to purchase equipment and supplies related to the Kyle Depot Restoration Project and amend the budget accordingly. All present voting "Aye". MOTION PASSED**

33847 ADOPT A RESOLUTION SUPPORTING LEGISLATIVE EFFORTS TO ESTABLISH A HOTEL OCCUPANCY TAX IN THE CITY OF KYLE, TEXAS

A motion was made by Commissioner Shell, seconded by Commissioner Jones to adopt a resolution supporting legislative efforts to establish a Hotel Occupancy Tax in the City of Kyle, Texas. All present voting "Aye". MOTION PASSED

33848 AWARD RFQ 2019-P03 KOHLERS CROSSING - UPRR GRADE SEPARATION IMPROVEMENTS TO HDR ENGINEERING, INC., AND AUTHORIZE STAFF AND GENERAL COUNSEL TO NEGOTIATE A CONTRACT

This RFQ is for professional engineering and other design support services related to proposed grade-separated improvements at Kohlers Crossing and the Union Pacific Railroad (UPRR) in Precinct 2. This is part of an ongoing project that addresses safety and mobility concerns in the City of Kyle. The Project is associated with the overall program of safety and mobility improvements being undertaken by Hays County in partnership with the City of Kyle and the UPRR. The relocation of a portion of the existing railroad siding to north of Burleson Road to improve railroad-roadway operations will require the construction of a grade-separated railroad crossing at Kohlers Crossing. The proposed bridge over the Union Pacific railroad at Kohlers Crossing will eliminate vehicle-railroad car conflicts at that location and improve overall operations of both the roadway and the railroad.



Purchasing received responses from HDR Engineering, Inc., Lockwood Andrews and Newnam, Inc., and HuitZollars, Inc. Upon thorough evaluation, he evaluating committee recommends that the award be made to HDR, Engineering, Inc. Attached: RFQ 2019-P03 Tabulation. **A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to award RFQ 2019-P03 Kohlers Crossing - UPRR Grade Separation Improvements to HDR Engineering, Inc., and authorize staff and General Counsel to negotiate a contract. All present voting "Aye". MOTION PASSED**

33849 HOLD A PUBLIC HEARING WITH POSSIBLE ACTION TO ESTABLISH "NO PARKING" ZONES 50 FEET FROM STOP SIGNS ON MARSH LANE AT DIAMONDBACK COVE IN SHADOW CREEK SUBDIVISION TO HELP WITH TRAFFIC CONCERNS IN FRONT OF RALPH PFLUGER ELEMENTARY SCHOOL

This action would establish a "No Parking" zone on Marsh Lane and Diamondback Cove approximately 50 feet in front of three stop signs (see accompanying map) directly in front of Ralph Pfluger Elementary school to help with traffic concerns as a result of vehicles that park immediately in front of the stop signs while waiting for students to leave at the end of school. **A motion was made by Commissioner Jones, seconded by Commissioner Smith to establish "No Parking" zones 50 feet from stop signs on Marsh Lane at Diamondback Cove in Shadow Creek subdivision to help with traffic concerns in front of Ralph Pfluger Elementary school. All present voting "Aye". MOTION PASSED**

33850 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN HAYS COUNTY AND LNV, INC. REGARDING ENGINEERING SERVICES FOR A SIGNAL WARRANT STUDY AND SIGNAL DESIGN FOR THE CR266/REDWOOD ROAD INTERSECTION

The County Engineer is proposing the work to be performed in two phases: \$20,880 - Phase I - Route and Design Studies to be completed in FY19 \$188,762 - Phase II - Environmental Studies and Signal Design to be budgeted in FY20. Attachment: LNV, Inc. PSA. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the County Judge to execute a Professional Services Agreement (PSA) between Hays County and LNV, Inc. regarding engineering services for a signal warrant study and signal design for the CR266/Redwood Road intersection. All present voting "Aye". MOTION PASSED**

33851 AUTHORIZE THE EXECUTION OF A CONSTRUCTION CONTRACT WITH INTERMOUNTAIN SLURRY SEAL, INC. FOR THE TRANSPORTATION DEPARTMENT RELATED TO ROAD IMPROVEMENTS

The Transportation Department would like to utilize Intermountain Slurry Seal for micro surfacing to extend the life of the road pavement for named projects. Projects to be completed include: >Hidden Oaks Subdivision, Pct. 2 >Meadow Woods Subdivision, Pct. 2 >Arroyo Ranch Subdivision, Pct. 4 These projects will be scheduled for September 2019 and are budgeted within the FY19 Transportation Departments operating budget. Procurement is allowable through the Bexar County ILA purchasing agreement and in accordance with Bexar County PO#11597775. **A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the execution of a Construction Contract with Intermountain Slurry Seal, Inc. for the Transportation Department related to road improvements. All present voting "Aye". MOTION PASSED**

33852 SUB-1175; EPPRIGHT ADDITION SUBDIVISION (5 LOTS). DISCUSSION AND POSSIBLE ACTION TO APPROVE PRELIMINARY PLAN

County Planner, Marcus Pacheco spoke. Eppright Addition is a proposed 5 lot subdivision located along Post Oak Road in PCT 3. Water service will be provided by private wells and rainwater collection. Wastewater service will be accomplished by individual OSSF. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve preliminary plan of SUB-1175; Eppright Addition Subdivision (5 Lots). All present voting "Aye". MOTION PASSED**

33853 SUB-1248; FARMHOUSE ON ELDER HILL II SUBDIVISION (2 LOTS). DISCUSSION AND POSSIBLE ACTION TO APPROVE PRELIMINARY PLAN

County Planner, Marcus Pacheco spoke. Farmhouse on Elder Hill II is a proposed 2 lot subdivision located along Elder Hill Road in Precinct 4. Water service will be provided by private wells and rainwater collection. Wastewater service will be accomplished by Individual On-Site Sewage Facilities. **A motion was made by Commissioner Smith, seconded by Commissioner Jones to approve preliminary plan SUB-1248; Farmhouse on Elder Hill II Subdivision (2 Lots). All present voting "Aye". MOTION PASSED**

33854 SUB-1220; CALL FOR A PUBLIC HEARING ON MAY 21ST, 2019 TO DISCUSS APPROVAL OF THE REPLAT OF LOT 4, LEGEND OAKS SECTION TWO SUBDIVISION



Legend Oaks Section Two is a recorded subdivision located off of Nameless Road in Precinct 3. The proposed re-plat will divide the 18.08 acre lot 4 into 7 lots. Water service will be provided by rainwater collection. Wastewater treatment will be accomplished by individual on-site sewage facilities. **A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to call for a Public Hearing on May 21st, 2019 to discuss SUB-1220; Legend Oaks Section Two Subdivision. Replat of Lot 4. All present voting "Aye". MOTION PASSED**

33855 SUB-1116; CALL FOR A PUBLIC HEARING ON MAY 21ST, 2019 TO DISCUSS APPROVAL OF THE REPLAT OF LOTS 1,3,4, 8 & 9, FAMILY TREE SUBDIVISION

Family Tree Subdivision is a recorded subdivision located off of Fitzhugh Road and Preslar Circle in Precinct 4. The proposed re-plat will remove the plat note from the original Family Tree plat restricting TCEQ (then TNRCC) prohibited activities. It will also propose the following: -Revise the boundary of Lot 4, creating Lot 4-A. -Split Lot 3 into two lots, creating Lot 3-A and 3-B. -Combine Lot 8 and 9 to create Lot 8-A. Water service will be provided by rainwater collection. Wastewater treatment will be accomplished by individual onsite sewage facilities. **A motion was made by Commissioner Smith, seconded by Commissioner Jones to call for a Public Hearing on May 21st, 2019 to discuss approval of the SUB-1116; Family Tree Subdivision. Replat of Lots 1,3,4, 8 & 9. All present voting "Aye". MOTION PASSED**

33856 AUTHORIZE ON-SITE SEWAGE SYSTEM PERMIT FOR 64 RVS AND GRANT A VARIANCE TO TABLE 10-2 OF THE HAYS COUNTY RULES FOR ON-SITE SEWAGE FACILITIES AT 690 HILLSIDE TERRACE, BUDA, TEXAS 78610

Hill Commercial Dev, LLC is proposing an On-Site Sewage System to serve 64 RV sites. This 30.56 acre tract of land will be served by a public water system. The system designer has designed a non-standard treatment system. After treatment, the effluent will be disposed via low-pressure pipe for a maximum daily rate of 2640 gallons. The system designer, Travis Weiser, P.E., is requesting a variance to Table 10-2 of the Hays County Rules for OnSite Sewage Facilities which requires 20 foot property line setbacks from effluent disposal areas. His justification for the variance request is that the "TCEQ has a 5 foot property line to disposal area..., this system has secondary treatment reducing the organic load..., and the adjoining property is a middle school that appears unlikely to be used as a single family development with septic systems adjoining our proposed system." The designer has proposed the disposal area to be 10 feet from the property line. **A motion was made by Commissioner Jones, seconded by Commissioner Smith to authorize On-Site Sewage System Permit for 64 RVs and grant a variance to Table 10-2 of the Hays County Rules for On-Site Sewage Facilities at 690 Hillside Terrace, Buda, Texas 78610. All present voting "Aye". MOTION PASSED**

Clerk's Note Agenda Item #30 RE: 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 BIG HAT. POSSIBLE ACTION MAY FOLLOW IN OPEN COURT. - was pulled

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. POSSIBLE ACTION MAY FOLLOW. - was pulled

Clerk's Note Agenda Item #32 RE: DISCUSSION AND POSSIBLE ACTION RELATED TO THE BURN BAN AND/OR DISASTER DECLARATION. - was pulled

Clerk's Note Agenda Item #33 RE: DISCUSSION OF ISSUES RELATED TO THE ROAD BOND PROJECTS, INCLUDING UPDATES FROM MIKE WEAVER, PRIME STRATEGIES, WADE BENTON, HNTB AND ALLEN CROZIER, HDR. POSSIBLE ACTION MAY FOLLOW. - was pulled

Clerk's Note Agenda Item #34 RE: DISCUSSION OF ISSUES RELATED TO ELECTRO PURIFICATION INCLUDING UPDATES ON THE FILED APPLICATION. POSSIBLE ACTION MAY FOLLOW. - was pulled

ADJOURNMENT

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to adjourn court at 12:16 p.m.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



I, ELAINE H. CÁRDENAS, 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 7, 2019.

A handwritten signature in cursive script that reads "Elaine H. Cardenas".

ELAINE H. CÁRDENAS, COUNTY CLERK AND EXOFFICIO
CLERK OF THE COMMISSIONERS' COURT OF
HAYS COUNTY, TEXAS

