

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 22, 2021

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 22nd DAY OF JUNE A.D., 2021, IN THE HAYS COUNTY COURTHOUSE, 111 E. SAN ANTONIO ST., SUITE 301, SAN MARCOS, TEXAS, 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
VALERIE VALDEZ	SENIOR DEPUTY CLERK

Clerk's Note: For complete transcript go to Hays County Website
<https://hayscountytexas.com/commissioners-court/court-video/>
Transcript can be translated into any language through Google.com.

THE FOLLOWING PROCEEDINGS WERE HAD, THAT IS:

Josh Murillo of the San Marcos Seventh Day Adventist Church 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 made a public comment regarding Hays County's financial status. Rodrigo Amaya made public comments regarding the updated fire department policies and county staff accountability. Mark Key, Dripping Springs Water Supply Corp., made a public comment against the proclamation of item #32.

36522 ADOPT A PROCLAMATION DECLARING JULY 2021 AS PARKS AND RECREATION MONTH IN HAYS COUNTY.

Tammy Crumley, Director of Countywide Operations, announced the list of open parks. She gave recognition to the staff for maintaining the parks. Commissioner Shell thanked the park staff for their work throughout this year. Commissioner Smith stated that the staff is greatly appreciated for their dedication to the parks including their work for several upcoming projects slated for the county. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to adopt a proclamation declaring July 2021 as Parks and Recreation Month in Hays County. All present voted "Aye." MOTION PASSED.**

36523 ADOPT A PROCLAMATION RECOGNIZING THE 25TH YEAR OF OPERATION OF THE EDWARDS AQUIFER AUTHORITY.

Dan Lyon made a public comment against this item. Mike De la Garza, Communications for Edwards Aquifer Authority, stated there is an education center that has been created inside Morgan's Wonderland. He spoke of the upcoming projects for future generations. He thanked the court for the recognition. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a Proclamation recognizing the 25th year of operation of the Edwards Aquifer Authority. All present voted "Aye." MOTION PASSED.**

36524 APPROVE PAYMENTS OF COUNTY INVOICES.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve payments of County invoices. All present voted "Aye." MOTION PASSED.

36525 APPROVE THE PAYMENT OF UNITED HEALTHCARE CLAIMS.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the payment of United Healthcare claims. All present voted "Aye." MOTION PASSED.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 22, 2021

36526 APPROVE THE PAYMENT OF THE JUNE 30, 2021 PAYROLL DISBURSEMENTS IN AN AMOUNT NOT TO EXCEED \$4,025,000.00 EFFECTIVE JUNE 30, 2021 AND POST TOTALS FOR WAGES, WITHHOLDINGS, DEDUCTIONS AND BENEFITS ON THE HAYS COUNTY WEBSITE ONCE FINALIZED.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the payment of the June 30, 2021 payroll disbursements in an amount not to exceed \$4,025,000.00 effective June 30, 2021 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized. All present voted "Aye." MOTION PASSED.

36527 AUTHORIZE THE EXECUTION OF THE FY 2021 GRANT AGREEMENT WITH THE U.S. DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION FOR OVERTIME REIMBURSEMENTS RELATED TO THE SHERIFF'S OFFICE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE (OCDETF) AND AMEND THE BUDGET ACCORDINGLY.

Rodrigo Amaya made public comments against this item and requested additional information. Commissioner Ingalsbe stated she would contact the Sheriff's office for the additional information in question. A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the execution of the FY 2021 Grant Agreement with the U.S. Department of Justice, Drug Enforcement Administration for overtime reimbursements related to the Sheriff's Office Organized Crime Drug Enforcement Task Force (OCDETF) and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

36528 AUTHORIZE THE CONSTABLE PCT. 4 OFFICE TO ACCEPT A \$4,500 DONATION FROM STEVE VENSKI, BILLY BRANDENBERGER, AND WILLIAM CARIKER FOR THE PURCHASE OF LAW ENFORCEMENT EQUIPMENT AND SUPPLIES AND AMEND THE BUDGET ACCORDINGLY.

Rodrigo Amaya made a public comment against this item. Commissioner Smith thanked the families for their donations. The court along with Mark Kennedy, General Counsel, and Ron Hood, Constable Precinct 4, discussed the description of the item as there were questions about the transparency of the item description. The court agreed that the donation description is proper. A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Constable Pct. 4 Office to accept a \$4,500 donation from Steve Venski, Billy Brandenberger, and William Cariker for the purchase of law enforcement equipment and supplies and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

36529 APPROVE ELECTION FEES FOR ELECTION SERVICES PROVIDED.

A motion was made by Commissioner Smith, seconded by Commissioner Ingalsbe to approve Election Fees for election services provided. All present voted "Aye." MOTION PASSED.

36530 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR THE 2 BARNDOMINIUMS AND 2 RV SPACES LOCATED AT 710 BELL SPRINGS RD, DRIPPING SPRINGS, TEXAS 78620.

A motion was made by Commissioner Smith, seconded by Commissioner Ingalsbe to authorize On-Site Sewage Facility Permit for the 2 barndominiums and 2 RV spaces located at 710 Bell Springs Rd, Dripping Springs, Texas 78620. All present voted "Aye." MOTION PASSED.

36531 APPROVE OUT OF STATE TRAVEL, UTILIZING THE SHERIFF'S OFFICE CONTINUING EDUCATION FUNDS, FOR FLEET MAINTENANCE SUPERVISOR MARTIN GONZALES TO ATTEND THE HARLEY DAVIDSON MOTOR COMPANY'S POLICE TECHNICAL TRAINING IN ORLANDO, FLORIDA ON SEPTEMBER 13-30, 2021.

Rodrigo Amaya made a public comment questioning the number of units that are Harley Davidsons. Commissioner Smith stated that he believed all the Sheriff's Office motorcycle units are Harley Davidson. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve out of state travel, utilizing the Sheriff's Office Continuing Education Funds, for Fleet Maintenance Supervisor Martin Gonzales to attend the Harley Davidson Motor Company's Police Technical Training in Orlando, Florida on September 13-30, 2021. All present voted "Aye." MOTION PASSED.



JUNE 22, 2021

36532 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR AN OFFICE BUILDING AT 2710 W HWY 290, DRIPPING SPRINGS, TX, 78620.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for an office building at 2710 W Hwy 290, Dripping Springs, TX, 78620. All present voted "Aye." MOTION PASSED.

36533 AUTHORIZE ON-SITE SEWAGE FACILITY PERMIT FOR A DUPLEX LOCATED AT 701 HORACE HOWARD LANE, SAN MARCOS, TEXAS 78666.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize On-Site Sewage Facility Permit for a duplex located at 701 Horace Howard Lane, San Marcos, Texas 78666. All present voted "Aye." MOTION PASSED.

36534 APPROVE UTILITY PERMITS.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Utility Permits. All present voted "Aye." MOTION PASSED.

36535 AUTHORIZE THE COUNTY JUDGE TO EXECUTE A SOFTWARE LICENSE AGREEMENT WITH BOLDPLANNING, INC. RELATED TO THE CONTINUITY OF OPERATIONS (COOP) AND EMERGENCY OPERATIONS PLANS (EOP) ANNUAL LICENSING FOR COUNTY WIDE PLANNING.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Software License Agreement with BOLDplanning, Inc. related to the Continuity of Operations (COOP) and Emergency Operations Plans (EOP) annual licensing for county wide planning. All present voted "Aye." MOTION PASSED.

36536 AUTHORIZE JM ENGINEERING, LLC TO REPLACE THE CURRENT MAGIC CHEF 3.5-TON HEAT PUMP SPLIT SYSTEM HVAC WITH A NEW 3.5-TON AMERICAN STANDARD HVAC LOCATED AT THE PCT 5 OFFICE IN THE AMOUNT OF \$9,006 AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize JM Engineering, LLC to replace the current Magic Chef 3.5-Ton heat pump split system HVAC with a new 3.5-Ton American Standard HVAC located at the PCT 5 Office in the amount of \$9,006 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

36537 AUTHORIZE JM ENGINEERING, LLC TO REPLACE THE FAILED CARRIER HVAC SYSTEM CURRENTLY LOCATED AT THE PCT 4 OFFICE WITH A NEW 3.5-TON AMERICAN STANDARD HVAC SYSTEM IN THE AMOUNT OF \$6,603 AND AMEND THE BUDGET ACCORDINGLY.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize JM Engineering, LLC to replace the failed Carrier HVAC system currently located at the PCT 4 office with a new 3.5-Ton American Standard HVAC system in the amount of \$6,603 and amend the budget accordingly. All present voted "Aye." MOTION PASSED.

36538 APPROVE SPECIFICATIONS FOR IFB 2021-B10 FISCHER STORE ROAD @ RM 2325 AND AUTHORIZE PURCHASING TO SOLICIT FOR PROPOSALS AND ADVERTISE.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve specifications for IFB 2021-B10 Fischer Store Road @ RM 2325 and authorize Purchasing to solicit for proposals and advertise. All present voted "Aye." MOTION PASSED.

36539 AUTHORIZE THE HAYS COUNTY COMMISSIONER'S COURT TO SUBMIT A REQUEST FOR FUNDS TO THE TEXAS COMPTROLLER'S OFFICE FOR UNCLAIMED CAPITAL CREDITS PURSUANT TO THE TEXAS PROPERTY CODE, SECTION 74.602 AND CERTIFY ANY AVAILABLE FUNDING WILL BE USED PER TEXAS LOCAL GOVERNMENT CODE, SECTION 381.004.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 22, 2021

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Hays County Commissioner's Court to submit a request for funds to the Texas Comptroller's Office for unclaimed capital credits pursuant to the Texas Property Code, Section 74.602 and certify any available funding will be used per Texas Local Government Code, Section 381.004. All present voted "Aye." MOTION PASSED.

36540 CALL FOR A PUBLIC HEARING ON JULY 13, 2021 TO ESTABLISH A 4-WAY STOP AT THE INTERSECTION OF DARDEN HILL ROAD, SAWYER RANCH ROAD, AND THE ENTRANCE FOR THE NEW CYPRESS SPRINGS ELEMENTARY SCHOOL OPENING FALL 2021.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to call for a public hearing on July 13, 2021 to establish a 4-way stop at the intersection of Darden Hill Road, Sawyer Ranch Road, and the entrance for the new Cypress Springs Elementary School Opening Fall 2021. All present voted "Aye." MOTION PASSED.

36541 CALL FOR A PUBLIC HEARING ON JULY 13, 2021 TO ESTABLISH A ONE-WAY TRAFFIC ZONE (EASTBOUND ONLY) FOR THE EASTERN SEGMENT OF TIGER LANE AS A RESULT OF NEW SCHOOL TRAFFIC ROUTES FOR THE DRIPPING SPRINGS MIDDLE SCHOOL FOR FALL 2021.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to call for a public hearing on July 13, 2021 to establish a One-Way traffic zone (eastbound only) for the eastern segment of Tiger Lane as a result of new school traffic routes for the Dripping Springs Middle School for Fall 2021. All present voted "Aye." MOTION PASSED.

36542 ACCEPT THE MAINTENANCE BOND RIDER EXTENSION #PB03016800273M IN THE AMOUNT OF \$32,600.00 UNTIL DECEMBER 3, 2021 FOR SUNFIELD SUBD., PHASE 3, SECTION 2.

Commissioner Jones thanked Jerry Borcharding, Director of Transportation, for his work managing the bonds. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept the maintenance bond rider extension #PB03016800273M in the amount of \$32,600.00 until December 3, 2021 for Sunfield Subd., Phase 3, Section 2. All present voted "Aye." MOTION PASSED.

36543 ACCEPT THE MAINTENANCE BOND RIDER EXTENSION #PB03016800240M IN THE AMOUNT OF \$22,000.00 UNTIL DECEMBER 3, 2021 FOR SUNFIELD SUBD., PHASE 3, SECTION 4.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept the maintenance bond rider extension #PB03016800240M in the amount of \$22,000.00 until December 3, 2021 for Sunfield Subd., Phase 3, Section 4. All present voted "Aye." MOTION PASSED.

36544 APPROVE THE SELECTION OF PAPE DAWSON ENGINEERS, INC. TO PERFORM CONSTRUCTION ENGINEERING & INSPECTION (CE&I) SERVICES FOR THE FISCHER STORE ROAD SAFETY IMPROVEMENTS PROJECT IN PRECINCT 3; AND TO AUTHORIZE STAFF AND COUNSEL TO NEGOTIATE A WORK AUTHORIZATION UNDER THEIR ON-CALL CE&I CONTRACT.

Commissioner Shell stated this item is needed for safety improvements. A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve the selection of Pape Dawson Engineers, Inc. to perform Construction Engineering & Inspection (CE&I) services for the Fischer Store Road Safety Improvements project in Precinct 3; and to authorize staff and counsel to negotiate a Work Authorization under their On-Call CE&I contract. All present voted "Aye." MOTION PASSED.

36545 ACCEPT THE ROAD CONSTRUCTION & DRAINAGE IMPROVEMENTS, ACCEPT THE 2-YEAR MAINTENANCE BOND #107434401 IN THE AMOUNT OF \$135,377.94, AND ACCEPT THE 1-YEAR REVEGETATION BOND #107434402 IN THE AMOUNT OF \$56,853.00 FOR PARTEN RANCH SUBD., PHASE 5.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 22, 2021

A motion was made by Commissioner Smith, seconded by Commissioner Shell to accept the road construction & drainage improvements, accept the 2-year maintenance bond #107434401 in the amount of \$135,377.94, and accept the 1-year revegetation bond #107434402 in the amount of \$56,853.00 for Parten Ranch Subd., Phase 5. All present voted "Aye." MOTION PASSED.

36546 AUTHORIZE THE COUNTY JUDGE TO EXECUTE CONTRACT AMENDMENT NO. 1 FOR A TIME EXTENSION ON THE PUBLIC INVOLVEMENT SERVICES AGREEMENT BETWEEN HAYS COUNTY AND CONCEPT DEVELOPMENT & PLANNING, LLC. FOR THE RM 150 WEST ALIGNMENT PROJECT AS PART OF THE HAYS COUNTY ROAD BOND PROGRAM.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute Contract Amendment No. 1 for a time extension on the Public Involvement Services Agreement between Hays County and Concept Development & Planning, LLC. for the RM 150 West Alignment project as part of the Hays County Road Bond Program. All present voted "Aye." MOTION PASSED.

36547 AUTHORIZE THE COUNTY JUDGE TO EXECUTE SUPPLEMENTAL NO. 8 IN THE AMOUNT OF \$6,002 TO THE PROFESSIONAL SERVICES AGREEMENT FOR GENERAL ENGINEERING CONSULTANT (GEC)/PROGRAM MANAGEMENT SERVICES WITH HNTB CORPORATION FOR THE HAYS COUNTY/TXDOT PARTNERSHIP PROGRAM; AN AUTHORIZE A DISCRETIONARY EXEMPTION PURSUANT TO TEXAS LOCAL GOVERNMENT CODE CH. 262.024(A)(4).

Commissioner Ingalsbe stated this item is needed to prepare the environmental report that is required. A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute Supplemental No. 8 in the amount of \$6,002 to the Professional Services Agreement for General Engineering Consultant (GEC)/Program Management services with HNTB Corporation for the Hays County/Tx_dot Partnership Program; an authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4). All present voted "Aye." MOTION PASSED.

36548 AUTHORIZE THE SELECTION OF PAPE-DAWSON ENGINEERS TO PROVIDE ENGINEERING DESIGN SERVICES RELATED TO IMPROVEMENTS TO BEBACK INN ROAD AND AUTHORIZE STAFF AND COUNSEL TO NEGOTIATE A CONTRACT.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the selection of Pape-Dawson Engineers to provide engineering design services related to improvements to Beback Inn Road and authorize staff and counsel to negotiate a contract. All present voted "Aye." MOTION PASSED.

36549 CALL FOR A PUBLIC HEARING ON JULY 13, 2021 TO ESTABLISH A 4-WAY STOP AT THE INTERSECTION OF CENTERPOINT ROAD AND CR 266.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to call for a public hearing on July 13, 2021 to establish a 4-way stop at the intersection of Centerpoint Road and CR 266. All present voted "Aye." MOTION PASSED.

36550 APPROVE PRELIMINARY PLAN; PLN-1646-NP, ANTHEM PHASE 2 AND 3 PRELIMINARY PLAN (153 LOTS).

Commissioner Jones gave an overview of the property details. Marcus Pacheco, Director of Development Services, stated the water and wastewater will be provided by the City of Kyle. This item has full staff recommendation. A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve preliminary plan; PLN-1646-NP, Anthem Phase 2 and 3 Preliminary Plan (153 Lots). All present voted "Aye." MOTION PASSED.

36551 CALL FOR A PUBLIC HEARING ON JULY 13TH, 2021 TO DISCUSS APPROVAL OF THE FINAL PLAT OF THE PICO RANCH 1, REPLAT; PLN-1549-PC.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 22, 2021

A motion was made by Commissioner Shell, seconded by Commissioner Smith to call for a Public Hearing on July 13th, 2021 to discuss approval of the final plat of the Pico Ranch 1, Replat; PLN-1549-PC. All present voted "Aye." MOTION PASSED.

36552 AUTHORIZE THE OFFICE OF EMERGENCY SERVICES TO PURCHASE PIX4DMAPPER SOFTWARE THROUGH GRANITE DEFENSE TECHNOLOGIES RELATED TO UAV MAPPING SOFTWARE FOR DISASTER AND RECOVERY EFFORTS.

Dan Lyon made public comments regarding purchasing additional drones and additional training. Rodrigo Amaya made public comments regarding using previously purchased drones. Mike Jones, Director of Emergency Services, stated his office will use the previously purchased drones. **A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Office of Emergency Services to purchase Pix4Dmapper Software through Granite Defense Technologies related to UAV mapping software for disaster and recovery efforts. All present voted "Aye." MOTION PASSED.**

36553 APPROVE A RESOLUTION PROVIDING COMMENTS TO GROUNDWATER MANAGEMENT AREA (GMA) 9 REGARDING JOINT PLANNING EFFORTS TO ADOPT DESIRED FUTURE CONDITIONS.

Rick Broun, DSWSC, made a public comment against this item. Dan Lyon made a public comment requesting additional information regarding this item. Ray Tilley made public comments in favor of this item. Commissioner Shell clarified some of the GMA 9 area. He stated he understands the difficulty of managing groundwater. There was discussion among the court to include all interested parties for input on future of water resources. Commissioner Smith stated that the county needs more representation for Region L and Region K. **A motion was made by Commissioner Shell, seconded by Commissioner Jones to approve a resolution providing comments to Groundwater Management Area (GMA) 9 regarding joint planning efforts to adopt desired future conditions. Commissioner Ingalsbe, Commissioner Jones, and Commissioner Shell voted "Aye." Judge Becerra voted "No." Commissioner Smith stated "Present/Abstained." MOTION PASSED.**

Clerk's Note: After the item was voted on Commissioner Ingalsbe asked Commissioner Smith for clarification of his response during the roll call from item #32. She did not understand what he meant by stating "Present." Commissioner Smith responded by stating that he abstained for the item.

36554 PROVIDE DIRECTION TO STAFF AND TO IDENTIFY A HAYS COUNTY APPROACH TO THE PROSPECTIVE ALLOCATION UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 (H.R. 1319).

The court along with Marisol Villarreal-Alonzo, Auditor, and Mark Kennedy, General Counsel, discussed the options available to the court for fund allocations. Commissioner Smith presented a draft resolution. It was decided to include several changes to the proposed resolution that was read in court. Mark Kennedy, General Counsel, stated he would amend the resolution to include the changes made by the court members. **A motion was made by Commissioner Smith, seconded by Commissioner Ingalsbe to provide direction to staff and to identify a Hays County approach to the prospective allocation under the American Rescue Plan Act of 2021 (H.R. 1319). All present voted "Aye." MOTION PASSED.**

Clerk's Note: Executive Session began at 11:30 a.m. and resumed back into open court at 12:05 p.m.

EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION REGARDING THE PURCHASE, EXCHANGE, LEASE AND/OR VALUE OF REAL PROPERTY ASSOCIATED WITH THE POSAC-RECOMMENDED 2020 PARKS AND OPEN SPACE BOND PROJECTS. POSSIBLE DISCUSSION AND/OR ACTION MAY FOLLOW IN OPEN COURT.

No action was taken.



JUNE 22, 2021

36555 EXECUTIVE SESSION PURSUANT TO SECTIONS 551.071 AND 551.072 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL AND DELIBERATION TO CONSIDER A RESOLUTION DETERMINING THE NECESSITY AND AUTHORIZING THE USE OF THE COUNTY'S POWER OF EMINENT DOMAIN TO ACQUIRE APPROXIMATELY 1.2596 ACRES IN FEE SIMPLE AND 0.7610 ACRES OF PERMANENT UTILITY EASEMENT FROM PROPERTY LOCATED ALONG OLD BASTROP HWY (CR266) SOUTH OF RATTLER ROAD, OWNED SHC HOLDINGS, LLC, AND WHICH IS REQUIRED FOR THE CONSTRUCTION OF THE PROPOSED CR 266 ROADWAY IMPROVEMENTS, AND TAKE OTHER APPROPRIATE ACTION (CR266 CENTERPOINT TO RATTLER, PARCEL20). POSSIBLE ACTION TO FOLLOW IN OPEN COURT.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Resolution of the County of Hays, Texas declaring the public necessity for acquiring by condemnation the fee simple title to and a utility easement upon certain described property for the purpose of improving Old Bastrop Highway as part of the CR 266 Project and ordering the condemnation of said property to proceed. All present voted "Aye." MOTION PASSED.

EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE: CONSULTATION WITH COUNSEL REGARDING THE COUNTY RETIREE POLICY, INCLUDING BUT NOT LIMITED TO RETIREE INSURANCE. DELIBERATION AND/OR POSSIBLE ACTION MAY FOLLOW IN OPEN COURT.

No action was taken.

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

Fire Marshall is recommending no burn ban. No action was taken.

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

Judge Becerra read the Sheriff's update of the inmate population. The estimated cost for outsourcing was \$54,000.00. The average number of outsourced males is 126 and the number of outsourced females is 0. The number of arrests made by agency are as follows; Buda Police Department - 2, Department of Public Safety - 1, Hays County Sheriff's Department - 66, this includes court ordered commitments, warrant pick-ups from all agencies, and self-surrender warrants from all agencies, Constable Precinct 1 – 4, Kyle Police Department -26, San Marcos Police Department – 38. No action was taken.

Clerk's Note Agenda Item #39 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 #40 RE: *DISCUSSION AND POSSIBLE ACTION RELATED TO PROPOSED BILLS IN THE 87TH REGULAR SESSION OF THE TEXAS LEGISLATURE AND TO CONSIDER ADOPTION OF RESOLUTION(S) REGARDING PROPOSED BILLS. THE COURT MAY OPT TO WITHDRAW TO EXECUTIVE SESSION DURING THIS ITEM TO CONSULT WITH LEGAL COUNSEL PURSUANT TO TEXAS GOVERNMENT CODE 551.071. WAS PULLED.*

Clerk's Note Agenda Item #41 RE: *UPDATE FROM THE COUNTY JUDGE AND STAFF REGARDING THE LOCAL DISASTER DECLARATION AND COVID-19. POSSIBLE DISCUSSION AND ACTION MAY FOLLOW. WAS PULLED.*

ADJOURNMENT

A motion was made by Commissioner Jones, seconded by Judge Becerra to adjourn court at 12:10 p.m.

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 22, 2021

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 June 22, 2021.



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

