

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JUNE 21, 2022

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 21st DAY OF JUNE A.D., 2022, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

RUBEN BECERRA
DEBBIE GONZALES INGALSBE
MARK JONES
LON A. SHELL
WALT SMITH
ELAINE H. CÁRDENAS

COUNTY JUDGE
COMMISSIONER, PCT. 1
COMMISSIONER, PCT. 2
COMMISSIONER, PCT. 3
COMMISSIONER, PCT. 4
COUNTY 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:

Pastor Darius Todd 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

Kenneth W. Davis made a public comment concerning road quality at Hays Country Oaks II and the need for a stoplight at Jerry's Lane and FM 1626 due to numerous accidents. He asked the court to request that the state legislature have a special session to address gun laws. Dan Lyon made a public comment concerning water conservation efforts and how they are funded.

37706 Adopt a Proclamation recognizing June 2022 as Elder Abuse Prevention Awareness Month.

Jennifer Alvarado, Hays County Adult Protective Services Supervisor, introduced Joshua Morin, a caseworker for Hays County. Morin spoke about the stigma around reporting elder abuse and their goal to end it. The court thanked them for bringing awareness to this issue. Commissioner Smith spoke about his experience with elder abuse and encouraged the public to learn more about the signs of it.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to adopt a Proclamation recognizing June 2022 as Elder Abuse Prevention Awareness Month.

Vote: 5 - 0 Passed - Unanimously

37707 Adopt a Proclamation Recognizing the 35th Anniversary of the Workforce Solutions Rural Capital Area.

Paul Fletcher, CEO of Workforce Solutions Rural Capital Area, thanked the court and spoke about the company's mission of developing the workforce. The court thanked him for his work.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt a Proclamation Recognizing the 35th Anniversary of the Workforce Solutions Rural Capital Area.

Vote: 5 - 0 Passed - Unanimously

37708 Adopt a Proclamation recognizing June 2022 as LGBTQ Pride Month.

A motion was made by Commissioner Ingalsbe, seconded by Judge Becerra to adopt a Proclamation recognizing June 2022 as LGBTQ Pride Month.

Vote: 5 - 0 Passed - Unanimously

Judge Becerra explained the Proclamation was not provided in the back-up due to his office being short-staffed, and that an English teacher helped his office write it. Commissioner Smith stated he would like a copy to read before

voting and would like to make edits to it. Kim Castle Connor, author of the Proclamation, spoke about her intent of inclusivity. Dan Lyon made a public comment against pride and voting on the Proclamation before it was read. Commissioner Smith stated the Proclamation is too broad and undefined regarding the state legislature and that he agrees with some of what they are doing. Commissioner Shell and Commissioner Jones stated they support this Proclamation but would like to have it prior to voting. Commissioner Ingalsbe spoke about her belief of loving everyone. Commissioner Smith clarified he only has an issue with some of the wording, not with the Proclamation itself. The court discussed amending the Proclamation to remove the words "Legislative" and "every".

A motion was made by Commissioner Smith, seconded by Commissioner Jones to amend the Proclamation by removing the words "Legislative" and "every". Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, and Commissioner Smith voted "Aye." Judge Becerra voted "No."

Vote: 4 - 1 Passed

37709 Adopt a Proclamation recognizing the Celebration of the 80th Anniversary of La Sociedad Mutualista de Cuauhtemoc.

Judge Becerra thanked Commissioner Ingalsbe for the Proclamation and spoke about the importance of the Cuauhtemoc. Commissioner Ingalsbe thanked the representatives of the Proclamation and spoke about her personal experience with the Cuauhtemoc. Commissioner Smith stated the organization does good work throughout the state. Rosina Valle, Vice Chair of the Hays County Historical Commission and member of the Hispanic Heritage Committee, spoke about her family's history with the organization and invited the public to view the display on the first floor of the courthouse. She stated a historical marker is coming soon. Laura Benavides, President of La Sociedad Mutualista de Cuauhtemoc, thanked the community for their support and spoke about the scholarships offered to students. She invited the public to the 80th anniversary celebration and described their plans to provide more services to the community. Judge Becerra thanked Valle for her service.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to adopt a Proclamation recognizing the Celebration of the 80th Anniversary of La Sociedad Mutualista de Cuauhtemoc.

Vote: 5 - 0 Passed - Unanimously

Update by Jude Prather, Veteran Services Officer, regarding Hope 4 Veterans Grant.

Jude Prather, Hays County Veteran Services Officer, spoke about the work Hope 4 Veterans does, including rental and utility assistance. He stated the program was able to spend 100% of the grant funds received and were able to service 41 veterans and 4 surviving spouses during 2020. He introduced Cheryl Robinson, program manager of Hope 4 Hays, who increased the grant to \$150,000 for the program's third year, and thanked Vickie Dorsett, Assistant County Auditor, for helping get the program started. Cheryl Robinson stated they have served 72 people this year and have expanded aid to include car payments and car insurance. She thanked Hays County and Prather for her experience working for the program. Judge Becerra thanked them for their work. Commissioner Ingalsbe thanked them for their work. Prather stated this is the third successful year of the program and a full time staff position is being added. Commissioner Shell stated Hays County has one of the best Veterans Services Offices in Texas. Commissioner Smith encouraged any surviving spouses or dependents to look into the program for assistance. No action taken.

Clerk's Note: Commissioner Smith was absent for the vote on Resolution #s 37710-37719.

37710 Approve payments of County invoices.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve payments of County invoices.

Vote: 4 - 0 Passed - Unanimously

37711 Approve the payment of Juror checks.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the payment of Juror checks.

Vote: 4 - 0 Passed - Unanimously

37712 Approve the payment of United Healthcare claims.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the payment of United Healthcare claims.

Vote: 4 - 0 Passed - Unanimously

37713 Approve the payment of the June 30, 2022 payroll disbursements in an amount not to exceed \$4,100,000.00 effective June 30, 2022 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve the payment of the June 30, 2022 payroll disbursements in an amount not to exceed \$4,100,000.00 effective June 30, 2022 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

Vote: 4 - 0 Passed - Unanimously

37714 Authorize payment of \$806.70 to Cornerstone Detention Products, Inc. for the Jail related to repairs to a separation door and food port locks where no purchase order was in place as required per the County Policy.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize payment of \$806.70 to Cornerstone Detention Products, Inc. for the Jail related to repairs to a separation door and food port locks where no purchase order was in place as required per the County Policy.

Vote: 4 - 0 Passed - Unanimously

37715 Approve Utility Permits.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve Utility Permits.

Vote: 4 - 0 Passed - Unanimously

37716 Authorize Payment to Card Service Center in the amount of \$578.64 for Lodging at the Texas Department of Emergency Management Conference in which no purchase order was issued as required per the Hays County Purchasing Policy.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize Payment to Card Service Center in the amount of \$578.64 for Lodging at the Texas Department of Emergency Management Conference in which no purchase order was issued as required per the Hays County Purchasing Policy.

Vote: 4 - 0 Passed - Unanimously

37717 Authorize the County Clerk's Office to purchase of 2 AR-E file stampers from National Date Stamp valued at \$2,113.00 for the County Clerk Courts Division and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Clerk's Office to purchase of 2 AR-E file stampers from National Date Stamp valued at \$2,113.00 for the County Clerk Courts Division and amend the budget accordingly.

Vote: 4 - 0 Passed - Unanimously

37718 Accept the Fiscal Year 2021 Hays County Emergency Services District #3 Audit Report per Texas Health and Safety Code 775.082.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to accept the Fiscal Year 2021 Hays County Emergency Services District #3 Audit Report per Texas Health and Safety Code 775.082.

Vote: 4 - 0 Passed - Unanimously

37719 Receive Annual Road Reports for each Precinct as required by the Texas Transportation Code Sect 251.005.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to receive Annual Road Reports for each Precinct as required by the Texas Transportation Code Sect 251.005.

Vote: 4 - 0 Passed - Unanimously

37720 Appoint Pastor Darius Todd, as the Chaplain for Hays County, Texas, pursuant to the Resolution, Policy and Procedure Regarding Invocations, adopted by the Commissioners Court on October 16, 2012.

Mark Kennedy, General Counsel, stated Pastor Todd created an online reservation system for Commissioners Court invocations. He also spoke about balancing the First Amendment right to freedom of speech while avoiding the establishment of religion by government.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to appoint Pastor Darius Todd, as the Chaplain for Hays County, Texas, pursuant to the Resolution, Policy and Procedure Regarding Invocations, adopted by the Commissioners Court on October 16, 2012.

Vote: 5 - 0 Passed - Unanimously

Clerk's Note: Commissioner Smith was absent for the vote for Resolution #s 37721-37726.

37721 Authorize a waiver to the purchasing policy for the Sheriff's Office to use existing funds to purchase two Motor-One Wireless Shoulder Mics from PVP Communications, valued at \$1,383.00, and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize a waiver to the purchasing policy for the Sheriff's Office to use existing funds to purchase two Motor-One Wireless Shoulder Mics from PVP Communications, valued at \$1,383.00, and amend the budget accordingly.

Vote: 4 - 0 Passed - Unanimously

37722 Authorize the Sheriff's Office to use existing funds to purchase an 80" Ram Bar from Lenco Armored Vehicles valued at \$2,702.91; authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(7)(D) and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the Sheriff's Office to use existing funds to purchase an 80" Ram Bar from Lenco Armored Vehicles valued at \$2,702.91; authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(7)(D) and amend the budget accordingly.

Vote: 4 - 0 Passed - Unanimously

37723 Authorize a waiver to the purchasing policy for the Sheriff's Office to use existing funds to purchase The WRAP by Safe Restraints, Inc., valued at \$1,413.00, and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize a waiver to the purchasing policy for the Sheriff's Office to use existing funds to purchase The WRAP by Safe Restraints, Inc., valued at \$1,413.00, and amend the budget accordingly.

Vote: 4 - 0 Passed - Unanimously

37724 Amend various departmental operating, special revenue and capital project budgets in preparation for FY 2022 mid-year financial reporting.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to amend various departmental operating, special revenue and capital project budgets in preparation for FY 2022 mid-year financial reporting.

Vote: 4 - 0 Passed - Unanimously

37725 Authorize the County Judge to execute a Contract Amendment between Hays County and Kyle Landscaping Services related to Cemetery Maintenance pursuant to IFB 2022-B04, adding Antioch Cemetery (\$140.00 per visit for the front area and \$240.00 as directed for the back area).

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Judge to execute a Contract Amendment between Hays County and Kyle Landscaping Services related to Cemetery Maintenance pursuant to IFB 2022-B04, adding Antioch Cemetery (\$140.00 per visit for the front area and \$240.00 as directed for the back area).

Vote: 4 - 0 Passed - Unanimously

37726 Approve specifications for IFB 2022-B14 Metal Beam Guard Fence (MBGF) Materials and authorize Purchasing to solicit for bids and advertise.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to approve specifications for IFB 2022-B14 Metal Beam Guard Fence (MBGF) Materials and authorize Purchasing to solicit for bids and advertise.

Vote: 4 - 0 Passed - Unanimously

37727 Authorize a waiver to the purchasing policy and amend the Constable Pct. 2 operating budget for increased costs of \$679.00 for a Motor-One Wireless Shoulder Mic for the Motor Unit.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize a waiver to the purchasing policy and amend the Constable Pct. 2 operating budget for increased costs of \$679.00 for a Motor-One Wireless Shoulder Mic for the Motor Unit.

Vote: 5 - 0 Passed - Unanimously

37728 Approve an amended list of positions authorized to receive overtime payments as outlined in the Hays County Personnel Policy, Section 2A112.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve an amended list of positions authorized to receive overtime payments as outlined in the Hays County Personnel Policy, Section 2A112.

Vote: 5 - 0 Passed - Unanimously

37729 Authorize the County Judge to execute a First Amendment and a Second Amendment to the Master Services Agreement with Securus Technologies, LLC related to electronic mail and field service technician.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a First Amendment and a Second Amendment to the Master Services Agreement with Securus Technologies, LLC related to electronic mail and field service technician.

Vote: 5 - 0 Passed - Unanimously

37730 Amend the Constable's operating budgets related to law enforcement equipment for vehicles approved in the FY2022 budget process.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to amend the Constable's operating budgets related to law enforcement equipment for vehicles approved in the FY2022 budget process.

Vote: 5 - 0 Passed - Unanimously

37731 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.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe 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.

Vote: 5 - 0 Passed - Unanimously

37732 Approve extension of RFP 2016-P06 Bank Depository with Sage Capital Bank, N.A. for a period not to exceed 92 days (September 30, 2022) and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4).

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve extension of RFP 2016-P06 Bank Depository with Sage Capital Bank, N.A. for a period not to exceed 92 days (September 30, 2022) and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4).

Vote: 5 - 0 Passed - Unanimously

37733 Discussion and possible action to approve the selection of WSB Inc. to review Traffic Impact Analyses for certain proposed residential and commercial developments in Hays County.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the selection of WSB Inc. to review Traffic Impact Analyses for certain proposed residential and commercial developments in Hays County.

Vote: 5 - 0 Passed - Unanimously

37734 Discussion and possible action to call for a public hearing on July 5, 2022 to establish a 3-way stop location on Goforth Road at the intersection with High Road.

Commissioner Ingalsbe stated this is due to safety issues.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to call for a public hearing on July 5, 2022 to establish a 3-way stop location on Goforth Road at the intersection with High Road.

Vote: 5 - 0 Passed - Unanimously

37735 Discussion and possible action to accept fiscal surety for the construction of roadway and drainage improvements in the amount of \$4,800,135.72 for Sunset Oaks, Section 1, Phase 2 Subdivision (Bond # 08BSBIW4813).

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept fiscal surety for the construction of roadway and drainage improvements in the amount of \$4,800,135.72 for Sunset Oaks, Section 1, Phase 2 Subdivision (Bond # 08BSBIW4813).

Vote: 5 - 0 Passed - Unanimously

37736 Discussion and possible action to authorize the County Judge to execute Contract Amendment No. 3 in the amount of \$112,000.00 to the Professional Services Agreement between Hays County and Cobb Fendley & Associates, Inc. for Utility Coordination Services on the TxDOT/Hays County FM110 North Partnership Project and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4).

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute Contract Amendment No. 3 in the amount of \$112,000.00 to the Professional Services Agreement between Hays County and Cobb Fendley & Associates, Inc. for Utility Coordination Services on the TxDOT/Hays County FM110 North Partnership Project and authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4).

Vote: 5 - 0 Passed - Unanimously

37737 Discussion and possible action to authorize the County Judge to execute Supplemental Work Authorization #1 to Work Authorization #3 of the Professional Services Agreement between Hays County and Binkley & Barfield Inc. related to the Windy Hill Project; authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4) and amend the budget accordingly.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Supplemental Work Authorization #1 to Work Authorization #3 of the Professional Services Agreement between Hays County and Binkley & Barfield Inc. related to the Windy Hill Project; authorize a discretionary exemption pursuant to Texas Local Government Code, Ch. 262.024(a)(4) and amend the budget accordingly.

Vote: 5 - 0 Passed - Unanimously

37738 Discussion and possible action to authorize the County Judge to execute Supplemental Work Authorization #2 to Work Authorization #1 of the Professional Services Agreement between Hays County and Binkley & Barfield Inc. related to the Windy Hill Project and amend the budget accordingly.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute Supplemental Work Authorization #2 to Work Authorization #1 of the Professional Services Agreement between Hays County and Binkley & Barfield Inc. related to the Windy Hill Project and amend the budget accordingly.

Vote: 5 - 0 Passed - Unanimously

Clerk's Note: Commissioner Jones was absent for the vote for Resolution # 37739.

37739 Discussion and possible action to adopt a Resolution and Order Closing, Abandoning, and Vacating a portion of Right of Way, formerly platted as Crestwood Street, in Precinct 3; to authorize execution of a deed reflecting said abandonment; and to authorize execution of an Easement Agreement for Access related to the portion of the Right of Way that will remain accessible to the public.

Commissioner Shell stated this road looks to be originally platted in the City of San Marcos, but the process was never completed. Marcus Pacheco, Development Services Director, explained this is for a vacant road that no longer is maintained by the City of San Marcos. Commissioner Smith stated many of these situations have been found in the last few years.

A motion was made by Commissioner Shell, seconded by Commissioner Jones to adopt a Resolution and Order Closing, Abandoning, and Vacating a portion of Right of Way, formerly platted as Crestwood Street, in Precinct 3; to authorize execution of a deed reflecting said abandonment; and to authorize execution of an Easement Agreement for Access related to the portion of the Right of Way that will remain accessible to the public.

Vote: 4 - 0 Passed - Unanimously

37740 Discussion and possible action to call for a public hearing on July 5, 2022 to establish 4-way stop locations on Mathias Lane at the intersection with Texas Ash Drive and at the intersection with Spider Lily Drive.

Commissioner Ingalsbe stated speed bumps were first considered, but 4-way stops were determined to be more appropriate.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to call for a public hearing on July 5, 2022 to establish 4-way stop locations on Mathias Lane at the intersection with Texas Ash Drive and at the intersection with Spider Lily Drive.

Vote: 5 - 0 Passed - Unanimously

37741 PLN-1710-NP; Camino Real Takedown 1, Preliminary Plan (458 Lots). Discussion and possible action to approve preliminary plan.

Marcus Pacheco, Development Services Director, provided background on the item and stated it has full staff recommendation.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the preliminary plan of Camino Real Takedown 1 (458 Lots).

Vote: 5 - 0 Passed - Unanimously

Discussion and possible action to authorize the County Judge to execute a Development Agreement for Elder Hill Condominiums between Hays County and Gladys Highlands, LLC.

Rick Brennes made a public comment requesting the court to postpone any action until the next meeting to allow the residents of Driftwood to learn more about the development. Sandra Johnson made a public comment against the proposed development and the possible effects it will have on traffic, property values, and water availability. Roxanne Rodriguez, Deputy County Clerk, read emailed public comments against the proposed development from Amanda Teague, Andrew Fahey, Aubrey Scott Dougherty, Brenda Blaine, Edward Alan Hultgren, Emilie Crockett, Jennifer Muegel, Joel Sage, Kalum Dougherty, Kristen Adams, Leann Tock, Lynne Hamlin, Nazee Sage, Sally Hultgren, Sandra and Donald White, Steve Fournier, Summer Dougherty, and Tim and Laura Phelps. Gary Stone made a public comment against the development and its oversight. Anthony Tilford made a public comment against the development and the effect it would have on the area. Commissioner Shell clarified that this project was initially a rental community project and the proposed agreement is a way for the county to have some control over what could be built. He stated the county cannot base decisions of approving permits on land use and provided details on the permit process. Commissioner Smith further clarified that the county does not have land use authority like cities do. Marcus Pacheco, Development Services Director, reiterated the points made by Commissioner Shell and Commissioner Smith, including that the agreement is a way for the county to capture public health and safety items that it otherwise cannot enforce due to exemptions. The court further discussed the concerns with the development, and Commissioner Shell offered to hold any action and speak to the developer. No action taken.

37742 Discussion and possible action to consider granting a variance to Section 10.W.1 of the Hays County Rules for On-Site Sewage Facilities and allow issuance of On-Site Sewage System permit to the owner of 401 Kothmann Road.

Commissioner Shell explained one of the owners is not current on taxes, so the plat cannot be recorded in the County Clerk's office. Marcus Pacheco, Development Services Director, further explained that the owner is requesting the court consider a variance since the plat was approved by the court on April 26th.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to consider granting a variance to Section 10.W.1 of the Hays County Rules for On-Site Sewage Facilities and allow issuance of On-Site Sewage System permit to the owner of 401 Kothmann Road.

Vote: 5 - 0 Passed - Unanimously

37743 Discussion and possible action to authorize the Parks Department to purchase a new Top Hat 5X12 Utility trailer in the amount of \$3,180.00 and amend the budget accordingly.

Tammy Crumley, Director of Countywide Operations, stated a utility trailer is needed to move equipment between parks.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the Parks Department to purchase a new Top Hat 5X12 Utility trailer in the amount of \$3,180.00 and amend the budget accordingly.

Vote: 5 - 0 Passed - Unanimously

37744 Discussion and possible action to authorize partnership with Pet Prevent A Litter (PALS) to hold four pet microchip clinics throughout Hays County not to exceed \$3,880.00 and amend the budget accordingly.

Commissioner Smith questioned how this program is being funded and how the clinic locations were chosen. Kelli Keenan, Vice President of PALS Central Texas, stated the organization would like to hold more clinics if possible. Commissioner Shell stated the Auditor's Office has offered funding from its countywide contingencies or a combination of community program expenses, and that successful clinics have been held in the past. Keenan clarified that some clinics are funded by donations, and stated the Precinct 4 office could be used as a future clinic location. She thanked the court for their support and described the program. Vickie Dorsett, Hays County Budget Office, clarified which funds are available for this.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize a partnership with Pet Prevent A Litter (PALS) to hold four pet microchip clinics throughout Hays County not to exceed \$3,880.00 and amend the budget accordingly, with clinics in Kyle on June 22nd, Buda on June 29th, Wimberley on June 23rd, and an additional clinic in Dripping Springs to be determined at a later date, so that pets may be reunited with their owners, with funds from the Countywide Contingency Fund.

Vote: 5 - 0 Passed - Unanimously

Clerk's Note: Judge Becerra called for a recess that began at 11:27 a.m. and resumed back into open court at 11:38 a.m.

37745 Discussion and possible action to execute an Order Agreement, Master Lease Agreement, and Equipment Removal/Buyout Authorization with Ricoh USA, Inc. for County Wide Copiers, total monthly amount \$1,117.85.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to execute an Order Agreement, Master Lease Agreement, and Equipment Removal/Buyout Authorization with Ricoh USA, Inc. for County Wide Copiers, total monthly amount \$1,117.85.

Vote: 5 - 0 Passed - Unanimously

37746 Discussion and possible action to award a contract for RFP 2022-P08 HVAC - Maintenance & Repair Services, Jail to SI Mechanical, LLC and authorize staff and General Counsel to negotiate a contract.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to award a contract for RFP 2022-P08 HVAC - Maintenance & Repair Services, Jail to SI Mechanical, LLC and authorize staff and General Counsel to negotiate a contract.

Vote: 5 - 0 Passed - Unanimously

37747 Discussion and possible action to accept 17.495 acres of donated property related to the Sentinel Peak Preserve Project; record donation value per the land appraisal report and amend the budget accordingly.

Commissioner Shell stated this donated land is for the Right of Way for the park access road.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to accept 17.495 acres of donated property related to the Sentinel Peak Preserve Project; record donation value per the land appraisal report and amend the budget accordingly.

Vote: 5 - 0 Passed - Unanimously

37748 Discussion and possible action to authorize the County Clerk to realign general ledger position funding within the General Fund and Records Management Fund.

Elaine Cardenas, County Clerk, stated this is an administrative step to make a more appropriate alignment of staff with the funding and has no significant impact on the budget. Vickie Dorsett, Hays County Budget Office, stated this saves the General Fund approximately \$22,000 and does not change any classifications or salaries.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Shell to authorize the County Clerk to realign general ledger position funding within the General Fund and Records Management Fund.

Vote: 5 - 0 Passed - Unanimously

Workshop regarding the Facility Workshop and Needs Assessment Report pursuant to RFP 2022-P02 - Animal Shelter and Animal Services Feasibility Study.

Nicola Ladkin made a public comment regarding the local animal shelters and their struggle to take care of numerous animals. She thanked the court for their support of the study and urged them to support the proposed Hays County Pet Resources Center. Commissioner Shell spoke about the San Marcos Regional Animal Shelter's struggle to keep up with the county's growth and the need for more facilities. Commissioner Ingalsbe thanked Dr. Pizano and her team for their work on the study. Judge Becerra spoke about the importance of this effort. Dr. Sara Pizano, Animal Welfare Strategist with Team Shelter, presented recommendations for the animal shelter, including outsourcing to a non-profit. Heather Lewis, Animal Arts Architect, spoke about the construction of a new facility, including placing it where population is dense and has an economic need, square footage, and cost. Dr. Pizano spoke about sterilization and microchip programs and creating a system that returns pets to owners. She provided recommendations for each municipality and Discussed the Human Animal Support Services (HASS) model of animal sheltering. Commissioner Smith expressed concerns about the lack of a proposed facility for the west side of the county and the staff levels needed. The court and speakers discussed these concerns. Commissioner Shell spoke about the need to collaborate with the municipalities in the county. Commissioner Ingalsbe spoke about the need for consistent ordinance revisions and programs that move pets out of shelters. Lewis spoke about next steps for planning and cost estimates. Shari Boyett, Hays County Animal Advocate Advisor, stated the current shelter is in a crisis and action is needed. No action taken.

Clerk's Note: Executive Session began at 1:30 p.m. and resumed back into open court at 4:25 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 taken.

Executive Session pursuant to Section 551.071 and Section 551.076 of the Texas Local Government Code regarding the deployment, or specific occasions for implementation, of security personnel or devices. Possible discussion and/or action may follow in Open Court.

No action taken.

37749 Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Government Code: consultation with counsel and deliberation regarding employment and duties of all individual positions employed by Hays County, Grade 112 and below. Possible discussion and/or action may follow in open court.

Commissioner Smith stated the view of the court is to keep employees. Judge Becerra stated there is an effort by Human Resources to have a full assessment of all positions in the county.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to establish a 3% salary adjustment pool for grades 110 and below for one-time payments not to exceed \$1,250 per position with the following parameters: Department Head or Elected Official will allocate; the employee must have been hired on or before May 1, 2022; the employee must be employed on the date of the payment to be issued on July 31, 2022.

Vote: 5 - 0 Passed - Unanimously

Executive Session pursuant to Sections 551.071 and 551.074 of the Texas Local Government Code: consultation with counsel and deliberation regarding all individual positions serving the Hays County Mental Health Courts. Possible discussion and/or action may follow in Open Court.

No action taken.

Discussion and possible action related to the burn ban.

Mark Wobus, Hays County Fire Marshal, stated the KBDI is 647 and urged the public to use caution during the 4th of July. No action 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. Current maximum jail capacity is 410 inmates. Jail Standards recommends holding 10% open, lowering current capacity to 368 inmates. The jail's daily average was 693 for the week of June 12, 2022 with a peak of 696 inmates on June 18, 2022. The estimated cost for outsourcing inmates this week was \$134,120. The average number of outsourced males is 225 and females is 54. This week's inmates were housed in the following counties: Atascosa, Blanco, Burnet, Comal, Fort Bend, Lee, Maverick, and Red River. The number of arrests made by agency are as follows; Buda Police Department - 4, Department of Public Safety - 2, Hays County Sheriff's Office - 52, Constable Precinct 1 - 7, Kyle Police Department - 25, San Marcos Police Department - 39, Texas State Police Department - 1. The number of "paper-ready" inmates who are now wardens of the state is 51. Commissioner Ingalsbe and Commissioner Smith stated they have reached out to Representatives regarding paper-ready inmates. No action taken.

Clerk's Note Agenda Item #N-3 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 #N-4 RE: *Discussion and possible action regarding Hays County's use of federal or other grant funding related to COVID-19 response including but not limited to the American Rescue Plan Act (ARPA) and the Emergency Rental Assistance Program (ERAP). - WAS PULLED.*

ADJOURNMENT

A motion was made by Commissioner Jones, seconded by Judge Becerra to adjourn court at 4:27 p.m.

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 21, 2022.



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

A decorative flourish line consisting of a series of loops and curves, resembling a stylized wave or a calligraphic flourish.