

HAYS COUNTY COMMISSIONERS' COURT MINUTES



JULY 5, 2022

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 5th DAY OF JULY 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:

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

PUBLIC COMMENTS

Dan Lyon made a public comment concerning County debt, spending for the proposed animal shelter, homelessness and cost of living. Roxanne Rodriguez, Chief Deputy Clerk, read an emailed public comment from Shannon Graham asking the County to pass an ordinance banning the retail sale of dogs and cats in pet stores.

Clerk's Note Agenda Item #F-1 RE: Adopt a Proclamation declaring July 2022 as Parks and Recreation Month in Hays County. - WAS PULLED.

37750 Approve payments of County invoices.

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

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37751 Approve the payment of Juror checks.

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

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37752 Approve the payment of United Healthcare claims.

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

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37753 Approve the payment of the July 15, 2022 payroll disbursements in an amount not to exceed \$3,155,000.00 effective July 15, 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 Jones to approve the payment of the July 15, 2022 payroll disbursements in an amount not to exceed \$3,155,000.00 effective July 15, 2022 and post totals for wages, withholdings, deductions and benefits on the Hays County website once finalized.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37754 Approve a Software Subscription for the Sheriff's Office with SHI for an annual Power Field Training Officer subscription and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve a Software Subscription for the Sheriff's Office with SHI for an annual Power Field Training Officer subscription and amend the budget accordingly.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37755 Approve the re-appointment of Commissioner Lon Shell and Commissioner Debbie Ingalsbe to the Greater San Marcos Partnership (GSMP) Board of Directors.

Dan Lyon made a public comment against the Greater San Marcos Partnership. Commissioner Jones thanked Commissioner Ingalsbe and Commissioner Shell for serving on the board.

A motion was made by Commissioner Jones, seconded by Commissioner Smith to approve the re-appointment of Commissioner Lon Shell and Commissioner Debbie Ingalsbe to the Greater San Marcos Partnership (GSMP) Board of Directors.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37756 Authorize the acceptance of a grant award from the U.S. Department of Justice, Bureau of Justice Assistance for the FY21 State Criminal Alien Assistance Program (SCAAP) in the amount of \$101,195.00 and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the acceptance of a grant award from the U.S. Department of Justice, Bureau of Justice Assistance for the FY21 State Criminal Alien Assistance Program (SCAAP) in the amount of \$101,195.00 and amend the budget accordingly.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37757 Authorize the Office of Emergency Services CERT Division to accept a \$500.00 contribution from the Buda Lions Club and amend the budget accordingly.

Commissioner Jones thanked the Buda Lions Club for their donation.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the Office of Emergency Services CERT Division to accept a \$500.00 contribution from the Buda Lions Club and amend the budget accordingly.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37758 Amend the Commissioner Pct. 1 operating budget for continuing education expenses related to the South Texas County Judge and Commissioners Association Conference.

Dan Lyon made a public comment asking for clarification on the cost and purpose of the continuing education. Commissioner Ingalsbe stated she attended this conference in June to meet the required 16 hours of continuing education and is requesting \$150 to cover expenses.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to amend the Commissioner Pct. 1 operating budget for continuing education expenses related to the South Texas County Judge and Commissioners Association Conference.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37759 Authorize the execution of a renewal Letter Agreement with the Community Supervision and Corrections Department (CSCD) related to the FY2023 Veterans' Services - Veterans' Treatment Court grant for Adult Probation Services.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the execution of a renewal Letter Agreement with the Community Supervision and Corrections Department (CSCD) related to the FY2023 Veterans' Services - Veterans' Treatment Court grant for Adult Probation Services.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37760 Authorize the Local Health Department to have Spectrum Internet and Wi-Fi services installed at the Med Park location in the amount of \$132.97 per month.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Local Health Department to have Spectrum Internet and Wi-Fi services installed at the Med Park location in the amount of \$132.97 per month.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37761 Approve Utility Permits.

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

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37762 Ratify the submission of a grant application to the Department of Justice, Patrick Leahy Bulletproof Vest Partnership (BVP) Grant Program in the amount of \$51,450.00.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to ratify the submission of a grant application to the Department of Justice, Patrick Leahy Bulletproof Vest Partnership (BVP) Grant Program in the amount of \$51,450.00.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37763 Approve the transfer of \$415.00 to the County Judge's Continuing Education budget to cover attendance to the Texas Department of Emergency Management Conference and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the transfer of \$415.00 to the County Judge's Continuing Education budget to cover attendance to the Texas Department of Emergency Management Conference and amend the budget accordingly.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37764 Approve Specifications for RFP 2022-P07 Electronic Security Upgrades and authorize Purchasing to solicit for bids and advertise.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Specifications for RFP 2022-P07 Electronic Security Upgrades and authorize Purchasing to solicit for bids and advertise.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37765 Approve specifications for IFB 2022-B17 Elder Hill Road - Raised Profile Striping and authorize Purchasing to solicit for bids and advertise.

Commissioner Smith thanked Commissioner Shell for working with him and the Transportation Department on the safety improvements.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve specifications for IFB 2022-B17 Elder Hill Road - Raised Profile Striping and authorize Purchasing to solicit for bids and advertise.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37766 Approve specifications for IFB 2022-B15 Francis Harris Lane - Low Water Crossing and authorize Purchasing to solicit for bids and advertise.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve specifications for IFB 2022-B15 Francis Harris Lane - Low Water Crossing and authorize Purchasing to solicit for bids and advertise.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37767 Hold a public hearing with possible action to establish 4-way stop locations on Mathias Lane at the two western-most entrances for the Trails at Windy Hill subdivision: at the intersection with Texas Ash Drive and at the intersection with Spider Lily Drive.

Judge Becerra opened the public hearing at 9:21 a.m. No comments were made. Judge Becerra closed the public hearing at 9:21 a.m. Commissioner Ingalsbe stated the 4-way stops are meant to address traffic and speeding issues in the area.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to establish 4-way stop locations on Mathias Lane at the two western-most entrances for the Trails at Windy Hill subdivision: at the intersection with Texas Ash Drive and at the intersection with Spider Lily Drive.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37768 Hold a public hearing with possible action to establish a 3-way stop location on High Road at the intersection with Goforth Road.

Judge Becerra opened the public hearing at 9:22 a.m. No comments were made. Judge Becerra closed the public hearing at 9:22 a.m. Commissioner Ingalsbe stated the 3-way stop is meant to address traffic and safety issues in the area.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to establish a 3-way stop location on High Road at the intersection with Goforth Road.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37769 Discussion and possible action to accept the maintenance bond rider extensions from DNT Construction until December 31, 2022: Sunfield subdivision: Phase 2, Section 8 - bond #1060750 in the amount of \$188,961.00, Phase 2, Section 11 - bond #1060751 in the amount of \$231,755.60, Phase 3, Section 2 - bond #PB03016800273M in the amount of \$32,600.00, Phase 3, Section 4 - bond #PB03016800240M in the amount of \$22,000.00, Phase 3 "Roadway Extension" - bond #PB03016800210 in the amount of \$30,350.00.

Commissioner Jones stated this extension will allow road repairs to be done and the bond will most likely be released by the end of the year.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to accept the maintenance bond rider extensions from DNT Construction until December 31, 2022: Sunfield subdivision: Phase 2, Section 8 - bond #1060750 in the amount of \$188,961.00, Phase 2, Section 11 - bond #1060751 in the amount of \$231,755.60, Phase 3, Section 2 - bond #PB03016800273M in the amount of \$32,600.00, Phase 3, Section 4 - bond #PB03016800240M in the amount of \$22,000.00, Phase 3 "Roadway Extension" - bond #PB03016800210 in the amount of \$30,350.00.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37770 Discussion and possible action to consider the acceptance of road construction & surface drainage improvements, release of the subdivision bond #US00112379SU21A in the amount of \$3,599,477.50, and acceptance of the 2-year maintenance bond #204919W in the amount of \$132,147.05 for Sunset Oaks subdivision, Phase 1, Section 1.

Commissioner Ingalsbe stated the construction bond for the subdivision is being released and the maintenance bond for the road is being accepted.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to accept road construction & surface drainage improvements, release the subdivision bond #US00112379SU21A in the amount of \$3,599,477.50, and accept the 2-year maintenance bond #204919W in the amount of \$132,147.05 for Sunset Oaks subdivision, Phase 1, Section 1.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37771 Discussion and possible action to approve the selection of LJA Engineering, Inc. to provide right-of-way acquisition services for the FM 2001 Gap project in Precinct 1 and Precinct 2; and authorize staff and counsel to negotiate a contract.

Commissioner Jones explained there is a section of road for this project that still needs right-of-way and this will acquire it.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to approve the selection of LJA Engineering, Inc. to provide right-of-way acquisition services for the FM 2001 Gap project in Precinct 1 and Precinct 2; and authorize staff and counsel to negotiate a contract.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37772 Discussion and possible action to approve the selection of K Friese & Associates, Inc. to provide professional design services for the FM 110 South Grading project in Precinct 1; and to authorize staff and counsel to negotiate a contract, granting a discretionary exemption to formal procurement pursuant to Texas Local Government Code Section 262.024(a)(4) (professional services).

Commissioner Ingalsbe stated the project has been delayed and an upgrade to the planning documents is needed.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve the selection of K Friese & Associates, Inc. to provide professional design services for the FM 110 South Grading project in Precinct 1; and to authorize staff and counsel to negotiate a contract, granting a discretionary exemption to formal procurement pursuant to Texas Local Government Code Section 262.024(a)(4) (professional services).

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37773 Discussion and possible action to consider the release of the maintenance bond #HSIFSU0740229 in the amount of \$29,484.72 for Reunion Ranch subdivision, Phase 3, Section 2, release of the maintenance bond #HSIFSU0704229 in the amount of \$13,944.02 for Reunion Ranch subdivision, Phase 3, Section 5, and the acceptance of roads and surface drainage improvements into the County Road Maintenance System.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to release the maintenance bond #HSIFSU0740229 in the amount of \$29,484.72 for Reunion Ranch subdivision, Phase 3, Section 2, release the maintenance bond #HSIFSU0704229 in the amount of \$13,944.02 for Reunion Ranch subdivision, Phase 3, Section 5, and accept roads and surface drainage improvements into the County Road Maintenance System.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37774 Discussion and possible action to authorize the Court to execute a Change Order No. 4 with LJA Engineering, Inc. in the amount of \$4,800.00 to provide Right-of-Way Acquisition services for the Darden Hill/Sawyer Ranch Road Intersection Roundabout project in Precinct 4 as part of the Hays County 2016 Road Bond Program, utilizing a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4).

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Court to execute a Change Order No. 4 with LJA Engineering, Inc. in the amount of \$4,800.00 to provide Right-of-Way Acquisition services for the Darden Hill/Sawyer Ranch Road Intersection Roundabout project in Precinct 4 as part of the Hays County 2016 Road Bond Program, utilizing a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(4).

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37775 Discussion and possible action to authorize the County Judge to execute an Agreement for a Local On-System Improvement Project between Hays County and the Texas Department of Transportation related to the FM 2770 at Flint Hills Development Project in Pct. 4.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the County Judge to execute an Agreement for a Local On-System Improvement Project between Hays County and the Texas Department of Transportation related to the FM 2770 at Flint Hills Development Project in Pct. 4.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37776 Discussion and possible action to authorize the County Judge to execute Contract Amendment No. 1 in the amount of \$75,000.00 to the Professional Service Agreement with BGE, Inc. to provide construction engineering, inspection & testing (CE&I) services for the Lime Kiln Road project in Precinct 3, as part of the 2016 Road Bond Program.

Commissioner Shell stated this will wrap up the project.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to execute Contract Amendment No. 1 in the amount of \$75,000.00 to the Professional Service Agreement with BGE, Inc. to provide construction engineering, inspection & testing (CE&I) services for the Lime Kiln Road project in Precinct 3, as part of the 2016 Road Bond Program.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37777 Discussion and possible action to authorize the County Judge to execute Contract Amendment No. 2 in the amount of \$97,067.86 to the Professional Service Agreement with HDR Engineering, Inc. to provide construction engineering, inspection & testing (CE&I) services as part of the On-Call CE&I contract and related to the 2016 Road Bond Program RM 3237 at RM 150 Roundabout project.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the County Judge to execute Contract Amendment No. 2 in the amount of \$97,067.86 to the Professional Service Agreement with HDR Engineering, Inc. to provide construction engineering, inspection & testing (CE&I) services as part of the On-Call CE&I contract and related to the 2016 Road Bond Program RM 3237 at RM 150 Roundabout project.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra

5 - 0 Passed - Unanimously

37778 Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and BGE, Inc. to act as the General Engineering Consultant (GEC) for the SH 45 Study Project in Pct. 4.

Commissioner Smith stated this provides oversight for the contract for the 45 Project. Commissioner Jones thanked Commissioner Smith for moving this project along. Commissioner Smith spoke about keeping property owners involved in this project and stated this will provide a direct and distinct route. Commissioner Ingalsbe asked if discussions with Travis County will continue. Commissioner Smith responded that this project is included in the Austin and Travis County master transportation plans and communication will be ongoing. Judge Becerra stated concerns have been raised with him about expanding into Travis County.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the County Judge to execute a Professional Services Agreement between Hays County and BGE, Inc. to act as the General Engineering Consultant (GEC) for the SH 45 Study Project in Pct. 4.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith

NAY: Judge Becerra

4 - 1 Passed

37779 Discussion and possible action to authorize the County Judge to execute a Professional Services Agreement between Hays County and WSB Inc. to provide for the technical review of Traffic Impact Analyses of proposed residential and commercial developments.

Commissioner Jones stated this will help the Transportation Department while they are short-staffed.

A motion was made by Commissioner Jones, seconded by Commissioner Ingalsbe to authorize the County Judge to execute a Professional Services Agreement between Hays County and WSB Inc. to provide for the technical review of Traffic Impact Analyses of proposed residential and commercial developments.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37780 Discussion and possible action to award a contract for IFB 2022-B10 Winters Mill Parkway @ RM 3237 Intersection with Aaron Concrete Contractors, LP in the amount of \$2,056,525.60.

Commissioner Shell stated the low bid was chosen for this project.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to award a contract for IFB 2022-B10 Winters Mill Parkway @ RM 3237 Intersection with Aaron Concrete Contractors, LP in the amount of \$2,056,525.60.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

Clerk's Note Agenda Item #J-1 RE: PLN-1726-NP; Gragg Subdivision. Discussion and possible action to consider a variance from section 721.5.05 (B) of the Hays County Development Regulations and approval of final plat. - **WAS PULLED.**

37781 Discussion and possible action to authorize the Justice of the Peace, Precinct 3 Office to hire the Justice Clerk slot 0855-009 position at the 14th percentile effective July 18, 2022.

Commissioner Shell stated an excellent candidate for this position was found and requires court approval. Judge Becerra reminded the public that the County is in the middle of an assessment to address inflation and cost of living increases.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to authorize the Justice of the Peace, Precinct 3 Office to hire the Justice Clerk slot 0855-009 position at the 14th percentile effective July 18, 2022.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37782 Discussion and possible action to authorize a not to exceed budget of \$27,750.00 for office furniture for the Magistration Division and Mental Health Specialty Court and amend the budget accordingly.

Commissioner Shell further explained the locations of these offices.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to authorize a not to exceed budget of \$27,750.00 for office furniture for the Magistration Division and Mental Health Specialty Court and amend the budget accordingly.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37783 Discussion and possible action to establish a system of payment by Hays County for Global Positioning System (GPS) monitoring as a condition of bonded release from the Hays County Jail.

Judge Becerra stated this will help with lowering the County's inmate population. Commissioner Shell elaborated that this issue has been discussed many times in the context of pre-trial services and could be used if a judge orders GPS monitoring via ankle bracelets. Commissioner Ingalsbe added this is also a cost saving measure. Mark Kennedy, General Counsel, clarified this program is meant to accommodate release from the jail facility when it could not otherwise be achieved, as opposed to being used on people that would have been released anyway.

A motion was made by Commissioner Shell, seconded by Commissioner Ingalsbe to establish a system of payment by Hays County for Global Positioning System (GPS) monitoring as a condition of bonded release from the Hays County Jail.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37784 Discussion and possible action to authorize the County Judge to execute a Contract between Hays County and Texas State Sports Properties, LLC regarding sponsorship and advertising of the Hays County Sheriff's Office at Texas State University events; authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(7)(A) and amend the budget accordingly.

Chief Deputy Mike Davenport, Hays County Sheriff's Office, stated this is for recruitment and he is hopeful it can be used for other County offices as well. Judge Becerra asked what the cost is. Vickie Dorsett, First Assistant Auditor, stated it is a \$286,000 contract for a 4-year period with a different dollar amount each year. The first year is \$67,000 and there is a clause that allows termination in any year as long as it is done by the February 1st deadline. Commissioner Ingalsbe stated she hopes this will encourage Texas State University students to apply for County jobs. Judge Becerra thanked Chief Davenport for taking the lead on this item.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the County Judge to execute a Contract between Hays County and Texas State Sports Properties, LLC regarding sponsorship and advertising of the Hays County Sheriff's Office at Texas State University events; authorize a discretionary exemption pursuant to Texas Local Government Code Ch. 262.024(a)(7)(A) and amend the budget accordingly.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

37785 Discussion and possible action to authorize the Information Technology Department to purchase additional printers and licenses related to Ticket Writers for the Constables Offices and amend the budget accordingly.

Jeff McGill, Director of Information Technology, stated this is a continuation of phasing out old ticket writers and replacing with IOS devices. Judge Becerra asked if this will allow deputies to use iPhones to write tickets. McGill responded it will, and even prevent the County from having to purchase expensive ticket writers every few years.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Smith to authorize the Information Technology Department to purchase additional printers and licenses related to Ticket Writers for the Constables Offices and amend the budget accordingly.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

Clerk's Note: Executive Session began at 9:55 a.m. and resumed back into open court at 12:13 p.m.

37786 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.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the County Judge to execute an agreement between Patriots' Hall of Dripping Springs, Texas and Hays County, Texas for the improvement of property dedicated for the benefit of military veterans and the public, as presented in Executive Session.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

Commissioner Smith commented that one of the County's core roles is to act in support of the military veteran community. For many years, Jude Prather and his staff have served the veteran community. This project - the Patriots' Hall of Dripping Springs - gives Hays County the ability to become a beacon for how a community serves military veterans. Hays County will provide \$1.5 million toward the project. It is anticipated that those monies will be used to complete the purchase of the land, as well as the construction of the main building on the property, which will provide a venue for many of the activities there. Patriots' Hall will be dedicated to providing seminars and events that promote veteran wellness and education, as well as community events that serve the broader community. Patriots' Hall will also serve as an elections polling place for the east side of Dripping Springs. Judge Becerra gave his support for the project.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to ratify execution of the Interlocal Funding Agreement between Hays County; City of Dripping Springs, Texas; Dripping Springs Skate Park, Inc. and Dripping Springs Community Foundation; related to the funding of the Dripping Springs Skate Park, originally approved by the Commissioners Court in May 2022.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith, Judge Becerra
5 - 0 Passed - Unanimously

Commissioner Smith commented that modifications made after the court's last vote were primarily oriented around the responsibilities of the parties on the city-side of the project, including Dripping Springs Skate Park, Inc. and Dripping Springs Community Foundation. Modifications did not alter the substance of Hays County's obligations under the agreement.

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 owned by Hays County located at 401 Veterans Drive, Kyle in Pct.3. Possible discussion and/or action may follow in open court.

No action taken.

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 owned by Hays County located at Clovis Barker Road and Civic Center Loop, San Marcos in Pct.1. 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, recommended the current burn ban be extended. He stated current drought index numbers are at 606 and his office was not notified of any damaging fires during the 4th of July weekend. The court thanked Wobus. Judge Becerra spoke about the importance of preparing for wildfires. Commissioner Smith asked if the court needs to take action to extend the burn ban. Mark Kennedy, General Counsel, stated the statutory limit of the burn ban time period has not been reached. 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 inmates for the week of June 26, 2022, with a peak of 702 inmates on June 27, 2022. The estimated cost for outsourcing inmates this week was \$120,580. The average number of outsourced males is 195 and females is 52. This week's inmates were housed in the following counties: Atascosa, Blanco, Burnet, Comal, Fort Bend, Lee, Maverick, and Red River. The number of "paper-ready" inmates who are now wardens of the state is 48. Commissioner Ingalsbe asked the average length of stay for paper-ready inmates. Judge Becerra responded they are staying right up to the 45-day limit. Commissioner Smith added the state is looking for additional facilities to accommodate more inmates and Hays County has a high number of paper-ready inmates due to the large population growth. No action taken.

Clerk's Note Agenda Item #M-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 #M-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 12:16 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 July 5, 2022.



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

