

HAYS COUNTY COMMISSIONERS' COURT MINUTES



AUGUST 16, 2022

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 16th DAY OF AUGUST 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 Danielle Knapp, First United Methodist Church of San Marcos, 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

Jeff Thompson made a public comment in support of Capital Idea, a scholarship program for students attending Austin Community College, and asked the County to increase its contribution to \$100,000. Mary Mitchell made a public comment concerning election integrity and requests for the Elections Office. Doug Stewart made a public comment concerning water shortages in Wimberley due to the development of RV parks and asked for restrictions or limits. Dan Lyon made a public comment concerning home prices, the Central Appraisal District, and their appraisal process. Guadalupe Cortez made a public comment regarding his designs of safety equipment for students in classrooms and asked for assistance in spreading awareness. Rodrigo Amaya made a public comment concerning the new agenda format and inconsistencies in the back-up. He questioned where money from marriage ceremonies performed by Justices of the Peace goes.

Presentation by Connected Nation on the results of the Hays County Broadband Study.

Pam Waggoner, Connected Nation, presented the results of the Hays County Broadband Study. Topics included access to broadband, internet speeds, the recent increase in telework, and ways to improve the County's connectivity. The court discussed with Simone Corprew, Grant Writer with Countywide Operations, and Tammy Crumley, Director of Countywide Operations, the possibility of having internet provider information on the County website. No action taken.

37908 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

37909 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

37910 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

37911 Approve Commissioners Court Minutes of June 7, 2022 and June 21, 2022.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to approve Commissioners Court Minutes of June 7, 2022 and June 21, 2022.

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

37912 Authorize Building Maintenance to replace the existing 3.5 ton, R-22 split system with a new 3.5 ton, R-410a American Standard split system located in the Foreman's Office at the Yarrington Complex in the amount of \$13,109.42 and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize Building Maintenance to replace the existing 3.5 ton, R-22 split system with a new 3.5 ton, R-410a American Standard split system located in the Foreman's Office at the Yarrington Complex in the amount of \$13,109.42 and amend the budget accordingly.

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

37913 Authorize the execution of the annual renewal agreement between the Hays County Parks Department/Countywide Operations and Checkfront Inc. in the amount of \$8,248.50 for continued access to the online reservation systems.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the execution of the annual renewal agreement between the Hays County Parks Department/Countywide Operations and Checkfront Inc. in the amount of \$8,248.50 for continued access to the online reservation systems.

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

37914 Authorize the Local Health Department to accept a \$100.00 donation in the form of ten (10) \$10.00 gift cards from HEB that will be given out as prizes to attendees of the Hispanic/Latino Health forum that the Health Department will be hosting in September 2022 and amend the budget accordingly.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to authorize the Local Health Department to accept a \$100.00 donation in the form of ten (10) \$10.00 gift cards from HEB that will be given out as prizes to attendees of the Hispanic/Latino Health forum that the Health Department will be hosting in September 2022 and amend the budget accordingly.

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

37915 Authorize Hays County Building Maintenance to replace five (5) thermostats and the connecting control wiring located in the Courthouse in the amount of \$3,550.28 and amend the budget accordingly.

Dan Lyon made a public comment concerning the cost and carbon footprint of this item, and questioned why a local company was not chosen. Tammy Crumley, Director of Countywide Operations, explained the issue needing to be fixed and clarified this is a quote, not the actual price. Commissioner Shell and Commissioner Smith further explained the lowest bid is usually chosen.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize Hays County Building Maintenance to replace five (5) thermostats and the connecting control wiring located in the Courthouse in the amount of \$3,550.28 and amend the budget accordingly.

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

37916 Authorize Hays County Building Maintenance/Countywide Operations to purchase two (2) new Astrophysics XIS X-Ray systems for the Government Center in the amount of \$35,227.86 and amend the budget accordingly.

Commissioner Shell clarified the type of equipment being purchased.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize Hays County Building Maintenance/Countywide Operations to purchase two (2) new Astrophysics XIS X-Ray systems for the Government Center in the amount of \$35,227.86 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

37917 Approve Utility Permits.

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

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

5 - 0 Passed - Unanimously

37918 Authorize the Office of Emergency Services to use existing funds for an Emergency Operations Plan (EOP) workshop and training conducted by Bold Planning.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the Office of Emergency Services to use existing funds for an Emergency Operations Plan (EOP) workshop and training conducted by Bold Planning.

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

5 - 0 Passed - Unanimously

37919 Authorize Hays County Building Maintenance/Countywide Operations to purchase two (2) new Magnascanner Body Scanners for the Government Center in the amount of \$9,159.00 and amend the budget accordingly.

Commissioner Shell clarified the type of equipment being purchased.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize Hays County Building Maintenance/Countywide Operations to purchase two (2) new Magnascanner Body Scanners for the Government Center in the amount of \$9,159.00 and amend the budget accordingly.

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

5 - 0 Passed - Unanimously

37920 Authorize the County Judge to execute an updated service agreement between Hays County and The Bug Master to add rodent control services to the service agreement for the Historic Courthouse in the amount of \$110.00 quarterly.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the County Judge to execute an updated service agreement between Hays County and The Bug Master to add rodent control services to the service agreement for the Historic Courthouse in the amount of \$110.00 quarterly.

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

5 - 0 Passed - Unanimously

37921 Authorize the submission of the County Feral Hog Abatement Grant submission to the Texas A&M AgriLife Extension Services, Wildlife Services Program in the amount of \$7,500.00.

A motion was made by Commissioner Jones, seconded by Commissioner Shell to authorize the submission of the County Feral Hog Abatement Grant submission to the Texas A&M AgriLife Extension Services, Wildlife Services Program in the amount of \$7,500.00.

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

5 - 0 Passed - Unanimously

37922 Authorize the Office of Emergency Services to purchase 50 Fire Hoses valued at \$6,888.50 to support wild land fire mitigation and amend the budget accordingly.

Judge Becerra explained the issue with damaged hoses. Commissioner Smith stated that due to supply chain issues, these will be for next fire season. The court expressed support for this item.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the Office of Emergency Services to purchase 50 Fire Hoses valued at \$6,888.50 to support wild land fire mitigation and amend the budget accordingly.

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

37923 Authorize \$3,000.00 in additional funding for the Hays County Community Emergency Response Team (CERT) to purchase consumables in support of firefighter's rehabilitation during wildfires and amend the budget accordingly.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize \$3,000.00 in additional funding for the Hays County Community Emergency Response Team (CERT) to purchase consumables in support of firefighter's rehabilitation during wildfires and amend the budget accordingly.

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

37924 Authorize all County Offices that participate in the Lower Colorado River Authority (LCRA) Trunked Radio System Agreement to purchase component parts from LCRA utilizing a discretionary exemption pursuant to Texas Local Government Code, Section 262.024(a)(7)(D).

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize all County Offices that participate in the Lower Colorado River Authority (LCRA) Trunked Radio System Agreement to purchase component parts from LCRA utilizing a discretionary exemption pursuant to Texas Local Government Code, Section 262.024(a)(7)(D).

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

37925 Approve out of state travel for Chief Deputy, Roxanne Rodriguez, and Senior Deputy, Madison Gish, to attend the Pria Conference on August 30 -- September 1, 2022 in Ft. Lauderdale, FL.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to approve out of state travel for Chief Deputy, Roxanne Rodriguez, and Senior Deputy, Madison Gish, to attend the Pria Conference on August 30 -- September 1, 2022 in Ft. Lauderdale, FL.

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

37926 Hold a public hearing with possible action to establish a 2-way stop location on Sunbright Blvd at the intersection with the school entrance-only drive to help control traffic for the new Sunfield Elementary School.

Judge Becerra opened the public hearing at 10:49 a.m. No comments were made. Judge Becerra closed the public hearing at 10:49 a.m. Commissioner Jones stated this will improve safety.

A motion was made by Commissioner Jones, seconded by Commissioner Smith to establish a 2-way stop location on Sunbright Blvd at the intersection with the school entrance-only drive to help control traffic for the new Sunfield Elementary School.

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

37927 Hold a public hearing with possible action to establish a 4-way stop location on Vista Gardens at the intersection with Parkrose Drive to help control traffic for the new Sunfield Elementary School.

Judge Becerra opened the public hearing at 10:49 a.m. No comments were made. Judge Becerra closed the public hearing at 10:49 a.m. Commissioner Jones stated this will improve safety.

A motion was made by Commissioner Jones, seconded by Commissioner Smith to establish a 4-way stop

location on Vista Gardens at the intersection with Parkrose Drive to help control traffic for the new Sunfield Elementary School.

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

37928 Hold a public hearing with possible action to establish a 4-way stop location on Sunbright Blvd at the intersection with Vista Gardens Drive to help control traffic for the new Sunfield Elementary School.

Judge Becerra opened the public hearing at 10:49 a.m. No comments were made. Judge Becerra closed the public hearing at 10:49 a.m. Commissioner Jones stated this will improve safety.

A motion was made by Commissioner Jones, seconded by Commissioner Smith to establish a 4-way stop location on Sunbright Blvd at the intersection with Vista Gardens Drive to help control traffic for the new Sunfield Elementary School.

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

37929 Discussion and possible action to award a contract for IFB 2022-B17 Elder Hill Road - Raised Profile Striping to Total Highway Maintenance, LLC. in the amount of \$105,230.00.

Commissioner Smith stated this will improve safety. Commissioner Shell stated the low bid was chosen.

A motion was made by Commissioner Jones, seconded by Commissioner Smith to award a contract for IFB 2022-B17 Elder Hill Road - Raised Profile Striping to Total Highway Maintenance, LLC. in the amount of \$105,230.00.

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

37930 PLN-1927-PC; Hold a Public Hearing with possible action to approve the Burnett Ranch, Sec 1, Lot 11, Replat.

Judge Becerra opened the public hearing at 10:50 a.m. No comments were made. Judge Becerra closed the public hearing at 10:51 a.m. Colby Machacek, County Planner with Development Services, provided background on the subdivision and stated it has full staff recommendation.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to approve the Burnett Ranch, Sec 1, Lot 11, Replat.

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

37931 PLN-1949-PC; Hold a Public Hearing with possible action to approve the proposed Glenn H. Kothmann, Lot 39, Replat.

Judge Becerra opened the public hearing at 10:52 a.m. No comments were made. Judge Becerra closed the public hearing at 10:52 a.m. Colby Machacek, County Planner with Development Services, provided background on the subdivision and stated it has full staff recommendation.

A motion was made by Commissioner Shell, seconded by Commissioner Smith to approve the proposed Glenn H. Kothmann, Lot 39, Replat.

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

Clerk's Note: Judge Becerra called for a recess that began at 10:53 a.m. and resumed back into open court at 11:07 a.m.

37932 Discussion and possible action to adopt Election Day Polling Locations for the November 8, 2022, General Election.

Jennifer Doinoff, Hays County Elections Administrator, updated the court on the polling locations for the General

Election. Commissioner Smith spoke about the process of choosing locations. Judge Becerra spoke about the public's concerns about election integrity and the need for consistent locations.

A motion was made by Commissioner Ingalsbe, seconded by Commissioner Jones to adopt Election Day Polling Locations for the November 8, 2022, General Election.

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

37933 Discussion and possible action authorizing the County Judge to execute an Interlocal Cooperation Agreement between Hays County and the Hays Consolidated ISD related to adding three partially federally funded school resource officers and amend the budget accordingly.

Commissioner Jones stated this is to improve school safety, and funding will be split with the Federal Government.

A motion was made by Commissioner Jones, seconded by Commissioner Smith to authorize the County Judge to execute an Interlocal Cooperation Agreement between Hays County and the Hays Consolidated ISD related to adding three partially federally funded school resource officers and amend the budget accordingly.

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

37934 Discussion and possible action authorizing the County Judge to execute an Interlocal Cooperation Agreement between Hays County and the Dripping Springs ISD related to adding one partially federally funded school resource officer and amend the budget accordingly.

Commissioner Smith thanked Dripping Springs Independent School District for working on this.

A motion was made by Commissioner Smith, seconded by Commissioner Jones to authorize the County Judge to execute an Interlocal Cooperation Agreement between Hays County and the Dripping Springs ISD related to adding one partially federally funded school resource officer and amend the budget accordingly.

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

37935 Discussion and possible action to authorize the County Judge to execute an Intergovernmental Inmate Housing Agreement between Hays County, Haskell County, and LaSalle Corrections West, LLC. for the care and custody of overflow Hays County inmates and amend the budget accordingly; authorizing a discretionary exemption pursuant to Section 262.024(a)(2) of the Texas Local Government Code.

Commissioner Smith provided background on the item and why it is needed. Jordan Powell, Assistant General Counsel, explained the agreement and provided details on the cost. Chief Deputy Mike Davenport, Hays County Sheriff's Office, was called on to answer the court's questions. Judge Becerra spoke about his opposition to this item and outsourcing inmates. The court had a lengthy discussion about the pros and cons of this agreement, including the cost, termination clauses, the inclusion of transportation in the agreement, and the necessity of outsourcing due to rapid growth.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the County Judge to execute an Intergovernmental Inmate Housing Agreement between Hays County, Haskell County, and LaSalle Corrections West, LLC. for the care and custody of overflow Hays County inmates and amend the budget accordingly; authorizing a discretionary exemption pursuant to Section 262.024(a)(2) of the Texas Local Government Code.

AYE: Commissioner Ingalsbe, Commissioner Jones, Commissioner Shell, Commissioner Smith
NAY: Judge Becerra
4 - 1 Passed

11:00 a.m. - Budget Workshop regarding the Fiscal Year 2023 budget. Possible action may follow.

Judge Becerra opened the Budget Workshop at 11:07 a.m. Lauren Foye made a public comment in favor of more funding for Pet Prevent a Litter (PALS) and spoke about the services they provide. Elaine Cardenas, Hays County Clerk, presented her budget request for 2 new Deputy Clerk III positions. The court discussed the necessity due to the new court and County growth. Frank Arredondo made a public comment in favor of more funding for the Council for the Indigenous and Tejano Community (CITC). Gina Alba-Rogers, CITC Chair, presented the council's budget request for an increase in funding. Elaine Cardenas, County Clerk, read letters of support for CITC from Kathy Pittman De Leon, John Mckiernan-Gonzalez, and Jesus F. de la Teja. The court expressed appreciation for CITC

and the work they do. Clay DeStefano, Executive Director of the Price Center, presented the center's budget request for an increase in funding. The court discussed the services the Price Center provides, and its level of funding compared to other senior centers in the County. Shari Miller, Director of Human Resources, provided an update on the salary study for elected officials. The court discussed elected official salary increases, past decisions made, and the progress of the salary study for County employees. Judge Becerra closed the Budget Workshop at 12:57 p.m. No action taken.

Clerk's Note: Judge Becerra called for a recess that began at 12:57 p.m. and resumed back into open court at 1:05 p.m.

Clerk's Note: Executive Session began at 2:13 p.m. and resumed back into open court at 3:29 p.m.

37936 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 Parks and Open Space Projects being considered by Hays County. Possible discussion and/or action may follow in open court.

Commissioner Smith stated the first Draw Request they expect to see will be \$651,769.94 to retire debt service on the land for Patriots' Hall in Dripping Springs.

A motion was made by Commissioner Smith, seconded by Commissioner Shell to authorize the processing of Draw Requests made pursuant to fully executed Agreements related to 2020 Parks Bond projects, granted that such Requests have been approved by the Parks Program Manager, the Office of General Counsel, and the Hays County Auditor.

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

Discussion and possible action related to the burn ban.

Mark Wobus, Hays County Fire Marshal, recommended keeping the burn ban in place. Commissioner Smith and Wobus discussed citations written by the County. 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 estimated cost for outsourcing inmates this week was \$91,218. The average number of outsourced males is 151 and females is 37. 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 25. 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 3:30 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 August 16, 2022.

ELAINE H. CÁRDENAS, COUNTY CLERK AND EXOFFICIO



CLERK OF THE COMMISSIONERS' COURT OF
HAYS COUNTY, TEXAS

